

IT-95-5/18-PT 24975  
D24975-D24974 Pvk  
25 SEPTEMBER 2009

**UNITED  
NATIONS**



International Tribunal for the  
Prosecution of Persons  
Responsible for Serious Violations of  
International Humanitarian Law  
Committed in the Territory of the  
former Yugoslavia since 1991

Case No.: IT-95-5/18-PT  
Date: 25 September 2009  
Original: English

**THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL**

**Before: Judge Patrick Robinson, President**  
**Registrar: Mr. John Hocking**  
**Order of: 25 September 2009**

**PROSECUTOR**

**v.**

**RADOVAN KARADŽIĆ**

**PUBLIC**

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**ORDER ASSIGNING A MOTION TO A JUDGE**

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**Office of the Prosecutor**

Mr. Alan Tieger  
Ms. Hildegard Uertz-Retzlaff

**The Accused**

Mr. Radovan Karadžić

**I, PATRICK ROBINSON**, President of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the former Yugoslavia since 1991 (“International Tribunal”),

**NOTING** the “Motion to Recuse Judge Melville Baird”, filed by Radovan Karadžić on 22 September 2009 (“Motion”);

**NOTING** the “Report by the Presiding Judge to President on Motion to Recuse Judge Baird”, issued 25 September 2009;

**CONSIDERING** that my prior role as Presiding Judge of the Pre-Trial Bench in the present case<sup>1</sup> gives rise to a conflict of interest and that, in accordance with Rule 15(A) of the Rules of Procedure and Evidence of the International Tribunal (“Rules”), I shall therefore withdraw from considering the Motion;


**CONSIDERING** that Vice-President Judge O-Gon Kwon has advised me that his current role as Presiding and Pre-trial Judge in the present case<sup>2</sup> gives rise to a conflict of interest and that, in accordance with Rule 15(A) of the Rules, he therefore withdraws from considering the Motion;

**PURSUANT TO** Rule 22(A) of the Rules;

**HEREBY ASSIGN**, with immediate effect, Judge Mehmet Güney to consider the Motion in place of myself.

Done in English and French, the English version being authoritative.

Done this 25th day of September 2009  
At The Hague  
The Netherlands

  
\_\_\_\_\_  
Judge Patrick Robinson  
President

**[Seal of the International Tribunal]**

<sup>1</sup> *Prosecutor v. Karadžić*, Case No. IT-95-5/18-I, Order on Composition of Pre-Trial Bench, 22 August 2008; *Prosecutor v. Karadžić*, Case No. IT-95-5/18-PT, Order Replacing a Judge in a Case Before a Trial Chamber, 18 November 2008.

<sup>2</sup> *Prosecutor v. Karadžić*, Case No. IT-95-5/18-PT, Order Regarding Composition of a Bench of the Trial Chamber, 4 September 2009, p. 2.