



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-05-88-AR73.1
Date: 7 November 2007
Original: English

THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL

Before: Judge Fausto Pocar, President

Registrar: Mr. Hans Holthuis

Order of: 7 November 2007

PROSECUTOR

v.

**VUJADIN POPOVIĆ
LJUBIŠA BEARA
DRAGO NIKOLIĆ
LJUBOMIR BOROVCANIN
RADIVOJE MILETIĆ
MILAN GVERO
VINKO PANDUREVIĆ**

PUBLIC

**ORDER ASSIGNING JUDGES TO A CASE
BEFORE THE APPEALS CHAMBER**

The Office of the Prosecutor:

Mr. Peter McCloskey

Counsel for the Appellants:

Mr. Zoran Živanović and Ms. Julie Condon for Vujadin Popović
Mr. John Ostojić and Mr. Christopher Meek for Ljubiša Beara
Ms. Jelena Nikolić and Mr. Stéphane Bourgon for Drago Nikolić
Mr. Aleksandar Lazarević and Mr. Miodrag Stojanović for Ljubomir Borovčanin
Ms. Natacha Fauveau Ivanović and Mr. Nenad Petrušić for Radivoje Miletić
Mr. Dragan Krgović and Mr. David Josse for Milan Gvero
Mr. Peter Haynes and Mr. Đorđe Sarapa for Vinko Pandurević

I, FAUSTO POCAR, 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 “Decision on the Admissibility of the Borovčanin Interview and the Amendment of the Rule 65 *ter* Exhibit List” issued by Trial Chamber II on 25 October 2007 (“Impugned Decision”);

NOTING that in the Impugned Decision, Trial Chamber II granted certification to file an interlocutory appeal of the Impugned Decision;¹

NOTING the “Borovčanin Defence Interlocutory Appeal of the Trial Chamber’s Decision on the Admissibility of the Borovčanin Interview and the Amendment of the Rule 65 *ter* Exhibit List” filed on 1 November 2007, the “Appeal of Milan Gvero against the Decision (in part) on the Admissibility of the Borovčanin Interview” filed on 1 November 2007, and the “Interlocutory Appeal on Behalf of Ljubiša Beara to the Decision on the Admissibility of the Borovčanin Interview and the Amendment of the Rule 65 *ter* Exhibit List and Joinder of the Appeal of Milan Gvero Against the Decision (in part) on the Admissibility of the Borovčanin Interview” filed on 1 November 2007;

NOTING the “Prosecution’s Appeal on Refusal to Admit Borovčanin’s Interview with Regard to Acts and Conduct of Co-accused” filed on 1 November 2007;

CONSIDERING Articles 12(3) and 14(3) of the Statute of the International Tribunal and Rule 73 of the Rules of Procedure and Evidence of the International Tribunal;

CONSIDERING the composition of the Appeals Chamber of the International Tribunal as set out in document IT/245 issued on 12 May 2006;

¹ Impugned Decision, paras 82, 83(g).

HEREBY ORDER that the Bench in *Prosecutor v. Popović et al.*, Case No. IT-05-88-AR73.1, shall be composed as follows:

Judge Fausto Pocar, Presiding

Judge Mehmet Güney

Judge Andrézia Vaz

Judge Theodor Meron

Judge Wolfgang Schomburg

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

Done this 7th day of November 2007,
At The Hague,
The Netherlands.



Judge Fausto Pocar
President

[Seal of the International Tribunal]