

ICTR-96-14-T  
(5'233'-5'234)  
16/10/2002

5'235'



International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

UNITED NATIONS  
NATIONS UNIES

OR: ENG

TRIAL CHAMBER I

Before: Judge Navanethem Pillay

Registrar: Adama Dieng

Decision of: 16 October 2002

JUDICIAL RECORDS  
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THE PROSECUTOR  
v.  
ELIÉZER NIYITEGEKA

Case No. ICTR-96-14-T

DECISION ON THE DEFENCE'S NOTICE OF INTENTION TO WITHDRAW  
EX PARTE MOTION FOR SUBPOENA

**For the Prosecutor:**

Mr Kenneth C. Fleming  
Ms Melinda Y. Pollard  
Ms Amanda Reichman

**For the Defence:**

Ms Sylvia Geraghty  
Mr Fergal Kavanagh

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**THE INTERNATIONAL CRIMINAL TRIBUNAL FOR RWANDA** (“the Tribunal”);

**SITTING** as Judge Navanethem Pillay designated by the Trial Chamber, pursuant to Rule 73(A) of the Rules of Procedure and Evidence of the Tribunal (“the Rules”);

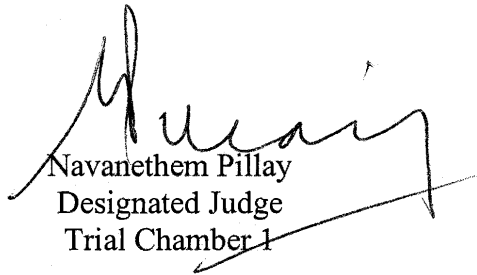
**BEING SEIZED OF** the Defence’s ex parte motion for subpoena in respect of three Defence Witnesses, filed on 4 October 2002 (“the motion”);

**CONSIDERING** the Defence’s request of 14 October 2002 to withdraw the motion;

**TAKING ACCOUNT** of the fact that the Witnesses have been brought safely to Arusha to testify and that the motion is therefore moot;

**DEEMS** the motion withdrawn.

Arusha, 16 October 2002



Navanethem Pillay  
Designated Judge  
Trial Chamber 1

(Seal of the Tribunal)