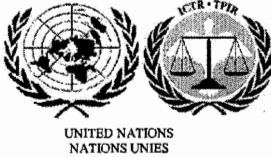


ICTR-99-50-T  
05-11-2003  
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Bett



International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

Or: ENG

**TRIAL CHAMBER II**

**Before:** Judge Asoka de Zoysa Gunawardana, Presiding  
Judge Khalida Rachid Khan  
Judge Lee Gacuiga Muthoga

**Registrar:** Adama Dieng

**Date:** 5 November 2003

**The PROSECUTOR**  
v.  
**Casimir BIZIMUNGU**  
**Justin MUGENZI**  
**Jerôme BICAMUMPAKA**  
**Prosper MUGIRANEZA**  
*Case No. ICTR-99-50-I*

2003 NOV -5 1 P 5: 27  
JUDICIAL RECORDS SECTION  
ICTR

**DECISION ON PROSPER MUGIRANEZA'S RENEWED MOTION TO  
EXCLUDE TESTIMONY OF WITNESSES UNTIL THE PROSECUTOR  
COMPLIES WITH THE TRIAL CHAMBER'S DISCLOSURE ORDER AND  
RULE 66(A)(ii)**

**Counsels for the Prosecution:**

Paul Ng'arua  
Ibukunolu Babajide  
Elvis Bazawule  
George Mugwanya

**Counsel for the Defence:**

Michelyne C. St. Laurent for Casimir Bizimungu  
Howard Morrison and Ben Gumpert for Justin Mugenzi  
Pierre Gaudreau for Jérôme Bicomumpaka  
Tom Moran and Christian Gauthier for Prosper Mugiraneza

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*The Prosecutor v. Casimir Bizimungu et al., Case No. ICTR-99-50-I*

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

**SITTING** as Trial Chamber II, composed of Judge Asoka de Zoysa Gunawardana, Presiding, Judge Khalida Rachid Khan and Judge Lee Gacuiga Muthoga (the “Chamber”);

**BEING SEIZED** of “Prosper Mugiraneza’s Renewed Motion to Exclude Testimony of Witnesses until the Prosecutor Complies with the Trial Chamber’s Disclosure Order and Rule 66(A)(ii)” filed on 2 November 2003, (the “said Motion”);

**CONSIDERING** that this Trial Chamber has already made two Decisions on 31 October 2003 in respect of “Prosper Mugiraneza’s Motion to Strike Non-Protected Witnesses from the Prosecutor’s Witness List” and “Prosper Mugiraneza’s Motion to Prohibit the Calling of Any Prosecution Witness until the Prosecutor Complies with the Trial Chamber’s Disclosure Order”, where the substantial issues raised in the said Motion were dealt with. Therefore the Trial Chamber is of the opinion that this Motion is now moot.

**FOR THE ABOVE REASONS, THE TRIBUNAL**

**DENIES** the Defence Motion in all respects.

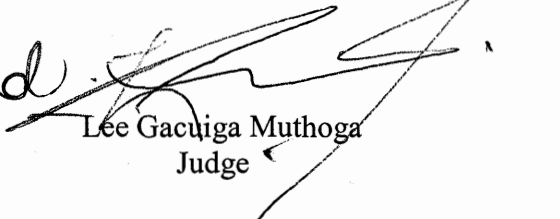
Arusha, 5 November 2003



Asoka de Zoysa Gunawardana  
Presiding Judge



Khalida Rachid Khan  
Judge



Lee Gacuiga Muthoga  
Judge

*(Seal of the Tribunal)*