

ICTR-99-50-T

17-6-2004

15007 — 15006

International Criminal Tribunal for Rwanda  
Tribunal pénal international pour le Rwanda

15007  
smm/hs

Or: ENG

**TRIAL CHAMBER II**

**Before:** Judge Khalida Rachid Khan, Presiding  
Judge Lee Gacuiga Muthoga  
Judge Emile Francis Short

**Registrar:** Mr. Adama Dieng

**Date:** 17 June 2004

**The PROSECUTOR**  
v.  
**Casimir BIZIMUNGU**  
**Justin MUGENZI**  
**Jérôme-Clément BICAMUMPAKA**  
**Prosper MUGIRANEZA**  
*Case No. ICTR-99-50-T*

MINA PROSECUTOR  
ICTR  
2004 JUN 17 A 11:56

**DECISION ON PROSPER MUGIRANEZA'S OBJECTION TO PORTIONS OF  
THE TESTIMONY OF WITNESSES GJX AND ON AND REQUEST FOR  
EXCULPATORY EVIDENCE AND MOTION FOR CONTINUANCE**

**Office of the Prosecutor:**

Mr. Paul Ng'arua  
Mr. Ibukunolu Babajide  
Mr. Elvis Bazawule  
Mr. Justus Bwonwonga  
Mr. Shyamlal Rajapaksa

**Counsel for the Defence:**

Ms. Michelyne C. St. Laurent and Ms. Alexandra Marcil for Casimir Bizimungu  
Mr. Howard Morrison, Q.C. and Mr. Ben Gumpert for Justin Mugenzi  
Mr. Pierre Gaudreau and Mr. Michel Croteau for Jérôme-Clément Bicamumpaka  
Mr. Tom Moran for Prosper Mugiraneza

*Ref*

15006

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

**SITTING** as Trial Chamber II, composed of Judge Khalida Rachid Khan, Presiding, Judge Lee Gacuiga Muthoga and Judge Emile Francis Short, (the "Trial Chamber");

**BEING SEIZED** of the "Prosper Mugiraneza's Objection to Portions of the Testimony of Witnesses GJX and ON and Request for Exculpatory Evidence and Motion for Continuance" filed on 7 June 2004, (the "Motion");


**CONSIDERING** the oral arguments submitted by the Parties when this matter was heard in court on 8 June 2004;

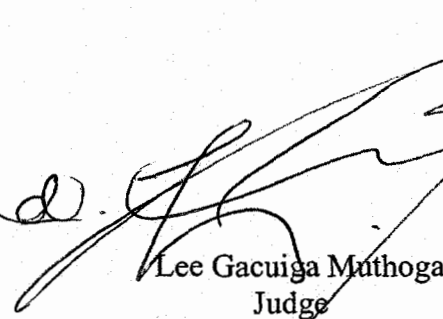
**CONSIDERING** that the Trial Chamber has already ruled orally on the application by the Defence on 8 June 2004, the Trial Chamber is of the view that the Motion is now moot and should be dismissed.

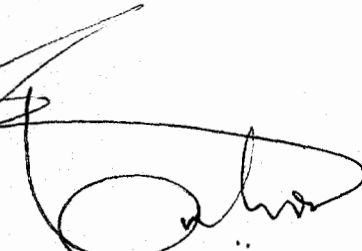
**FOR THE ABOVE REASONS, THE TRIAL CHAMBER**

**DISMISSES** the Motion in its entirety

Arusha, 17 June 2004

  
Khalida Rachid Khan  
Presiding Judge

  
Lee Gacuiga Muthoga  
Judge

  
Emile Francis Short  
Judge

