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Tribunal Pénal International pour le Rwanda
International Criminal Tribunal for Rwanda

ICTR-95-1B-A
01/02/2006
(40/H - 38/H)

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IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Presiding Judge
Registrar: Mr. Adama Dieng
Order of: 1 February 2006

ICTR Appeals Chamber
Date: 01 February 2006
Action: *Handwritten*
Copied To: *Concerned judges*

*Parties, Judicial Archives
LO, LSS*

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Mikaeli MUHIMANA
v.
THE PROSECUTOR
Case No. ICTR-95-1B-A

**ORDER RE-ASSIGNING JUDGES TO A CASE BEFORE THE APPEALS CHAMBER
AND RE-APPOINTING A PRE-APPEAL JUDGE**

Counsel for the Appellant

Professor Nyabirungu mwene Songa
Mr. Kazadi Kabimba
Mr. Mathias Sahinkuye

Counsel for the Prosecution

Mr. Charles Adeogun-Phillips
Mr. Wallace Kapaya
Mr. Peter Tafah
Ms. Renifa Madenga
Ms. Florida Kabasinga
Ms. Maymuchka Lauriston

International Criminal Tribunal for Rwanda
Tribunal pénal international pour le Rwanda
CERTIFYING TRUE COPY OF THE ORIGINAL SEEN BY ME
COPIE CERTIFIÉE CONFORME A L'ORIGINAL PAR NOUS
NAME / NOM: ROSETTE MUZIEGO-MORRISON
SIGNATURE: *Handwritten signature* DATE: 01/02/06

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39/H

I, **FAUSTO POCAR**, Presiding Judge of the Appeals Chamber of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States Between 1 January and 31 December 1994 ("International Tribunal"),

NOTING that Trial Chamber III of the International Tribunal pronounced its judgement against **Mikaeli Muhimana** on 28 April 2005 and issued a reasoned opinion in writing in English on 26 May 2005 ("Trial Judgement");

NOTING the "Order of the Presiding Judge Assigning Judges to an Appeal before the Appeals Chamber" issued on 31 May 2005, which assigned a bench of the Appeals Chamber to this case and designated myself as Pre-Appeal Judge;

NOTING the "Acte d'appel" filed by Counsel for **Mikaeli Muhimana** on 26 January 2006;

NOTING Articles 11(3), 13(4), and 24 of the Statute of the International Tribunal and Rule 108 of the Rules of Procedure and Evidence of the International Tribunal ("Rules");

CONSIDERING the composition of the Appeals Chamber of the International Criminal Tribunal for the former Yugoslavia as set out in document IT/242 issued on 17 November 2005;

CONSIDERING that pursuant to Article 14(2) of the Statute of the International Criminal Tribunal for the former Yugoslavia, I am the Presiding Judge on all appeals cases on which I sit;

CONSIDERING that pursuant to Rule 108*bis* of the Rules, as Presiding Judge, I may designate a Pre-Appeal Judge responsible for pre-hearing proceedings in this case;

CONSIDERING the trial management and case distribution needs of the Appeals Chamber;

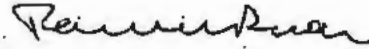
ORDER that, in the case of *The Prosecutor v. Mikaeli Muhimana*, Case No. ICTR-95-1B-A, the Appeals Chamber shall be composed as follows:

Judge Fausto Pocar, Presiding
Judge Mohamed Shahabuddeen
Judge Mehmet Güney
Judge Liu Daqun
Judge Wolfgang Schomburg

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AND DESIGNATE Judge Liu Daqun as Pre-Appeal Judge in the above named case.

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



Judge Fausto Pocar

Presiding Judge

Done this 1st day of February 2006,
At The Hague,
The Netherlands.



[Seal of the International Tribunal]