

**IN TRIAL CHAMBER II**

**Before:**

**Judge Wolfgang Schomburg, Presiding**

**Judge Carmel A. Agius**

**Judge O-Gon Kwon**

**Registrar:**

**Mr. Hans Holthuis**

**Order of:**

**28 November 2001**

**THE PROSECUTOR**

**v.**

**DRAGAN OBRENOVIC**

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**ORDER APPOINTING A PRE-TRIAL JUDGE**

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**Counsel for the Prosecutor:**

**Mr. Upawansa Yapa**

**Counsel for the Defence:**

**Mr. Howard Morrison**

**THIS TRIAL CHAMBER** 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 ("the International Tribunal");

**NOTING** the "Prosecution's Motion for Joinder" ("the Motion") filed by the Office of the Prosecutor on 11 September 2001;

**NOTING** the "Ordonnance du Président relative a la composition d'une chambre de première instance pour une affaire" filed on 23 November 2001 assigning the case of *the Prosecutor v. Dragan Obrenovic* to Trial Chamber II composed of Judges Wolfgang Schomburg (Presiding), Florence Mumba and Carmel A. Agius;

**NOTING** further the "Ordonnance du Président portant affectation temporaire d'un juge d'une chambre de première instance à une autre" filed on 26 November 2001 deciding, *inter alia*, that in the case of *the Prosecutor v. Dragan Obrenovic* and for the limited purposes of ruling on the Motion, Judge O-Gon Kwon shall be assigned to Trial Chamber II and that, therefore, the Trial Chamber shall be temporarily composed of Judges Wolfgang Schomburg (Presiding), Carmel A. Agius and O-Gon Kwon;

**NOTING** Rule 65*ter* of the Rules of Procedure and Evidence of the International Tribunal ("the Rules") which provides that the Presiding Judge of the Trial Chamber shall "designate from among its permanent members a Judge responsible for the pre-trial proceedings" ("the pre-trial Judge");

**NOTING** the powers of a pre-trial Judge as set out in Rule 65*ter* of the Rules;

**PURSUANT TO** Rule 65*ter* of the Rules;

**HEREBY DESIGNATES** Judge O-Gon Kwon to be temporarily pre-trial Judge in this case, such appointment to take effect forthwith;

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

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Wolfgang Schomburg  
Presiding Judge

Done this 28<sup>th</sup> day of November 2001  
At The Hague,  
The Netherlands.

**[Seal of the Tribunal]**