

UNITED
NATIONS

IT-95-14-A
R14351-A14350
26 APRIL 2002

14351
AT



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

Case No.: IT-95-14-A
Date: 26 April 2002
Original: English

IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Pre-Appeal Judge

Registrar: Mr. Hans Holthuis

Decision of: 26 April 2002

PROSECUTOR

v.

TIHOMIR BLAŠKIĆ

**DECISION ON THE APPELLANT'S MOTION FOR EXTENSION OF TIME AND
PAGE LIMITS RE APPELLANT'S REPLY BRIEF**

The Office of the Prosecutor:

Mr. Norman Farrell

Counsel for the Appellant:

Mr. Anto Nobile

Mr. Russell Hayman

Mr. Andrew M. Paley

I, **Fausto Pocar**, Pre-Appeal Judge in the present case,

BEING SEIZED OF the “Appellant’s Motion for Extension of Time and Page Limits re Appellant’s Reply Brief” (“Motion”), filed on 24 April 2002, which seeks both an extension of time for the filing by the Appellant of his Brief in Reply pursuant to Rule 113 of the Rules of Procedure and Evidence of the International Tribunal (“Rules”), and leave to exceed the page limit for the Brief in Reply set by the Practice Direction (IT/184 Rev.1),

RECALLING the “Decision on Prosecution’s Request for an Extension of time and for Authorisation to Exceed the Page Limit for its Response to the Appellant’s Brief”, issued by me on 29 January 2002, where it was ordered that the Respondent’s Brief be filed by 30 April 2002, not exceeding the enlarged page limit of 300 pages, and the Brief in Reply be filed by 15 May 2002,

CONSIDERING that the Prosecution has yet to file its Respondent’s Brief, and the requests as contained in the Motion, together with any supporting arguments, can only be properly made *after* the Respondent’s Brief is filed,

CONSIDERING, therefore, that the Motion has been filed prematurely and its filing amounts to an abuse of process,

PURSUANT TO Rule 107 and Rule 65*ter* of the Rules,

HEREBY DISMISS the Motion.

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



Fausto Pocar
Pre-Appeal Judge

Done this twenty-sixth day of April 2002
At The Hague,
The Netherlands.

[Seal of the Tribunal]