



International Tribunal for the  
Prosecution of Persons  
Responsible for Serious Violations of  
International Humanitarian Law  
Committed in the Territory of  
Former Yugoslavia since 1991

Case No. IT-01-48-PT  
Date: 15 May 2002  
Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge O-Gon Kwon, Pre-Trial Judge

**Registrar:** Mr. Hans Holthuis

**PROSECUTOR**

**v.**

**SEFER HALILOVIĆ**

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**ORDER**

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**The Office of the Prosecutor:**

Mr. Ekkehard Withopf  
Mr. Carl Koenig  
Mr. David Hackney  
Mr. José Dória

**Counsel for the Accused:**

Mr. Faruk Balijagić

**I, O-GON KWON**, Judge 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 (“International Tribunal”);

**HAVING BEEN APPOINTED** as pre-trial Judge in this case by virtue of the order of Trial Chamber III dated 10 December 2001;

*Propriu motu*,

**NOTING** that Mr. Balijagić, defence counsel for Sefer Halilović (“the Accused”), at the Rule 65 *ter* Conference of 21 March 2002, indicated his intention to withdraw from the case;

**NOTING** that on 5 April 2002 Ms. Dijana Kreho was assigned as a legal assistant for the Defence;

**NOTING** that at the Status Conference of 12 April 2002 Mr. Balijagić indicated it was likely that he would withdraw from the case subject to the wishes of the Accused;

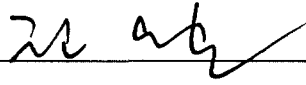
**CONSIDERING** that withdrawal of counsel may have an adverse impact upon the preparation of the case for trial and not be in the best interests of the Accused;

**PURSUANT** to Rules 54 and 65 *ter* (B) of the Rules of Procedure and Evidence of the International Tribunal

**ORDER** Mr. Balijagić to file a written submission about the following matters within 14 days from the date of this Order:

1. Is it Mr. Balijagić’s intention to withdraw from the case, and if so when is this likely to happen?
2. If it is Mr. Balijagić intention to withdraw, will Ms. Dijana Kreho take over as lead defence counsel?
3. Is it the Accused’s desire that Mr. Balijagić continues to represent him up until and during the course of the trial?

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



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Judge O-Gon Kwon

Pre-Trial Judge

Dated this fifteenth day of May 2002

At The Hague

The Netherlands

[Seal of the Tribunal]