

IT-95-14/2-A  
A 3390- A3389  
19 JUNE 2002

3390 kb

**UNITED  
NATIONS**



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-95-14/2-A

Date: 19 June 2002

Original: English

**IN THE APPEALS CHAMBER**

**Before: Judge David Hunt, Pre-Appeal Judge**

**Registrar: Mr Hans Holthuis**

**Decision of: 19 June 2002**

**PROSECUTOR**

**v.**

**DARIO KORDIĆ  
MARIO ČERKEZ**

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**ORDER**

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**Counsel for the Prosecutor:**

**Mr Norman Farrell**

**Counsel for Dario Kordić:**

**Mr Mitko Naumovski**

**Counsel for Mario Čerkez:**

**Mr Božidar Kovačić**

I, Judge Hunt, Pre-Appeal Judge in this case;

**BEING SEISED OF** the “Prosecution’s Request for Extension of Time for Review of Confidential Material Pursuant to Paško Ljubičić’s Request”, dated 18 June 2002, whereby the Prosecution requests a seven-day (7) extension of time in which to file a Notice setting out the confidential supporting material, transcripts and exhibits from the *Kordić and Čerkez* trial which are of no relevance to the Ljubičić case, and to which he should therefore be denied access;

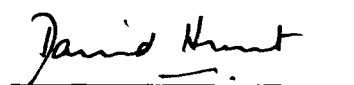
**NOTING** the “Prosecution’s Response to ‘Paško Ljubičić’s Motion for Access to Confidential Supporting Material, Transcripts and Exhibits’ of 4 June 2002 and Request for Extension of Time”, dated 13 June 2002, whereby the Prosecution stated that it would file such a Notice no later than 21 June 2002;

**NOTING** the letter filed confidentially on 19 June 2002, requesting counsel for the Prosecutor as well as counsel for Ljubičić, Kordić and Čerkez to consider courses for access by Ljubičić to confidential material in the *Kordić and Čerkez* case suggested by the Appeals Chamber and to suggest alternative courses of conduct;

**CONSIDERING** that the course of conduct which is eventually selected will determine the nature of the response which is required from the prosecution;

**HEREBY SUSPENDS** the Notice which the prosecution wishes to file until the nature of the response which is required is determined.

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



David Hunt  
Pre-Appeal Judge

Done this 19<sup>th</sup> of June 2002,  
At The Hague,  
The Netherlands.

**[Seal of the Tribunal]**