

IT-02-60-PT
D356-D354
03 July 2002

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**UNITED
NATIONS**



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-02-60-PT
Date: 03 July 2002
Original: English

IN TRIAL CHAMBER II

Before: Judge Wolfgang Schomburg, Presiding
Judge Florence Ndepele Mwachande Mumba
Judge Carmel Agius

Registrar: Mr. Hans Holthuis

Decision of: 03 July 2002

PROSECUTOR

v.

**VIDOJE BLAGOJEVIĆ
DRAGAN OBRENOVIĆ
DRAGAN JOKIĆ
MOMIR NIKOLIĆ**

Decision on Prosecution Request to File Consolidated Response

The Office of the Prosecutor:

Mr. Peter McCloskey

Counsel for the Accused:

Mr. Michael Karnavas, for Vidoje Blagojević
Mr. David Wilson, Mr Dušan Slijepčević, for Dragan Obrenović
Mr. Miodrag Stojanović, Ms. Cynthia Sinatra for Dragan Jokić
Mr. Veselin Londrović, Mr. Stefan Kirsch for Momir Nikolić

TRIAL CHAMBER II (“the 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 Tribunal”),

BEING SEIZED OF the “Prosecution Request for Leave to File Consolidated Response to Motions Filed Pursuant to Rule 50(C) and Rule 72” (the “Request”), filed on 1 July 2002, in which the Prosecution requests leave to file a consolidated response to the motions of Vidoje Blagojević, Dragan Obrenović, Dragan Jokić and Momir Nikolić relating to objections against the Amended Joinder Indictment;

NOTING that the Trial Chamber issued a “Decision on Prosecution’s Motion for Joinder” on 17 May 2002, in which it *inter alia* ordered that the accused shall have a period of thirty-six days to file preliminary motions pursuant to Rule 50(C) and Rule 72 from the date of the filing of the Amended Joinder Indictment;

NOTING that the Prosecution filed a “Motion to File Amended Joinder Indictment pursuant to Order of 17 May 2002” on 27 May 2002;

NOTING that the accused filed separate motions containing objections against the Amended Joinder Indictment, filed on 21 June, 24 June, 27 June and 2 July respectively;

NOTING the “Order for Filing Motions” (the “Order”) of this Trial Chamber of 26 February 2002;

NOTING that this Order provides that “Unless otherwise ordered, the party receiving a written motion has fourteen calendar days from the date that the motion was filed to file its response, if any”;

CONSIDERING that the four motions filed by the accused raise various issues relating to the Amended Joinder Indictment that may best be addressed by the Prosecutor in one consolidated response;

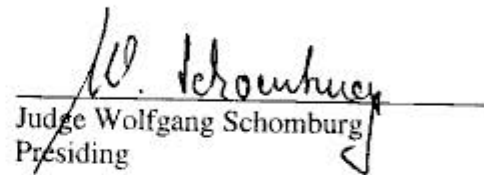
CONSIDERING that the last motion by the Accused Obrenović was filed on 2 July 2002;

HEREBY GRANTS the Request of the Prosecution to file a consolidated response to the motions of the four accused relating to the objections against the Amended Joinder Indictment; and

ORDERS that the Prosecution file the consolidated response at the latest on 16 July 2002.

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

— Dated this 3th day of July 2002,
At The Hague
The Netherlands


Judge Wolfgang Schomburg
Presiding

[Seal of the Tribunal]