

UNITED  
NATIONS

IT-02-60/2-S  
D 580 - D 578  
10 OCTOBER 2003

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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-02-60/2-S  
Date: 10 October 2003  
Original: English

**IN TRIAL CHAMBER I, SECTION A**

**Before:** Judge Liu Daqun, Presiding  
Judge Volodymyr Vassylenko  
Judge Carmen Maria Argibay

**Registrar:** Mr. Hans Holthuis

**Decision of:** 10 October 2003

**PROSECUTOR**

v.

**DRAGAN OBRENOVIĆ**

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**SCHEDULING ORDER**

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**The Office of the Prosecutor:**

Mr. Peter McCloskey

**Counsel for the Accused:**

Mr. David Wilson and Mr. Dušan Slijepčević for Dragan Obrenović

**TRIAL CHAMBER I, SECTION A** (“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 (“Tribunal”),

**NOTING** the conviction entered against Dragan Obrenović by the Trial Chamber on 21 May 2003, based on his plea of guilty to Count 5 of the Amended Joinder Indictment dated 27 May 2002, namely, Persecutions, a Crime Against Humanity punishable under Article 5(h) of the Statute of the Tribunal,

**RECALLING** the Trial Chamber’s “Separation of Proceedings and Scheduling Order” of 23 May 2003 (“23 May 2003 Order”) in which the Trial Chamber indicated that the date for a sentencing hearing for Dragan Obrenović shall be fixed by further order in due course,

**RECALLING FURTHER** that in the Plea Agreement filed jointly by Dragan Obrenović, and the Office of the Prosecutor (“Prosecution”) on 20 May 2003,<sup>1</sup> the parties jointly recommend that sentencing of Mr. Obrenović not be set until Mr. Obrenović has testified in the case *Prosecutor v. Vidoje Blagojević and Dragan Jokić* (Case No. IT-02-60-T) (“*Blagojević Case*”),

**NOTING** that Mr. Obrenović completed his testimony in the *Blagojević Case* on 10 October 2003,

**NOTING** that pursuant to the 23 May 2003 Order, the Parties were instructed to file their sentencing briefs on 28 July 2003,

**NOTING** further, that pursuant to a request from the Prosecution, the Trial Chamber granted an extension to the Parties to file sentencing briefs on 30 July 2003,<sup>2</sup>

**RECALLING** that the Trial Chamber granted the Parties leave to file additional submissions to their sentencing briefs on the issue of Mr. Obrenović’s co-operation with the Prosecution following the testimony of Mr. Obrenović in the *Blagojević Case*, and that the Trial Chamber had indicated that these additional submissions should be filed within ten days of Mr. Obrenović completing his testimony,<sup>3</sup>

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<sup>1</sup> Joint Motion for Consideration of Plea Agreement between Dragan Obrenović and the Office of the Prosecutor, with Annex A, “Plea Agreement,” filed on 20 May 2003.

<sup>2</sup> Decision on Prosecution’s Motion for Extension of Time to File Sentencing Brief for Dragan Obrenović, 24 July 2003.

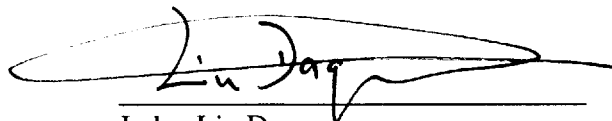
<sup>3</sup> Status Conference, 10 September 2003, Transcript pages 1466.

PURSUANT TO Rules 54 and 100 of the Rules,

**ORDERS:**

- 1) That the sentencing hearing be held on 29 and 30 October 2003, from 15:00 to 18:30 in Court Room 1;
- 2) That Parties shall file any additional submissions to their sentencing briefs on the issue of Mr. Obrenović's co-operation with the Prosecution by Thursday, 23 October 2003;
- 3) That the confidentiality of the Defence sentencing brief, Tab A of the sentencing brief and Tab C of the sentencing brief, shall be lifted on 23 October 2003, unless otherwise requested; and
- 4) That the Defence shall file an updated witness list no later than 17 October 2003, and file any requests for protective measures by such date.

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



Judge Liu Daqun  
Presiding

Dated this tenth day of October 2003,  
At The Hague  
The Netherlands

[Seal of the Tribunal]