



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-99-36-R77  
Date: 28 April 2004  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Carmel Agius, Presiding  
Judge Ivana Janu  
Judge Chikako Taya

**Registrar:** Mr. Hans Holthuis

**Decision of:** 28 April 2004

**PROSECUTOR**

v.

**RADOSLAV BRĐANIN**

**CONCERNING ALLEGATIONS AGAINST MILKA MAGLOV**

**SCHEDULING ORDER**

**Amicus curiae:**

Ms. Brenda Hollis

**The Respondent:**

Ms. Milka Maglov

**Defence:**

Mr. Jonathan Cooper

**TRIAL CHAMBER II** (“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** that on 19 March 2004 it handed down its “Decision on Motion for Acquittal Pursuant to Rule 98 *Bis*” (“Rule 98 *bis* Decision”), in which it

- (1) granted the Rule 98 *bis* Motion<sup>1</sup> only with respect to Count 3 of the Allegations<sup>2</sup> regarding the alleged disclosure of the whereabouts of the Witness to a member of the public in violation of an order of a Chamber, and declared that with regard to this specific part of the Charge, that there is no case to answer on the part of the Respondent; and
- (2) dismissed the Rule 98 *bis* Motion with respect to all other issues raised by the Respondent, rejecting her motion for acquittal for Counts 1 and 2, and for the remaining part of Count 3;

**NOTING** that on 20 April 2004, the Trial Chamber issued its “Decision on Request to Trial Chamber Under Rule 73 to Certify Permission to Appeal Decision on Motion for Acquittal Under Rule 98 *Bis* Dated 19 March 2004”, in which the Trial Chamber dismissed the request of Milka Maglov (“Respondent”) to certify permission to appeal the Rule 98 *bis* Decision;

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<sup>1</sup> *Prosecutor v. Radoslav Brdanin, Concerning Allegations Against Milka Maglov*, IT-36-99-R77, Confidential Motion for Judgement of Acquittal – Rule 98 *Bis*, 24 February 2004 (“Rule 98 *bis* Motion”).

<sup>2</sup> *Prosecutor v. Radoslav Brdanin*, IT-99-36-R77, Decision on Motion by *Amicus Curiae* Prosecutor to Amend Allegations of Contempt of the Tribunal, 6 February 2004.

**FOR THE FOREGOING REASONS****PURSUANT TO** Rule 54 of the Rules of Procedure and Evidence;**HEREBY ORDERS** as follows:

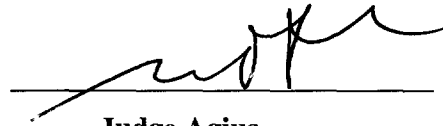
1. Proceedings will resume on Monday 24 May 2004, 14:15 hours in Court Room III; and
2. the Defence will be given a maximum of three trial days to present its case.

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

Dated this 28<sup>th</sup> day of April 2004,

At The Hague

The Netherlands



**Judge Agius**

**Presiding Judge**

**[Seal of the Tribunal]**