



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-02-65-PT  
Date: 22 February 2005  
Original: English

**IN A SPECIALLY APPOINTED CHAMBER**

**Before:** Judge Alphons Orie, Presiding  
Judge O-Gon Kwon  
Judge Kevin Parker

**Registrar:** Mr. Hans Holthuis

**Order:** 22 February 2005

**PROSECUTOR**

v.

**ŽELKO MEJAKIĆ  
MOMČILO GRUBAN  
DUŠAN FUŠTAR  
DUŠKO KNEŽEVIĆ**

**ORDER ON JOINT DEFENCE MOTION FOR EXTENSION OF TIME**

**The Office of the Prosecutor:**

Ms. Carla del Ponte  
Ms. Ann Sutherland

**The Government of Bosnia and Herzegovina**

*per:* The Embassy of Bosnia and Herzegovina  
to The Netherlands, The Hague

**Counsel for the Accused:**

Mr. Jovan Simić and Mr. Zoran Zivanović,  
for Želko Mejačić  
Mr. Branko Lukić, for Momčilo Gruban  
Mr. Theodore Scudder and Mr. Dragan Ivetić,  
for Dušan Fuštar  
Ms. Slobodanka Nedić, for Duško Knežević

**The Government of Serbia and Montenegro**

*per:* The Embassy of Serbia and Montenegro  
to The Netherlands, The Hague

**THIS SPECIALLY APPOINTED CHAMBER** (“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 “Joint Defence Motion for Extension of Time”, filed on 21 February 2005 (“the Motion”), in which the Defence Teams of Momčilo Gruban, Dušan Fuštar and Duško Knežević request an “extension of time of 48 hours, until 23 February 2005,” to file their “Joint Defence Response to the Trial Chamber Decision for Further Information in the Context of the Prosecution’s Request Under Rule 11 *bis*”;

**NOTING** the “Decision for Further Information in the Context of the Prosecutor’s Request Under Rule 11 *bis*”, issued partly confidentially on 9 February 2005, in which the Chamber ordered, *inter alia*, the Defence Teams to file written submissions on specific matters, arising under Rule 11 *bis* of the Rules of Procedure and Evidence (“the Rules”), by 21 February 2005;

**NOTING** that the Defence Teams submit the Motion because additional time is needed to complete the translation of their written submissions;

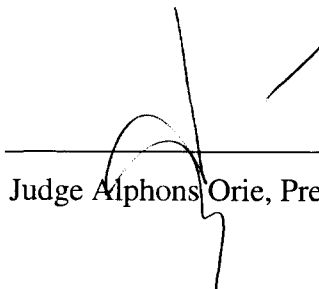
**NOTING** that Rule 127 of the Rules provides that “a Trial Chamber may, on good cause being shown by motion”, enlarge any time prescribed by or under the Rules;

**CONSIDERING** that good cause has been shown in the present circumstances;

**PURSUANT TO** Rules 11 *bis* and 127 of the Rules;

**HEREBY GRANTS** the **MOTION** and **ORDERS** the Defence Teams to file their written submissions by Wednesday, 23 February 2005.

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



Judge Alphons Orie, Presiding Judge

Done on this twenty-second day of February 2005  
At The Hague,  
The Netherlands

**[Seal of the Tribunal]**