



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-98-34-A
Date: 6 June 2005
Original: English

IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Presiding
Judge Mohamed Shahabuddeen
Judge Mehmet Güney
Judge Wolfgang Schomburg
Judge Inés Mónica Weinberg de Roca

Registrar: Mr. Hans Holthuis

Order of: 6 June 2005

PROSECUTOR

v.

**Mladen Naletilić, aka "TUTA"
Vinko Martinović, aka "ŠTELA"**

SCHEDULING ORDER

Counsel for the Prosecutor:
Mr. Norman Farrell

Counsel for the Appellants:
Mr. Matthew Hennessy and Mr. Christopher Young Meek for Mladen Naletilić
Mr. Želimir Par and Mr. Kurt Kerns for Vinko Martinović

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THE APPEALS CHAMBER of the International Criminal Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991;

NOTING the “Judgement” rendered in this case by the Trial Chamber on 31 March 2003 (“Trial Judgement”);

BEING SEIZED OF an appeal by the parties in this case against the Trial Judgement;

NOTING the “Notice of Appeal of Mladen Naletilić aka Tuta” filed on 29 April 2003; “Mladen Naletilić’s Revised Appeal Brief” filed confidentially on 10 October 2003;¹ the “Prosecution’s Respondent’s Brief to Mladen Naletilić’s Appeal Brief” filed confidentially on 30 October 2003;² “Mladen Naletilić’s Reply to the Prosecution’s Response to Naletilić’s Appeal Brief” filed confidentially on 17 November 2003; the “Notice of Appeal Against Judgement No. IT-98-34-T of 31 March 2003 in the Case: Prosecutor vs. Vinko Martinović” filed on 29 April 2003; the confidential “Appeal Brief of Mr. Vinko Martinović” filed on 29 August 2003;³ the “Prosecution’s Respondent’s Brief to Vinko Martinović’s Appeal Brief” filed confidentially on 8 October 2003;⁴ the “Supplemental Memorandum to Martinović’s Appeal Brief” filed on 3 February 2005; the “Prosecution’s Response to Vinko Martinović’s Supplemental Appeal Brief” filed on 4 March 2005; the “Prosecution’s Notice of Appeal” filed on 2 May 2003; the “Appeal Brief of the Prosecution” filed on 14 July 2003; “Mladen Naletilić’s Response to the Prosecution’s Appeal Brief” filed on 26 September 2003; the “Response Brief of Vinko Martinović” filed on 26 September 2003; and the “Consolidated Reply Brief of the Prosecution” filed on 13 October 2003;

HEREBY ORDERS that, upon consultation with the parties, the appeal hearing in this case shall take place from Monday through Wednesday, 17-19 October 2005, in The Hague;

INFORMS the parties that the precise timetable for the appeal hearing will be set forth in a separate Scheduling Order to be issued in due course.

¹This brief replaced the original “Mladen Naletilić’s Brief on Appeal” filed confidentially and under seal on 15 September 2003 pursuant to an order of the Pre-Appeal Judge. *See* Decision on Prosecution’s Urgent Motion Regarding Defects in Mladen Naletilić’s Brief on Appeal of 15 September 2003, 3 October 2003, p. 3.

² A public redacted version of this brief was filed by the Prosecution on 21 March 2005.

³ The Pre-Appeal Judge in this case ordered that this brief be treated as filed confidentially. *See* Order, 23 September 2003, p. 2. A public redacted version of this brief was filed on 24 May 2005.

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



Judge Fausto Pocar
Presiding Judge

Done this 6th day of June 2005,
At The Hague,
The Netherlands.

[Seal of the International Tribunal]

⁴ A public redacted version of this brief was filed by the Prosecution on 21 March 2005.