



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-06-90-PT
Date: 16 August 2006
Original: English

IN TRIAL CHAMBER II

Before: Judge Carmel Agius, Presiding

Registrar: Mr. Hans Holthuis

Decision: 16 August 2006

PROSECUTOR

v.

**Ante GOTOVINA
Ivan ČERMAK
and
Mladen MARKAČ**

ORDER APPOINTING A PRE-TRIAL JUDGE

The Office of the Prosecutor:

Mr. Alan Tieger
Ms. Laurie Sartorio

Counsel for the Accused:

Mr. Luka S. Mišetić and Mr. Gregory Kehoe for Ante Gotovina
Mr. Čedo Prodanović and Ms. Jadranka Sloković for Ivan Čermak
Mr. Miroslav Šeparović and Mr. Goran Mikuličić for Mladen Markač

I, Carmel Agius, Presiding Judge of Trial Chamber II 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 the President of the Tribunal assigned the case *Prosecutor v. Ante Gotovina, Ivan Čermak and Mladen Markač* to Trial Chamber II by an order issued on 14 August 2006;

NOTING the “Order Regarding Composition of Trial Chamber” issued on 16 August 2006, whereby I assigned Judges O-Gon Kwon (Presiding), Kimberly Prost and Ole Bjørn Støle to the Case No. IT-06-90-PT, *Prosecutor v. Ante Gotovina, Ivan Čermak and Mladen Markač*;

NOTING Rule 65ter (A) of the Rules of Procedure and Evidence of the Tribunal (“Rules”), which provides that the Presiding Judge of the Trial Chamber shall designate from among its members a Judge responsible for the pre-trial proceedings (“pre-trial Judge”);

CONSIDERING that Article 13quater(1)(d) of the Statute of the Tribunal (“Statute”) enables *ad litem* Judges of the Tribunal to adjudicate in pre-trial proceedings;

NOTING the powers of a Pre-Trial Judge as set out in Rule 65ter of the Rules;

PURSUANT TO Article 13quater of the Statute and Rule 65ter of the Rules;

HEREBY DESIGNATE Judge Ole Bjørn Støle as the pre-trial Judge in this case.

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

Dated this sixteenth day of August 2006

At The Hague

The Netherlands



Judge Carmel Agius

Presiding

[Seal of the Tribunal]