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**UNITED  
NATIONS**



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-04-74-T  
Date: 2 October 2006  
Original: ENGLISH  
French

**IN TRIAL CHAMBER III**

**Before:** Judge Jean-Claude Antonetti, Presiding  
Judge Árpád Prandler  
Judge Stefan Trechsel  
Reserve Judge Antoine Kesia-Mbe Mindua

**Registrar:** Mr Hans Holthuis

**Order of:** 2 October 2006

**THE PROSECUTOR**

v.

**Jadranko PRLIĆ  
Bruno STOJIĆ  
Slobodan PRALJAK  
Milivoj PETKOVIĆ  
Valentin ĆORIĆ  
Berislav PUŠIĆ**

**ORDER TO ADMIT EVIDENCE RELATIVE TO WITNESS WILLIAM  
TOMLJANOVICH**

**The Office of the Prosecutor:**

Mr Kenneth Scott  
Mr Daryl Mundis

**Counsel for the Accused:**

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić  
Ms Senka Nožica and Mr Peter Murphey for Bruno Stojić  
Mr Božidar Kovačić and Ms Nika Pinter for Slobodan Praljak  
Ms Vesna Alaburić for Milivoj Petković  
Ms Dijana Tomašegović-Tomić and Mr Dražen Plavec for Valentin Ćorić  
Mr Fahrudin Ibrišimović and Mr Roger Sahota for Berislav Pušić

Case No. IT-04-74-T

2 October 2006

**TRIAL CHAMBER III** (“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”);

**CONSIDERING** that at the hearings of 4, 5 and 6 September 2006, the Office of the Prosecutor (“Prosecution”) moved for the admission of 87 documents and that at the hearings of 11 and 18 September 2006 the counsels for the Accused Ćorić (“Ćorić Defence”) and the counsels for the Accused Prlić (“Prlić Defence”) moved for the admission of, respectively, 3 and 7 documents relating to the testimony of William Tomljanovich (“Proposed Exhibits”),<sup>1</sup>

**CONSIDERING** that the Chamber has heard the oral objections raised by the Parties against the admission of the Proposed Exhibits,

**CONSIDERING** that , on 26 September 2006, the counsels for the six Accused (“Defence”) filed a joint response to the Prosecution’s motion for admission (*Joint Defence Response to Motion of Prosecution to Admit Documents Referred to during Testimony of William Tomljanovich*) (“Response”),

**CONSIDERING** that the Chamber has examined each of the Proposed Exhibits based on the criteria for admissibility defined in its Decision on Admission of Evidence of 13 July 2006, as well as the objections raised by the Defence,

**CONSIDERING** that the Chamber has decided to admit into evidence the documents labelled “admitted” in the Annex attached to this decision because they were submitted to witness William Tomljanovich and have satisfactory indicia of relevance, probative value and reliability,

**FOR THE FOREGOING REASONS,**

**PURSUANT TO** Rules 54 and 89 of the Rules,

**GRANTS** the motion of the Ćorić Defence,

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<sup>1</sup> Court Transcript in French (“T(F)”), pp. 5956, 5957, 5962, 5977, 5978, 5992, 5993, 5997, 6009, 6016, 6018, 6046, 6047, 6093, 6121, 6183 and Court Transcript in English (“T(E)”) p. 5964.  
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**PARTIALLY GRANTS** the motions of the Prosecution and the Prlić Defence,

**DECIDES** that there are grounds to admit into evidence the documents labelled “admitted” in the Annex attached to this decision,

**DECIDES** that there are grounds to mark for identification the document labelled as such in the Annex attached to this decision,

**DISMISSES** the motions of the Prosecution and the Prlić Defence in all other respects for reasons given in the Annex attached to this decision.

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

*/signed/*

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Judge Jean-Claude Antonetti  
Presiding Judge

Done this second day of October 2006  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

**Annex**

<b>Proposed exhibit no.</b>	<b>Party proposing the admission of evidence</b>	<b>Admitted/Not admitted/Marked for identification (MFI)</b>
P00069	Prosecution	Admitted
P00079	Prosecution	Admitted
P00128	Prosecution	Admitted
P00208	Prosecution	Admitted
P00250	Prosecution	Admitted
P00292	Prosecution	Admitted
P00293	Prosecution	Admitted
P00303	Prosecution	Admitted
P00305	Prosecution	Admitted
P00308	Prosecution	Admitted
P00390	Prosecution	Admitted
P00391	Prosecution	Admitted
P00410	Prosecution	Admitted
P00429	Prosecution	Admitted
P00440	Prosecution	Admitted
P00449	Prosecution	Admitted
P00452	Prosecution	Admitted
P00476	Prosecution	Admitted
P00511	Prosecution	Admitted
P00515	Prosecution	Admitted
P00543	Prosecution	Admitted
P00586	Prosecution	Admitted
P00588	Prosecution	Admitted
P00592	Ćorić Defence	Admitted
P00684	Prosecution	Admitted
P00743	Prosecution	Admitted
P00772	Prosecution	Admitted
P00788	Prosecution	Admitted
P00947	Prosecution	/redacted / (reason: the Prosecution presented to the Witness only extracts of this document which have been admitted separately as indicated in this Annex)
P00951	Prosecution	Admitted
P01140	Prosecution	Admitted
P01146	Prosecution	Admitted
P01156	Prosecution	Admitted
P01184	Prosecution	Admitted
P01227	Prosecution	Admitted
P01305	Prosecution	Admitted
P01317	Prosecution	Admitted

P01778	Prosecution	Admitted
P01788	Prosecution	Admitted
P01789	Prosecution	Admitted
P01796	Prosecution	/redacted / (reason: the Prosecution presented to the Witness only extracts of this document which have been admitted separately as indicated in this Annex)
P01798	Prosecution	Admitted
P02124	Prosecution	Admitted
P02142	Prosecution	Admitted
P02198	Prosecution	Admitted
P02248	Prosecution	Admitted
P02283	Prosecution	Admitted
P02533	Ćorić Defence	Admitted
P02674	Prosecution	Admitted
P02679	Prosecution	Admitted
P02707	Prosecution	Admitted
P03038	Prosecution	Admitted
P03052	Prosecution	Admitted
P03077	Prosecution	Admitted
P03191	Prosecution	Admitted
P03413	Prosecution	Admitted
P03560	Prosecution	Admitted
P03565	Prosecution	Admitted
P03663	Prosecution	Admitted
P03673	Prosecution	Admitted
P03796	Prosecution	Admitted
P03995	Prosecution	Admitted
P04262	Ćorić Defence	Admitted
P04282	Prosecution	Admitted
P04352	Prosecution	Admitted
P04611	Prosecution	Admitted
P04699 and P04735	Prosecution	Admitted
P04756	Prosecution	Admitted
P04841	Prosecution	Admitted
P05039	Prosecution	Admitted
P05104	Prosecution	Admitted
P05166	Prosecution	/redacted / (reason: the Prosecution presented to the Witness only extracts of this document which have been admitted separately as indicated in this Annex)
P05503	Prosecution	Admitted
P05812	Prosecution	Admitted
P06995	Prosecution	Admitted
P07041	Prosecution	Admitted
P07064	Prosecution	Admitted
P07096	Prosecution	Admitted

P07124	Prosecution	Admitted
P07143	Prosecution	Admitted
P07435 and P07439	Prosecution	/redacted / (reason: the Prosecution presented to the Witness only extracts of this document which have been admitted separately as indicated in this Annex)
P07668	Prosecution	Admitted
P09276	Prosecution	Admitted
P09526	Prosecution	Admitted
P09530	Prosecution	Admitted
P09545	Prosecution	Admitted
P09551	Prosecution	/redacted / (reason: the Prosecution presented to the Witness only one extract of this document comprising 22 pages in the English translation and 81 in the B/C/S version, but did not specify the page and/or paragraph number corresponding to this extract)
P09551	Ćorić Defence moved for the BCS version to be marked for identification (MFI)	Marked for identification
P09689	Prosecution	Admitted
1D00525	Prlić Defence	/redacted / (reason: the Witness did not authenticate this document)
1D00820	Prlić Defence	Admitted
1D00821	Prlić Defence	Admitted
1D00898	Prlić Defence	Admitted
1D00918	Prlić Defence	/redacted / (reason: the Prlić Defence presented to the Witness only one extract of this document comprising 100 pages but did not specify the page and/or paragraph number corresponding to this extract)
4D00022	Prlić Defence	Admitted
4D00023	Prlić Defence	Admitted