



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-06-90-PT  
Date: 22 November 2006  
Original: English

**THE PRESIDENT OF THE INTERNATIONAL TRIBUNAL**

**Before:** Judge Fausto Pocar, President  
**Registrar:** Mr. Hans Holthuis  
**Order of:** 22 November 2006

**PROSECUTOR**

v.

**Ante GOTOVINA, Ivan ČERMAK & Mladen MARKAČ**

**ORDER REASSIGNING A CASE TO A TRIAL CHAMBER**

**Office of the Prosecutor:**

Mr. Alan Teger  
Ms. Laurie Sartorio

**Counsel for the Accused:**

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

**I, FAUSTO POCAR**, President 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 (“International Tribunal”),

**NOTING** the “Order Assigning a Case to a Trial Chamber”, issued on 9 March 2004, which assigned *Prosecutor v. Ivan Čermak and Mladen Markač*, Case No. IT-03-73-PT to Trial Chamber II, composed of Judge Carmel Agius, Judge Jean-Claude Antonetti, and Judge Kevin Parker;

**NOTING** the “Order Assigning a Case to a Trial Chamber”, issued on 9 December 2005, which assigned *Prosecutor v. Ante Gotovina*, Case No. IT-01-45-PT to Trial Chamber II, composed of Judge Carmel Agius, Judge Kevin Parker, and Judge Christine Van Den Wyngaert;

**NOTING** the “Order Referring the Joinder Motion”, issued on 23 February 2006, which assigned the Bench presiding over the *Gotovina* case to hear the “Prosecution’s Consolidated Motion to Amend the Indictment and for Joinder” and all motions related to the joinder of *Čermak and Markač* case with the *Gotovina* case;

**NOTING** the “Decision on Prosecution’s Consolidated Motion to Amend the Indictment and for Joinder”, rendered by Trial Chamber II on 14 July 2006, which joined *Prosecutor v. Ivan Čermak and Mladen Markač*, Case No. IT-03-73-PT and *Prosecutor v. Ante Gotovina*, Case No. IT-01-45-PT (“Trial Chamber Decision”);

**NOTING** the Certificate issued by the Registrar on 17 July 2006, in which case number IT-06-90-PT was assigned to the joint case *Prosecutor v. Ante Gotovina, Ivan Čermak and Mladen Markač* (“*Prosecutor v. Ante Gotovina et al.*”);

**NOTING** the “Order Reassigning a Case to a Trial Chamber”, issued on 14 August 2006, which reassigned *Prosecutor v. Ante Gotovina et al.* Case No. IT-06-90-PT, to Trial Chamber II;

**NOTING** the “Decision on Interlocutory Appeals against the Trial Chamber’s Decision to Amend the Indictment and for Joinder”, rendered by the Appeals Chamber on 25 October 2006, which upheld the Trial Chamber Decision;

**NOTING** that Rule 19 of the Rules of Procedure and Evidence of the International Tribunal authorizes the President of the International Tribunal to coordinate the work of the Chambers;


**CONSIDERING** the trial management and case distribution needs of the International Tribunal;

**CONSIDERING** the composition of the Trial Chambers of the International Tribunal as set out in document IT/245 issued on 12 May 2006;

**HEREBY ASSIGN**, with immediate effect, *Prosecutor v. Ante Gotovina et al.* Case No. IT-06-90-PT, to Trial Chamber I.

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

Done this 22nd day of November 2006,  
At The Hague,  
The Netherlands.

  
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Judge Fausto Pocar  
President

**[Seal of the International Tribunal]**