



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: 18 January 2007  
Original: ENGLISH  
French

**IN TRIAL CHAMBER III**

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

**Registrar:** Mr Hans Holthuis

**Order of:** 18 January 2007

**THE PROSECUTOR**

v.

Jadranko PRLIĆ  
Bruno STOJIC  
Slobodan PRALJAK  
Milivoj PETKOVIĆ  
Valentin ĆORIĆ  
Berislav PUŠIĆ

**ORDER TO ADMIT EVIDENCE REGARDING WITNESS CJ**

**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 Murphy for Bruno Stojić  
Mr Božidar Kovačić and Ms Nika Pinter for Slobodan Praljak  
Ms Vesna Alaburić and Mr Nicholas Stewart for Milivoj Petković  
Ms Dijana Tomašegović-Tomić and Mr Dražen Plavec for Valentin Ćorić  
Mr Fahrudin Ibrišimović and Mr Roger Sahota for Berislav Pušić

**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”);

**WHEREAS** the Office of the Prosecutor (“Prosecution”) has requested the admission into evidence of 5 documents,<sup>1</sup> while Counsel for the Accused Praljak (“Praljak Defence”) and Counsel for the Accused Petković (“Petković Defence”) have requested the admission into evidence of 12<sup>2</sup> and 5<sup>3</sup> documents, respectively, related to the testimony of Witness CJ (“Proposed Exhibits”);

**WHEREAS** the Chamber has heard the objections raised by the Parties with regard to the admission of the Proposed Exhibits;<sup>4</sup>

**WHEREAS** the Chamber has examined each of the Proposed Exhibits on the basis of the admissibility criteria specified in its Decision of 13 July 2006 on the admission of evidence;

**WHEREAS** the Chamber decides to admit into evidence exhibits indicated “admitted” in the annex attached to this decision, since they were put to Witness CJ and bear sufficient indicia of relevance, probative value, and reliability;

**FOR THE FOREGOING REASONS,**

**PURSUANT TO** Rules 54 and 89 of the Rules of Procedure and Evidence (“Rules”);

**GRANTS** the requests of the Prosecution and the Petković Defence,

**PARTIALLY GRANTS** the request of the Praljak Defence,

**DECIDES** that the documents indicated “admitted” in the Annex attached to this decision should be admitted into evidence,

**DECIDES** that the exhibit indicated “MFI” in the Annex attached to this decision should be marked for identification,

**ORDERS** the Registrar to place Exhibits P 09768 and 4D 00465 under seal,

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<sup>1</sup> IC 00155

<sup>2</sup> IC 00144

<sup>3</sup> IC 00145

<sup>4</sup> IC 00161

**AND DENIES** in all other respects the request of the Praljak Defence for the reasons explained 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 18<sup>th</sup> day of January 2007  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

Annex

<b>Exhibit Number</b>	<b>Party Proposing Admission of the Exhibit</b>	<b>Admitted/Not Admitted/Marked for Identification (MFI)</b>
P 03104	Prosecution	Already admitted (under seal) on 5 October 2006
P 03149	Prosecution	Admitted
P 03222	Prosecution	Already admitted on 11 December 2006
P 03940	Prosecution	Admitted
P 09768 (under seal)	Prosecution	Admitted (under seal)
3D 00597	Praljak Defence	Admitted
3D 00598	Praljak Defence	MFI (pending production of a more legible copy of the document)
3D 00599	Praljak Defence	Admitted
3D 00600	Praljak Defence	Admitted
3D 00601	Praljak Defence	Admitted
3D 00602	Praljak Defence	Admitted
3D 00603	Praljak Defence	Admitted
3D 00604	Praljak Defence	Admitted
3D 00605	Praljak Defence	Admitted
3D 00607	Praljak Defence	Admitted
3D 00609	Praljak Defence	Admitted
3D 00611	Praljak Defence	Not admitted (reason: witness unable to provide the Chamber information in court about the authenticity, relevance, and probative value)
4D 00034	Petković Defence	Already admitted on 11 December 2006
4D 00035	Petković Defence	Already admitted on 11 December 2006
4D 00036	Petković Defence	Already admitted on 11 December 2006
4D 00397	Petković Defence	Admitted
4D 00465 (under seal)	Petković Defence	Admitted (under seal)