



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-04-79-PT  
Date: 8 February 2007  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Krister Thelin, Pre-Trial Judge

**Registrar:** Mr. Hans Holthuis

**Order of:** 8 February 2007

**PROSECUTOR**

**v.**

**MİĆO STANIŠIĆ**

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**ORDER ON PROSECUTION'S REQUEST FOR LEAVE TO  
EXCEED WORD LIMIT FOR A PRE-TRIAL BRIEF**

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**The Office of the Prosecutor:**

Mr. Alan Tieger  
Ms. Anna Richterova

**Counsel for the Accused:**

Mr. Stevo Bezbradica

I, Judge Krister Thelin, Judge at 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") and Pre-Trial Judge in these proceedings,

**NOTING** "Prosecution's Request for Leave to Exceed Word Limit for Revised Pre-Trial Brief" filed on 5 February 2007 ("Motion"), whereby the Prosecution requests to exceed the maximum word limit for pre-trial briefs provided in the Tribunal's Practice Direction on Length of Briefs and Motions ("Practice Direction") with respect to a revised pre-trial brief ("Pre-Trial Brief") that the Prosecution was instructed to file pursuant to an oral order dated 18 January 2007,

**NOTING** that the Practice Direction provides, *inter alia*, that pre-trial briefs will not exceed 15,000 words and that a party must seek authorization in advance from the Chamber to exceed the word limits in the Practice Direction and must provide an explanation of the exceptional circumstances that necessitate the oversized filing,<sup>1</sup>

**NOTING** that in the Motion, the Prosecution submits that it needs to exceed the word limit of the Pre-Trial Brief to 20,000 words so that it can appropriately comply with the requirements of Rule 65ter(E)(i) of the Rules of Procedure and Evidence ("Rules"), and, notably submits that the temporal and geographic scope of the case, the gravity and complexity of the crimes alleged, and the complexity of the forms of liability alleged in the indictment against Mićo Stanišić warrant the extension requested,

**NOTING** "Defence Response to Prosecution's Request for Leave to Exceed Word Limit for Revised Pre-Trial Brief" filed on 8 February 2007, whereby defence counsel for Mićo Stanišić ("Defence") opposes the Motion as exceptional circumstances have not been shown,

**CONSIDERING** that I am of the view that the reasons given for the variation of word limit are sufficient to allow the Prosecution to file a Pre-Trial Brief of 20,000 words, and that a clear, precise and complete submission pursuant to Rule 65ter(E)(i) will not result in prejudice to the Defence,

For the foregoing reasons, **PURSUANT TO** Rule 54 of the Rules and the Practice Direction,

**GRANT** the Motion, and **AUTHORIZE** the Prosecution to file a Pre-Trial Brief not exceeding 20,000 words.

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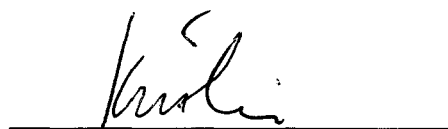
<sup>1</sup> Paras 3 and 7 of the Practice Direction.

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

Dated this 8<sup>th</sup> day of February 2007

At The Hague

The Netherlands

A handwritten signature in black ink, appearing to read 'Krister', is written over a horizontal line.

Judge Krister Thelin  
Pre-Trial Judge

**[Seal of the Tribunal]**