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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-05-87-T

Date: 27 February 2007

Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Presiding

Judge Ali Nawaz Chowhan Judge Tsvetana Kamenova

Judge Janet Nosworthy, Reserve Judge

Registrar: Mr. Hans Holthuis

Order of: 27 February 2007

PROSECUTOR

v.

MILAN MILUTINOVIĆ NIKOLA ŠAINOVIĆ DRAGOLJUB OJDANIĆ NEBOJŠA PAVKOVIĆ VLADIMIR LAZAREVIĆ SRETEN LUKIĆ

ORDER PURSUANT TO RULE 127

Office of the Prosecutor

Mr. Thomas Hannis Mr. Chester Stamp

Counsel for the Accused

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović

Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović

Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić

Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković

Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević

Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

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THIS TRIAL 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") is seised of the "Prosecution's Request for

Certification to Appeal the Second Decision Regarding the Addition of General Wesley Clark to

the Prosecution's Witness List," filed 23 February 2007 ("Motion"), and hereby makes this Order

pursuant to Rule 127.

1. On 23 February 2007, the Prosecution made the Motion seeking certification of an

interlocutory appeal of the Chamber's "Second Decision on Prosecution Motion for Leave to

Amend Its Rule 65 ter Witness List to Add Wesley Clark," in which the Chamber denied, without

prejudice, the Prosecution's request to add General Wesley Clark to its Rule 65 ter witness list.

Due to the impending close of the Prosecution case-in-chief¹ and the concomitant necessity 2.

of expediting this matter in the interests of a fair and expeditious trial, the Chamber finds it

appropriate to reduce the time within which the Defence may file a response (if any) to the Motion.

3. Accordingly, the Chamber, pursuant to Rules 54 and 127 of the Rules of Procedure and

Evidence of the Tribunal, hereby ORDERS that the Defence shall file a response (if any) to the

Motion by no later than Thursday, 1 March 2007.

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

Judge Iain Bonomy

Presiding

Dated this twenty-seventh day of February 2007

At The Hague

The Netherlands

[Seal of the Tribunal]

Motion, para. 21. The Prosecution reaffirmed its estimate that the completion of its case during the week of 19 March 2007 was "still feasible." T. 10474 (22 February 2007).