



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: 23 April 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: 23 April 2007

PROSECUTOR

v.

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

**ORDER CONFIRMING OJDANIĆ WITHDRAWAL OF REQUEST FOR
RULE 54 *BIS* ORDER TO UNITED STATES OF AMERICA AND
NORTH ATLANTIC TREATY ORGANISATION**

Office of the Prosecutor

Mr. Thomas Hannis
Mr. Chester Stamp

United States of America

North Atlantic Treaty Organisation

Counsel for the Accused

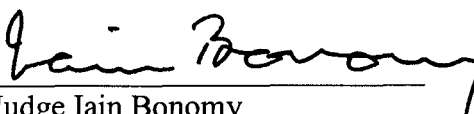
Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

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 a “Withdrawal of General Ojdanić’s Motion for Binding Order to the United States, NATO, and General Wesley Clark,” filed by the Ojdanić Defence on 23 April 2007 (“Motion”), withdrawing “General Ojdanić’s Motion for Binding Order to the United States, NATO, and General Wesley Clark,” filed 2 April 2007 (“Rule 54 *bis* Motion”).

1. In the Motion, the Ojdanić Defence informs the Chamber that it withdraws its Rule 54 *bis* Motion, in which it seeks an order pursuant to Rule 54 *bis* against the United States and NATO, in light of (a) the “Decision on Interlocutory Appeal Against Second Decision Precluding the Prosecution from Adding General Wesley Clark to its *65ter* Witness List,” issued by the Appeals Chamber on 20 April 2007, and (b) the representation by the Prosecution that it will no longer seek to add General Clark to its Rule 65 *ter* witness list.¹

2. Pursuant to Rules 54 and 54 *bis*, the Chamber hereby CONFIRMS the Ojdanić Defence’s withdrawal of its Rule 54 *bis* Motion and CANCELS the hearing scheduled for this matter on Tuesday, 24 April 2007, at 9:00 a.m.²

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


Judge Iain Bonomy
Presiding

Dated this twenty-third day of April 2007
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ Email from Prosecution to Ojdanic Defence, 23 April 2007.

² Decision on Ojdanić Motion for Variation of Time Limit and for Hearing Pursuant to Rule 54 *bis*, 5 April 2007. The hearing was postponed on agreement of the parties. T. 12269–12270 (17 April 2007).