



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-05-88/2-I  
Date: 14 June 2007  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Carmel Agius, Presiding  
Judge O-Gon Kwon  
Judge Kimberly Prost

**Registrar:** Mr. Hans Holthuis

**Order of:** 14 June 2007

**PROSECUTOR**

**v.**

**ZDRAVKO TOLIMIR**

**PUBLIC**

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**ORDER DESIGNATING A PRE-TRIAL JUDGE**

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**The Office of the Prosecutor:**

Mr. Peter McCloskey

**The Accused:**

Zdravko Tolimir

**I, Carmel Agius**, Presiding Judge of Trial Chamber II 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”);

**NOTING** the Indictment in the case of *Prosecutor v. Zdravko Tolimir* filed on 28 August 2006;

**NOTING** the order dated 1 June 2007 by the President of the Tribunal, assigning the case of *Prosecutor v. Zdravko Tolimir* to Trial Chamber II;<sup>1</sup>

**NOTING** the order dated 1 June 2007 issued by the Presiding Judge of Trial Chamber II, deciding that Trial Chamber II in the case of *Prosecutor v. Zdravko Tolimir* shall be composed of Judge Carmel Agius (Presiding), Judge O-Gon Kwon and Judge Kimberly Prost for the purposes of pre-trial proceedings;<sup>2</sup>

**NOTING** the order dated 1 June 2007, designating Judge Kimberly Prost as Judge for the initial appearance of Zdravko Tolimir;<sup>3</sup>

**CONSIDERING** that Rule 65*ter*(A) of the Tribunal’s Rules of Procedure and Evidence (“Rules”) provides that the Presiding Judge of the Trial Chamber shall “designate from among its members a Judge responsible for the pre-trial proceedings” (“Pre-Trial Judge”);

**NOTING** the powers of a Pre-Trial Judge as set out in Rule 65*ter*;

**PURSUANT TO** Article 14(7) of the Statute and Rules 54 and 65*ter* of the Rules;

**HEREBY DESIGNATE:**

Judge Kimberly Prost as Pre-Trial Judge for this case.

<sup>1</sup> Order Assigning a Case to a Trial Chamber, 1 June 2007.

<sup>2</sup> Order Regarding Composition of Trial Chamber, 1 June 2007.

<sup>3</sup> Order Designating Judge for Initial Appearance, 1 June 2007.

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

Dated this fourteenth day of June 2007,

At The Hague

The Netherlands

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

**Judge Carmel Agius**

**Presiding Judge**

**[Seal of the Tribunal]**