



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-00-39-A
Date: 17 July 2008
Original: English

BEFORE THE PRE-APPEAL JUDGE

Before: Judge Theodor Meron, Pre-Appeal Judge

Registrar: Mr. Hans Holthuis

Order of: 17 July 2008

PROSECUTOR

v.

MOMČILO KRAJIŠNIK

PUBLIC

VARIATION OF A SCHEDULING ORDER

The Appellant *pro se*:

Mr. Momčilo Krajišnik

The Office of the Prosecutor:

Mr. Peter M. Kremer, QC

Counsel for the Appellant on JCE:

Mr. Alan M. Dershowitz

Amicus Curiae:

Mr. Colin Nicholls, QC

I, THEODOR MERON, Judge 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”), and Pre-Appeal Judge in this case,

RECALLING the Scheduling Order issued on 11 July 2008 ordering that a status conference before the Pre-Appeal Judge be held on Monday, 21 July 2008 at 14:15 in Courtroom 3 (“11 July 2008 Scheduling Order”);

NOTING the “Notice by *Amicus Curiae* Requesting Participation in Status Conference by Tele-Conference”, filed on 14 July 2008, pursuant to the 11 July 2008 Scheduling Order;

NOTING the “Request by *Amicus Curiae* for Legal Consultants to Appear at Status Conference”, filed on 16 July 2008 by *Amicus Curiae*, Mr. Colin Nicholls, informing the Pre-Appeal Judge that he is unable to appear at the status conference on 21 July 2008 and requesting permission for Ms. Quincy Whitaker and Ms. Michelle Butler, Legal Consultants assigned to the *Amicus Curiae* team, to appear in this status conference in his place, also via tele-conference;

NOTING that *Amicus Curiae* is not a party to the proceedings and has a mandate of assisting the Appeals Chamber,¹ therefore the substitution of qualified legal consultants for named *Amicus Curiae* counsel, for the limited purposes of appearing at a status conference, does not prejudice any of the parties;

NOTING also the letter received on 14 July 2008 from counsel for Momčilo Krajišnik on the issue of JCE liability, Mr. Alan Dershowitz, requesting permission to participate in the status conference on 21 July 2008 via tele-conference;

CONSIDERING that pursuant to Rule 65bis(C) of the Rules a status conference may be conducted with the participation of counsel via tele-conference or video-conference;

PURSUANT TO RULES 54, 65BIS(C), AND 107 OF THE RULES

HEREBY VARY the 11 July 2008 Scheduling Order to the effect that Ms. Quincy Whitaker and Ms. Michelle Butler shall appear in the status conference on 21 July 2008 in the place of Mr. Colin Nicholls via tele-conference;


¹ See *Prosecutor v. Momčilo Krajišnik*, Case No. IT-00-39-A, Decision on Momčilo Krajišnik’s Request to Self-Represent, on Counsel’s Motions in Relation to Appointment of *Amicus Curiae*, and on the Prosecution Motion of 16 February 2007, 11 May 2007, paras 18-20.

FURTHER VARY the 11 July 2008 Scheduling Order to the effect that Mr. Alan Dershowitz shall appear in the status conference on 21 July 2008 via tele-conference; and

DIRECT the Registrar of the Tribunal to provide the necessary arrangements for the status conference on 21 July 2008, including two tele-conference links with the necessary translation services, one for Ms. Quincy Whitaker and Ms. Michelle Butler on behalf of *Amicus Curiae*, and one for Mr. Alan Dershowitz.

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

Issued this 17th day of July 2008,
At The Hague,
The Netherlands.


Judge Theodor Meron
Pre-Appeal Judge

[Seal of the Tribunal]