



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: 19 August 2008
Original: English

BEFORE THE PRE-APPEAL JUDGE

Before: Judge Theodor Meron, Pre-Appeal Judge
Registrar: Mr. Hans Holthuis
Decision: 19 August 2008

PROSECUTOR

v.

MOMČILO KRAJIŠNIK

PUBLIC

**DECISION ON THE REQUEST FOR PERMISSION FOR
KARGANOVIĆ TO ACCOMPANY COUNSEL TO THE
DETENTION UNIT AND THE COURTROOM**

The Office of the Prosecutor:

Mr. Peter Kremer QC

The Appellant *pro se*:

Mr. Momčilo Krajišnik

Counsel for the Appellant on the Matter of JCE:

Mr. Alan M. Dershowitz

Amicus Curiae:

Mr. Colin Nicholls QC

I, THEODOR MERON, Judge of the Appeals 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 (“Appeals Chamber” and “Tribunal”, respectively) and Pre-Appeal Judge in the present case,

BEING SEIZED of the “Request for Permission for Stephan Karganovic to Accompany Alan M. Dershowitz and Nathan Z. Dershowitz to the Detention Unit and the Courtroom to Facilitate Communication with Mr. Krajišnik”, filed on 14 August 2008 (“Motion”);

NOTING that the Prosecution has not filed a response to the Motion;

NOTING that in a letter of 6 September 2007 to Mr. Krajišnik, the Registrar explicitly contemplated that Mr. Karganović, if accompanied by a recognized legal associate or counsel, would be permitted to visit Mr. Krajišnik in the Detention Unit;

NOTING that Mr. Karganović was permitted to assist Mr. Krajišnik during a Status Conference of 31 March 2008;¹

CONSIDERING that Mr. Karganović’s presence at the Detention Unit on 20 August 2008 and in the courtroom on 21 August 2008 will facilitate communication between Mr. Krajišnik and his counsel and is therefore in the interests of justice;

HEREBY GRANTS the Motion.

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

Dated this 19 day of August 2008,
At The Hague, The Netherlands.



Judge Theodor Meron
Pre-Appeal Judge

[Seal of the Tribunal]

¹ Status Conference, 31 March 2008, T. 137.