



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-05-88-T

Date: 6 October 2008

Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Carmel Agius, Presiding  
Judge O-Gon Kwon  
Judge Kimberly Prost  
Judge Ole Bjørn Støle – Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Order of:** 6 October 2008

**PROSECUTOR**

v.

**VUJADIN POPOVIĆ  
LJUBIŠA BEARA  
DRAGO NIKOLIĆ  
LJUBOMIR BOROVIČANIN  
RADIVOJE MILETIĆ  
MILAN GVERO  
VINKO PANDUREVIĆ**

**PUBLIC**

**ORDER REVOKING SUBPOENA**

**Office of the Prosecutor**

Mr. Peter McCloskey

**Counsel for the Accused**

Mr. Zoran Živanović and Ms. Mira Tapušковиć for Vujadin Popović  
Mr. John Ostojić and Mr. Predrag Nikolić for Ljubiša Beara  
Ms. Jelena Nikolić and Mr. Stéphane Bourgon for Drago Nikolić  
Mr. Aleksandar Lazarević and Mr. Christopher Gosnell for Ljubomir Borovčanin  
Ms. Natacha Fauveau Ivanović and Mr. Nenad Petrušić for Radivoje Miletić  
Mr. Dragan Krgović and Mr. David Josse for Milan Gvero  
Mr. Peter Haynes and Mr. Đorđe Sarapa for Vinko Pandurević

**The Government of Bosnia and Herzegovina and the Authorities of Republika Srpska**

**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”):

**NOTING** the “Decision on Nikolić Motion for Issuance of a Subpoena”, in which the Trial Chamber granted Nikolić’s motion requesting a subpoena compelling Witness 3DW18 to appear before the Trial Chamber, and the “Subpoena ad testificandum”, both issued on 23 September 2008;

**NOTING** that Counsel for Drago Nikolić on 2 October 2008 withdrew Witness 3DW18;<sup>1</sup>

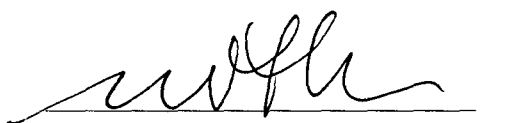
**PURSUANT TO** Rule 54 of the Rules,

**HEREBY REVOKES** the “Subpoena ad testificandum” issued on 23 September 2008;

**REQUESTS** the Registrar to communicate this order to the Government of Bosnia and Herzegovina and the responsible authorities of Republika Srpska; and

**REQUESTS** the Government of Bosnia and Herzegovina and the responsible authorities of Republika Srpska to inform the relevant witness.

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



Carmel Agius  
Presiding

Dated this sixth day of October 2008  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

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<sup>1</sup> T. 26632 (2 October 2008).