



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: 21 October 2008
Original: English

IT-00-39-A
A 7258-A 7256
21 OCTOBER 2008

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IN THE APPEALS CHAMBER

Before: Judge Fausto Pocar, Presiding
Judge Mohamed Shahabuddeen
Judge Mehmet Güney
Judge Andréia Vaz
Judge Theodor Meron

Registrar: Mr. Hans Holthuis

Order of: 21 October 2008

PROSECUTOR

v.

MOMČILO KRAJIŠNIK

PUBLIC

SCHEDULING ORDER FOR EVIDENTIARY HEARING

The Office of the Prosecutor

Mr. Peter Kremer QC

The Appellant

Mr. Momčilo Krajišnik

Counsel for the Appellant on the Matter of JCE

Mr. Alan M. Dershowitz

Mr. Nathan Z. Dershowitz

Amicus Curiae

Mr. Colin Nicholls QC

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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);

RECALLING its confidential “Decision on Prosecution’s Motion to Adduce Rebuttal Material” of 8 October 2008, wherein it called Mr. George Mano and Mr. Stefan Karganović to appear as witnesses of the Appeals Chamber under Rules 98 and 107 of the Rules of Procedure and Evidence of the Tribunal (“Rules”) at an evidentiary hearing on 3 and 5 November 2008 (“Evidentiary Hearing”), to give evidence relating to the conduct of Mr. Nicholas Stewart QC as counsel in Momčilo Krajišnik’s (“Appellant”) defence team at trial;¹

RECALLING its “Decision on Appellant Momčilo Krajišnik’s Motion to Call Radovan Karadžić Pursuant to Rule 115” of 16 October 2008, wherein the Appeals Chamber ordered the Appellant to contact Radovan Karadžić to appear as a witness at the Evidentiary Hearing under Rule 115 of the Rules;²

HEREBY INFORMS the Parties and *Amicus Curiae* that the Evidentiary Hearing will be held in accordance with the following arrangements:

- 1) Mr. George Mano and Mr. Stefan Karganović will be heard during the session on 3 November 2008. This session is to commence at 08:30 hours and to end at 19:00 hours;
- 2) Mr. Radovan Karadžić will be heard during the session on 5 November 2008. This session is to commence at 08:30 hours and to end at 19:00 hours;
- 3) Each session will include breaks at suitable moments, to be announced by the Appeals Chamber during the session;
- 4) The courtroom in which the Evidentiary Hearing will be held will be announced in due course;

DIRECTS the Registrar to communicate this scheduling order to Mr. George Mano, Mr. Stefan Karganović and Mr. Radovan Karadžić and to make the necessary arrangements for them to appear at the Evidentiary Hearing;

DIRECTS the Registrar to inquire, and to inform the Appeals Chamber as soon as practicable, whether Mr. Radovan Karadžić wishes to exercise his right to be assisted by counsel at the Evidentiary Hearing, and, if he does, to arrange for counsel to be assigned for the purposes of the Evidentiary Hearing; and

¹ Decision on Prosecution’s Motion to Adduce Rebuttal Material (confidential), 8 October 2008, paras 10, 11 and 16.

DIRECTS the Registrar to segregate Mr. Radovan Karadžić from the Appellant for the duration of Mr. Radovan Karadžić's testimony in the present case.

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

Dated this twenty-first day of October 2008,
At The Hague,
The Netherlands.



Judge Fausto Pocar
Presiding

[Seal of the Tribunal]

² Decision on Appellant Momčilo Krajišnik's Motion to Call Radovan Karadžić Pursuant to Rule 115, 16 October 2008.