

IT-04-81-T  
D27436-D27434  
21 FEBRUARY 2011

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**UNITED  
NATIONS**



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-04-81-T  
Date: 21 February 2011  
Original: English

**IN TRIAL CHAMBER I**

**Before:** Judge Bakone Justice Moloto, Presiding  
Judge Pedro David  
Judge Michèle Picard

**Registrar:** Mr. John Hocking

**Decision of:** 21 February 2011

**PROSECUTOR**

v.

**MOMČILO PERIŠIĆ**

***PUBLIC***

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**ORDER TO PROSECUTION TO EXPEDITE FILING OF  
RESPONSE TO DEFENCE MOTION ON ADMISSION  
OF DOCUMENT *PROPRIO MOTU***

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**The Office of the Prosecutor**

Mr. Mark Harmon

**Counsel for the Accused**

Mr. Novak Lukić  
Mr. Gregor Guy-Smith

**TRIAL CHAMBER I** (“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”);

**BEING SEISED** of the Defence “Objection to the Admission of Document *Proprio Motu* and Motion for Reconsideration”, filed publicly on 21 February 2011 (“Motion”);

**CONSIDERING** that in its Motion, the Defence objects to the *proprio motu* admission of document 65ter 07680 and requests the Trial Chamber to reconsider its decision to admit the said document;<sup>1</sup>

**CONSIDERING** that the Defence rested its case on 11 January 2011 and the Trial Chamber is currently awaiting the final briefs from the parties;<sup>2</sup>

**NOTING** that the Defence requests the Trial Chamber to order the Prosecution to file, if any, an expedited response to this Motion;<sup>3</sup>

**NOTING** the need of expediting the response in order to avoid further delay in closing the trial;

**FINDING** there to be good cause for advancing the Prosecution’s response to the Motion;

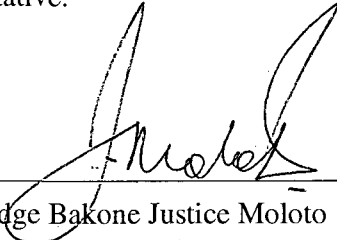
**PURSUANT** to Rules 54, 126 *bis* and 127 of the Rules;

**HEREBY ORDERS** the Prosecution to file a response to the Motion, if any, by Thursday 24 February 2011.

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<sup>1</sup> Motion, paras 1, 29.

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



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Judge Bakone Justice Moloto  
Presiding Judge

Dated this twenty-first day of February 2011  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**

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<sup>2</sup> The final briefs are scheduled to be filed on 4 March 2011. T. 14615.

<sup>3</sup> Motion, para. 30.