



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-03-69-A  
Date: 20 January 2014  
Original: English

**IN THE APPEALS CHAMBER**

**Before:** Judge Fausto Pocar, Presiding  
**Registrar:** Mr. John Hocking  
**Order of:** 20 January 2014

**PROSECUTOR**

v.

**JOVICA STANIŠIĆ  
FRANKO SIMATOVIĆ**

***PUBLIC***

**ORDER DESIGNATING A PRE-APPEAL JUDGE**

**The Office of the Prosecutor:**

Mr. Peter Kremer QC  
Mr. Mathias Marcussen

**Counsel for the Defence:**

Mr. Wayne Jordash and Mr. Scott Martin for Mr. Jovica Stanišić  
Mr. Mihajlo Bakrač and Mr. Vladimir Petrović for Mr. Franko Simatović

**I, FAUSTO POCAR**, 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);

**NOTING** the “Judgement” rendered by Trial Chamber I of the Tribunal on 30 May 2013;<sup>1</sup>

**NOTING** the notice of appeal and appeal brief filed by the Office of the Prosecutor on 28 June 2013 and 11 September 2013, respectively;<sup>2</sup>

**NOTING** the “Order Assigning Judges to a Case Before the Appeals Chamber” issued on 3 July 2013;

**NOTING** the “Order Designating a Pre-Appeal Judge” issued on 9 October 2013, in which Judge Meron designated himself as Pre-Appeal Judge;

**NOTING** the “Order Replacing a Judge in a Case Before the Appeals Chamber” issued on 16 December 2013, in which Judge Meron assigned Judge Koffi Kumelio A. Afande to replace himself on the Bench;

**NOTING** that, pursuant to Rule 22(B) of the Rules of Procedure and Evidence of the Tribunal (“Rules”), I have been elected as Presiding Judge in the present case;

**CONSIDERING** that Rules 65 *ter* and 107 of the Rules authorise the Presiding Judge of a case before the Appeals Chamber to designate a member of the Appeals Chamber to be responsible for pre-appeal proceedings (“Pre-Appeal Judge”);

**FOR THE FOREGOING REASONS,**

**HEREBY DESIGNATE**, with immediate effect, myself as Pre-Appeal Judge with responsibility for all pre-appeal proceedings in the present case.

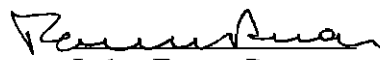
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<sup>1</sup> *Prosecutor v. Jovica Stanišić and Franko Simatović*, Case No. IT-03-69-T, Judgement, 30 May 2013 (with confidential Appendix C).

<sup>2</sup> Prosecution’s Notice of Appeal, 28 June 2013; Prosecution Appeal Brief, 11 September 2013 (confidential; public redacted version filed on 25 September 2013).

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

Dated this twentieth day of January 2014,  
At The Hague,  
The Netherlands.

  
Judge Fausto Pocar  
Presiding Judge

[Seal of the Tribunal]