



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-05-87/1-T  
Date: 29 April 2009  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Kevin Parker, Presiding  
Judge Christoph Flügge  
Judge Melville Baird

**Acting Registrar:** Mr. John Hocking

**Order of:** 29 April 2009

**PROSECUTOR**

v.

**VLASTIMIR ĐORĐEVIĆ**

***PUBLIC***

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**ORDER ON PROSECUTION'S REQUEST FOR LEAVE TO  
REPLY**

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**The Office of the Prosecutor:**

Mr. Chester Stamp  
Ms. Daniela Kravetz  
Mr. Matthias Neuner

**Counsel for the Accused:**

Mr. Dragoljub Đorđević  
Mr. Veljko Đurđić

**THIS TRIAL CHAMBER** (“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,

**BEING SEIZED OF** the “Prosecution’s Request for Leave to Reply to Vlastimir Đorđević’s Response to Prosecution’s Motion for Leave to Amend its Rule 65 *ter* Witness List with Confidential Annexes A and B”, filed on 28 April 2009 (“Request”);

**NOTING** the “Prosecution’s Motion for Leave to Amend its Rule 65 *ter* Witness List with Confidential Annexes A and B”, filed on 9 April 2009 (“Motion”);

**NOTING** “Vlastimir Đorđević’s Response to Prosecution’s Motion for Leave to Amend its Rule 65 *ter* List with Confidential Annexes A and B”, filed on 23 April 2009 (“Response”);

**CONSIDERING** that the Prosecution’s submissions set out in its Motion are, to a degree, unclear;

**CONSIDERING**, therefore, that further submissions from the Prosecution may benefit the Chamber;

**RECALLING**, however, the Chamber’s guidance in a previous decision to the effect that a party seeking leave to reply should file a request for leave to reply simultaneously with its submission in reply within the seven day deadline;<sup>1</sup>

**CONSIDERING**, nevertheless, that the Chamber deems it appropriate in the circumstances of the case and on this particular occasion to decide on the Prosecution’s request as currently submitted;

**PURSUANT TO** Rules 54 and 126*bis* of the Rules of Procedure and Evidence,

**GRANTS** the Request and **ORDERS** that the reply to the Response shall be filed not later than 1 May 2009.

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<sup>1</sup> *Prosecutor v. Vlastimir Đorđević*, Case No. IT-05-87/1-T, “Decision on Prosecution’s Motion to Amend the Rule 65*ter* Witness List”, 12 March 2009, para 1.

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



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Judge Kevin Parker  
Presiding

Dated this twenty-ninth day of April 2009  
At The Hague  
The Netherlands

**[Seal of the Tribunal]**