



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-06-90-PT

Date: 15 December 2006

Original: English

**IN TRIAL CHAMBER I**

**Before:** Judge Alphons Orie, Presiding  
Judge Christine Van den Wyngaert  
Judge Bakone Justice Moloto

**Registrar:** Mr. Hans Holthuis

**Decision of:** 15 December 2006

**PROSECUTOR**

v.

**ANTE GOTOVINA  
IVAN ČERMAK  
MLADEN MARKAČ**

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**DECISION ON PROSECUTION REQUEST FOR AN  
EXTENSION OF TIME IN WHICH TO RESPOND TO THE  
CHAMBER'S REQUEST PURSUANT TO RULE 73 *BIS* (D)**

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**The Office of the Prosecutor:**

Mr. Alan Tieger  
Ms. Laurie Sartorio

**Counsel for the Accused:**

Mr. Luka S. Mišetić, Mr. Gregory Kehoe and Mr. Payam Akhavan for Ante Gotovina  
Mr. Čedo Prodanović and Ms. Jadranka Sloković for Ivan Čermak  
Mr. Miroslav Šeparović and Mr. Goran Mikuličić for Mladen Markač

**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 “Prosecution’s Request for an Extension of Time in Which to Respond to the Chamber’s Request Pursuant to Rule 73 *bis*(D)”, filed on 14 December 2006 (“Request”), by which the Prosecution requests permission to submit its proposals to the Trial Chamber on or before Monday, 22 January 2006;

**NOTING** the Trial Chamber’s “Request to the Prosecution Pursuant to Rule 73 *Bis* (D) to Reduce the Scope of its Case”, filed on 13 December 2006, by which the Prosecution was requested to file proposals for reduction of the scope of the Indictment by no later than Monday 8 January 2007;

**NOTING** the Prosecution submission that it will require “additional time in order to give full and serious consideration to the Court’s request”;<sup>1</sup>

**NOTING** that the Prosecution has contacted the Defence and that the Defence does not object to this request for additional time;<sup>2</sup>

**CONSIDERING** that the requested extension does not impact upon the time limit for filing of preliminary motions pursuant to Rules 50(C) and 72 of the Rules of Procedure and Evidence (“Rules”) in relation to the new charges of the Joinder Indictment, or the proceedings in any other respect;

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<sup>1</sup> Request, para. 2.

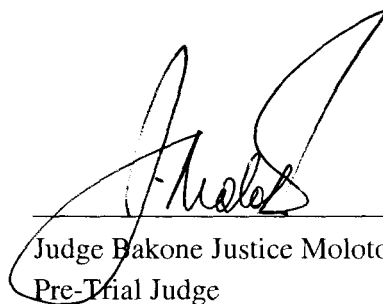
<sup>2</sup> Request, para. 3.

**PURSUANT** to Rule 54 of the Rules;

**GRANTS** the Request, and

**ORDERS** that the Prosecution file its proposals for reduction of the scope of the Indictment no later than Monday 22 January 2007.

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



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Judge Bakone Justice Moloto  
Pre-Trial Judge

Dated this fifteenth day of December 2006

At The Hague

The Netherlands

**[Seal of the Tribunal]**