



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-06-90-T
Date: 16 June 2010
Original: English

IN TRIAL CHAMBER I

Before: Judge Alphons Orie, Presiding
Judge Uldis Ķiniš
Judge Elizabeth Gwaunza
Registrar: Mr John Hocking
Order of: 16 June 2010

PROSECUTOR

v.

ANTE GOTOVINA
IVAN ČERMAK
MLADEN MARKAČ

PUBLIC

ORDER LIFTING CONFIDENTIALITY OF THE DECISION ON PROSECUTION'S
MOTION TO REOPEN ITS CASE

Office of the Prosecutor

Mr Alan Tieger

Counsel for Ante Gotovina

Mr Luka Mišetić
Mr Gregory Kehoe
Mr Payam Akhavan

Counsel for Ivan Čermak

Mr Steven Kay, QC
Mr Andrew Cayley
Ms Gillian Higgins

Counsel for Mladen Markač

Mr Goran Mikuličić
Mr Tomislav Kuzmanović

TRIAL CHAMBER I (“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”);

NOTING the Chamber’s Decision on Prosecution’s Motion to Reopen Its Case, filed confidentially on 21 April 2010 (“Decision”);

NOTING that the Chamber announced on 22 April 2010 that a public version of the Decision would be made available in due course;¹

CONSIDERING that the Decision was issued confidentially in the event that the prospective witnesses named therein were to testify under protective measures;

CONSIDERING that Witnesses Bilobrk, Gerovac and Mikulić, who were named in the Decision, testified for the Prosecution on 2-3 June 2010, provisionally in private session, that they did not request protective measures,² and that the Chamber lifted the confidential status of their testimony on 7 June 2010;³

CONSIDERING that Witness Vrtičević, who was named in the Decision, testified publicly for the Čermak Defence on 10 June 2010 and did not request any protective measures;⁴

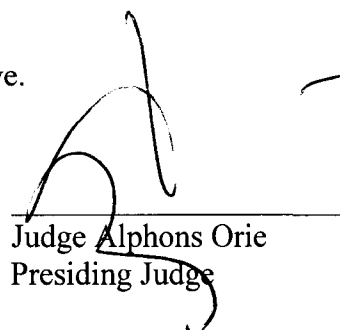
FINDING no reason to keep the Decision confidential;

NOTING that none of the parties objected to lifting the confidential status of the Decision;⁵

LIFTS the confidential status of the Decision; and

ORDERS pursuant to Rule 54 of the Tribunal’s Rules of Procedure and Evidence that the Registrar of the Tribunal adjust the status of the Decision accordingly.

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



Judge Alphons Orié
Presiding Judge

Dated this sixteenth day of June 2010
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ T. 28632.

² T. 28650-28651, 28766, 28846.

³ Order Lifting Confidentiality of Testimony of Witnesses 176, 177 & 178, 7 June 2010.

⁴ T. 28896-28897.

⁵ T. 28896.