



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-95-5/18-T
Date: 3 September 2010
Original: English

IN THE TRIAL CHAMBER

Before: Judge O-Gon Kwon, Presiding
Judge Howard Morrison
Judge Melville Baird
Judge Flavia Lattanzi, Reserve Judge

Registrar: Mr. John Hocking

Decision of: 3 September 2010

PROSECUTOR

v.

RADOVAN KARADŽIĆ

PUBLIC

**DECISION ON THE ACCUSED'S MOTION FOR LEAVE TO REPLY: INTERCEPTED
CONVERSATIONS**

Office of the Prosecutor

Mr. Alan Tieger
Ms. Hildegard Uertz-Retzlaff

The Accused

Mr. Radovan Karadžić

Standby Counsel

Mr. Richard Harvey

THIS 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 Accused’s “Motion for Leave to Reply: Intercepted Conversations”, filed on 2 September 2010 (“Motion”);

CONSIDERING that, in the Motion, the Accused seeks leave to reply to the “Prosecution Response to Accused’s Motion to Exclude Intercepted Conversations”, filed on 30 August 2010 (“Response”), in order to address the issue of *res judicata* and to “make a brief reply on the merits, particularly to distinguish the prosecution’s analysis of the Trial Chamber decision in *Brdjanin*”;¹

CONSIDERING that further submissions from the Accused on the two issues identified above may be of assistance to the Chamber in deciding the Motion to Exclude Intercepted Conversations, filed on 17 August 2010;

NOTING that issues that have already been addressed by the Accused in his Motion to Exclude Intercepted Conversations need not be reiterated in the reply, and that only novel issues that arise from the Prosecution’s Response should be addressed in the reply;

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

¹ Motion, paras. 1-2.

HEREBY GRANTS the Accused leave to reply to the Response on the issues outlined above,
by 6 September 2010.

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



Judge O-Gon Kwon
Presiding

Dated this third day of September 2010
At The Hague
The Netherlands

[Seal of the Tribunal]