



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-04-81-T

Date: 20 November 2009

Original: English

IN TRIAL CHAMBER I

Before: Judge Bakone Justice Moloto, Presiding
Judge Pedro David
Judge Michèle Picard

Registrar: Mr. John Hocking

Decision of: 20 November 2009

PROSECUTOR

v.

MOMČILO PERIŠIĆ

PUBLIC

**DECISION ON PROSECUTION'S MOTION TO
REMOVE "MARKED FOR IDENTIFICATION"
DESIGNATION OF EXHIBITS AND TO WITHDRAW
ADDITIONAL EXHIBITS**

The Office of the Prosecutor

Mr. Mark Harmon
Mr. Daniel Saxon

Counsel for the Accused

Mr. Novak Lukić
Mr. Gregor Guy-Smith

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 Motion to Remove ‘Marked for Identification’ Designation of Exhibits and to Withdraw Exhibits with Annex A”, filed publicly with confidential Annex A on 9 November 2009 (“Motion”);

NOTING that in its Motion, the Prosecution requests that the Trial Chamber remove the “marked for identification” (“MFI”) designation for seventy exhibits listed in confidential Annex A and admit them into evidence as exhibits;¹

NOTING that the Prosecution also seeks to withdraw exhibits P1094, P1106, P1107, P1108, P1109, and P1110 that were previously designated as MFIs;²

NOTING that the Defence does not object to the relief sought in the Motion;³

PURSUANT to Rules 54 and 89 (C) of the Rules of Procedure and Evidence, the Trial Chamber hereby:

GRANTS the Motion; and

ADMITS into the evidence as exhibits seventy items listed in confidential Annex A to the Motion;

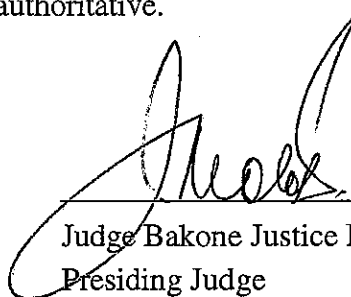
ORDERS to remove exhibits P1094, P1106, P1107, P1108, P1109, and P1110 from the evidence record.

¹ Motion, para. 1.

² Motion, para. 1.

³ Motion, paras 2-3.

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



Judge Bakone Justice Moloto
Presiding Judge

Dated this twentieth day of November 2009

At The Hague

The Netherlands

[Seal of the Tribunal]