



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-05-88-T
Date: 16 March 2009
Original: English

IN TRIAL CHAMBER II

Before: Judge Carmel Agius, Presiding
Judge O-Gon Kwon
Judge Kimberly Prost
Judge Ole Bjørn Støle – Reserve Judge

Acting Registrar: Mr. John Hocking

Order of: 16 March 2009

PROSECUTOR

v.

**VUJADIN POPOVIĆ
LJUBIŠA BEARA
DRAGO NIKOLIĆ
LJUBOMIR BOROVIČANIN
RADIVOJE MILETIĆ
MILAN GVERO
VINKO PANDUREVIĆ**

PUBLIC

**ORDER ON REQUEST FOR EXTENSION OF TIME TO FILE A
RESPONSE**

Office of the Prosecutor

Mr. Peter McCloskey

Counsel for the Accused

Mr. Zoran Živanović and Ms. Mira Tapušковиć for Vujadin Popović
Mr. John Ostojić and Mr. Predrag Nikolić for Ljubiša Beara
Ms. Jelena Nikolić and Mr. Stéphane Bourgon for Drago Nikolić
Mr. Aleksandar Lazarević and Mr. Christopher Gosnell for Ljubomir Borovčanin
Ms. Natacha Fauveau Ivanović and Mr. Nenad Petrušić for Radivoje Miletić
Mr. Dragan Krgović and Mr. David Josse for Milan Gvero
Mr. Peter Haynes and Mr. Đorđe Sarapa for Vinko Pandurević

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;

BEING SEISED OF “Vujadin Popović’s Request for an Extension of Time to File a Response to the Prosecution’s Motion to Admit Evidence in Rebuttal under Rule 85(A) and to Reopen its Case with Appendices A-G, with Confidential Annex”, filed on 16 March 2009 (“Request”), requesting an extension of time, until midnight of Thursday 19 March 2009, to respond to the confidential “Prosecution Motion to Admit Evidence in Rebuttal under Rule 85(A) and to Reopen its Case with Appendices A-G”, filed on 2 March 2009 (“Motion”);

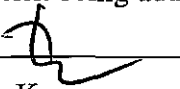
NOTING that on 5 March 2009, Popović asked for clarification of the content of Mr. Janc’s report, one of the witnesses proposed in the Motion for the reopening of the Prosecution case, to which the Prosecution has not responded and that the Prosecution only disclosed Mr. Janc’s report on Friday 14 March 2009 at 6:09 p.m.;¹

CONSIDERING that good cause has been shown;

PURSUANT TO Rule 127 (A)(i) of the Rules of Procedure and Evidence,

HEREBY PARTLY GRANTS the Request and **ORDERS** that Popović files the response to the Motion by midnight of Tuesday 17 March 2009.

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


O-Gon Kwon
Judge

Dated this sixteenth day of March 2009
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ Request, paras. 4–5.