



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-05-88/2-T  
Date: 16 December 2011  
Original: English

**IN TRIAL CHAMBER II**

**Before:** Judge Christoph Flügge, Presiding  
Judge Antoine Kesia-Mbe Mindua  
Judge Prisca Matimba Nyambe

**Registrar:** Mr. John Hocking

**Order of:** 16 December 2011

**PROSECUTOR**

v.

**ZDRAVKO TOLIMIR**

**PUBLIC**

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**SCHEDULING ORDER FOR THE START OF THE DEFENCE CASE**

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**Office of the Prosecutor**  
Mr. Peter McCloskey

**The Accused**  
Zdravko Tolimir

**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”);

**NOTING** the “Order Regarding the Scheduling of the Defence Case and Related Matters”, issued by the Chamber on 20 September 2011, ordering that the Pre-Defence Conference shall be held on 9 January 2012, that the opening of the Defence case shall commence on 10 January 2012 and that the first Defence witness shall testify on 11 January 2012 or, if there is no opening statement, on 10 January 2012;

**NOTING** that at the Status Conference on 5 December 2011 (“Status Conference”), the Defence requested a postponement of the start of the Defence case owing to the availability of Defence witnesses,<sup>1</sup> and the Presiding Judge stated that the Chamber would consider the request;<sup>2</sup>

**NOTING** that on 8 December 2011, by way of informal communication, the Chamber granted the Defence request to postpone the start of the defence case;<sup>3</sup>

**NOTING** that at the Status Conference; the Defence stated that it will dispense with the presentation of an Opening Statement;<sup>4</sup>

**PURSUANT** to Rules 54 and 73 *ter* of the Rules of Procedure and Evidence,

**HEREBY ORDERS** that:

- 1) The Pre-Defence Conference be held on Monday 23 January 2012; and
- 2) The Defence call its first witness after the conclusion of the Pre-Defence Conference, on 23 January 2012.

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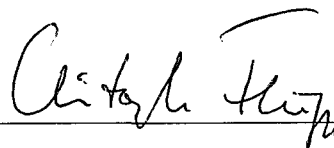
<sup>1</sup> Status Conference, 5 December 2011, T. 17983–17985.

<sup>2</sup> Status Conference, 5 December 2011, T. 17986.

<sup>3</sup> Email to the parties, 8 December 2011.

<sup>4</sup> Status Conference, 5 December 2011, T. 17986.

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



Judge Christoph Flügge

Presiding Judge

Dated this sixteenth day of December 2011

At The Hague

The Netherlands

**[Seal of the Tribunal]**