



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-05-87-T

Date: 13 May 2008

Original: English

**IN THE TRIAL CHAMBER**

**Before:** Judge Iain Bonomy, Presiding  
Judge Ali Nawaz Chowhan  
Judge Tsvetana Kamenova  
Judge Janet Nosworthy, Reserve Judge

**Registrar:** Mr. Hans Holthuis

**Decision of:** 13 May 2008

**PROSECUTOR**

v.

**MILAN MILUTINOVIĆ  
NIKOLA ŠAINOVIĆ  
DRAGOLJUB OJDANIĆ  
NEBOJŠA PAVKOVIĆ  
VLADIMIR LAZAREVIĆ  
SRETEN LUKIĆ**

**PUBLIC**

**DECISION ON PAVKOVIĆ MOTION TO CALL HANDWRITING EXPERT**

**Office of the Prosecutor**

Mr. Thomas Hannis  
Mr. Chester Stamp

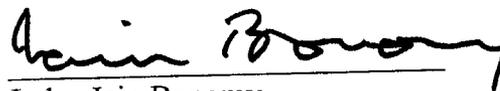
**Counsel for the Accused**

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović  
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović  
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić  
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković  
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević  
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

**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”) is seised of a “Pavković Motion to Amend the 65ter Witness and Exhibit List to Call Handwriting Expert with Annex A,” filed 5 May 2008 (“Motion”), and hereby renders its decision thereon.

1. In the Motion, the Pavković Defence requests leave of the Chamber to lead additional evidence (in the form of a handwriting expert) in order to counter the Ojdanić Defence’s evidence regarding the authenticity of the 25 May 1999 report (P1459).
2. The Prosecution and the Ojdanić Defence have indicated that they do not oppose the Motion.
3. On 12 May 2008, the Pavković Defence informed the Chamber (via email), “For various technical reasons, including a delay in getting exemplars from Mladenovski, we will be unable to call our handwriting expert. There is simply insufficient time left in the case for it to come together.”
4. The Chamber notes that there is no indication of the length of time the work the Pavković Defences requires would take to complete, nor any indication that anyone has obstructed efforts to secure relevant material.
5. Accordingly, the Trial Chamber, pursuant to Rules 54, 65 *ter*, 89, and 94 *bis* of the Rules of Procedure and Evidence of the Tribunal, hereby CONFIRMS the Pavković Defence’s withdrawal of the Motion.

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

  
Judge Iain Bonomy  
Presiding

Dated this thirteenth day of May 2008  
At The Hague  
The Netherlands

[Seal of the Tribunal]