

**IN TRIAL CHAMBER II**

**Before:**

**Judge Florence Ndepele Mwachande Mumba, Presiding**  
**Judge Sharon A. Williams**  
**Judge Per-Johan Viktor Lindholm**

**Registrar:**

**Mr. Hans Holthuis**

**Judgement of:**

**23 September 2002**

**PROSECUTOR**

**v.**

**MILAN SIMIC**

---

**ORDER TO LIFT CONFIDENTIALITY OF CERTAIN FILINGS**

---

**The Office of the Prosecutor:**

**Mr. Gramsci Di Fazio**  
**Mr. Philip Weiner**  
**Mr. David Re**

**Counsel for the Accused:**

**Mr. Slobodan Zecevic**  
**Ms. Catherine Baen**

**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"),

**RECALLING** its oral Order during the sentencing hearing of Milan Simic on 22 July 2002 that the confidentiality of all filings related to his plea of guilty and subsequent sentencing should be lifted, except for the "Joint Motion For Consideration of Plea Agreement Between Milan Simic And The Office of The Prosecutor," filed confidentially on 13 May 2002,

**NOTING** that the "Defendant's Sentencing Brief," filed on 15 July 2002 included a Medical Report for Milan Simic as "Exhibit A" ("Medical Report"),

**FINDING** that the Medical Report contains personal information and therefore should remain confidential,

**HEREBY INSTRUCTS** the Registry to lift the confidentiality for the following documents filed in this

case:

1. Decision by the Registrar Assigning a Case Number to the Milan Simic Case, filed 30 May 2002
2. Report on Milan Simic from Tim McFadden, UNDU, filed 19 June 2002
3. Letter to Parties on Schedule for Sentencing Briefs and Hearing, filed 26 June 2002
4. Milan Simic's Motion Pursuant to Rule 92*bis* to Admit Written Statement of Perica Mistic Obtained by the Office of the Prosecutor and Produced Pursuant to Rule 66 and Conditional Motion to Compel Appearance of Perica Mistic to Testify Viva Voce, filed 27 June 2002
5. Response of the Prosecutor to Defence Motion of 27 June 2002 Concerning Witness Testimony for Purposes of Sentencing Hearing, filed 3 July 2002
6. Decision on Admission of Witness Testimony, filed 9 July 2002
7. Prosecutor's Brief on the Sentencing of Milan Simic, filed 15 July 2002
8. Defendant's Sentencing Brief and Exhibits B-W, filed 15 July 2002 (save for the Medical Report (Exhibit A) which shall remain confidential)

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

---

Florence Ndepele Mwachande Mumba  
Presiding

Done this twenty third day of September 2002,  
At The Hague,  
The Netherlands.

**[Seal of the Tribunal]**