

THE INTERNATIONAL CRIMINAL TRIBUNAL
FOR THE FORMER YUGOSLAVIA

Case No. IT-05-87-T

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

Date Filed: **11 June 2008**

THE PROSECUTOR

V.

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

Public

**ADDENDUM TO THE OJDANIC REPLY TO THE PROSECUTION RESPONSE
TO MOTION FOR PROVISIONAL RELEASE BASED ON COMPASSIONATE
GROUNDS**

The Office of the Prosecutor:


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

1. On 9 June 2008, the Defence of General Ojdanic filed the “Ojdanic Reply to the Prosecution Response to Motion for Provisional Release on Compassionate Grounds.”¹
2. The Ojdanic Defence hereby informs the Trial Chamber that it has obtained additional information that is relevant to the previously filed reply, and as such files this *addendum* to the Reply of 9 June 2008. The newly obtained information is reflected in the following Annex:
 - Annex A – Article Regarding the Arrest of Stojan Zupljanin
3. This new information is relevant to the previously filed reply because it applies directly to the Prosecution’s challenge regarding the Serbian Government’s credibility.² The article in Annex A provides yet another example (a high-profile one at that) of the dedication to cooperation with the Tribunal on behalf of the Serbian Government. The article is quoted as saying, “The arrest and delivery of the fugitives for trial in The Hague is a crucial condition for Serbia's further approach to European Union membership.”³ This devotion to cooperation is certainly applicable in the instance that General Ojdanic be released provisionally as previously requested.⁴
4. The Ojdanic Defence respectfully requests that the Trial Chamber considers this *addendum* as part of, and in concert with, the previously filed Ojdanic Reply of 9 June 2008.

Word count: 422

Respectfully submitted,

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¹ *Prosecutor v. Milutinovic, et al*, Ojdanic Reply to the Prosecution Response to General Ojdanic’s Motion for Provisional Release Based on Compassionate Grounds, Case No. IT-05-87-T , 9 June 2008.

² *Prosecutor v. Milutinovic, et al*, Prosecution Response to General Ojdanic’s Motion for Provisional Release Based on Compassionate Grounds, Case No. IT-05-87-T , 3 June 2008, paragraphs 5, 6, & 9.

³ See Annex A.

(http://www.monstersandcritics.com/news/europe/news/article_1410529.php/Serbia_arrests_key_war_crim es_suspect_Stojan_Zupljanin)

⁴ *Prosecutor v. Milutinovic, et al*, General Ojdanic Motion for Provisional Release Based on Compassionate Grounds, Case No. IT-05-87-T , 28 May 2008.

Annex A

Article Regarding Arrest of Stojan Zupljanin

Europe News - Serbia arrests key war crimes suspect Stojan Zupljanin

Jun 11, 2008, 11:30 GMT

Belgrade - Serbia said Wednesday it has arrested Bosnian Serb Stojan Zupljanin, one of the four remaining fugitive war crimes suspects charged by The Hague-based United Nations war crimes tribunal.

Zupljanin, 57, was arrested in the vicinity of Belgrade, the Serbian war crimes prosecutor's office said. He is wanted by the International Criminal Tribunal for the former Yugoslavia (ICTY)

During the 1992-95 Bosnian war he was a prominent member of Radovan Karadzic's Bosnian Serb authorities which had organized the 1995 massacre of 8,000 Srebrenica Muslims.

Zupljanin was a top official in the police and secret services and special advisor to Karadzic, the Bosnian Serb wartime military commander and the Hague's most wanted suspect.

During the war, according to the ICTY indictment amended in 1999, he assisted in genocide and committed crimes against humanity and violated rules and practices of war.

The remaining three fugitives are Karadzic, Ratko Mladic and Croatian Serb leader Goran Hadzic.

The arrest and delivery of the fugitives for trial in The Hague is a crucial condition for Serbia's further approach to European Union membership.

In a June 5 report to the United Nations, the ICTY prosecutor Serge Brammertz said Serbia made 'no visible progress in the past six months' in the search for the remaining fugitives.