



KOSOVO SPECIALIST CHAMBERS  
DHOMAT E SPECIALIZUARA TË KOSOVËS  
SPECIJALIZOVANA VEĆA KOSOVA

**File number:** KSC-BC-2020-07/IA006

**Before:** The President of the Specialist Chambers  
Judge Ekaterina Trendafilova

**Registrar:** Fidelma Donlon

**Date:** 9 December 2021

**Language:** English

**Classification:** Public

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## Decision Assigning a Court of Appeals Panel

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**Judges of the Court of Appeals Panel:**

Judge Michèle Picard

Judge Emilio Gatti

Judge Nina Jørgensen

**Specialist Prosecutor's Office:**

Jack Smith

**Counsel for Hysni Gucati:**

Jonathan Elystan Rees

**Counsel for Nasim Haradinaj:**

Toby Cadman

**THE PRESIDENT** of the Specialist Chambers (“President”), noting Articles 33(1)(c), and 45(2) of Law No. 05/L-053 on Specialist Chambers and Specialist Prosecutor’s Office, Rules 77, 169 and 170(2) of the Rules of Procedure and Evidence before the Kosovo Specialist Chambers and Rules 3 and 4 of the Rules on the Assignment of Specialist Chambers Judges from the Roster of International Judges (“Rules on Assignment”), herewith assigns a Court of Appeals Panel following Trial Panel II’s “Decision on Defence Request for Leave to Appeal F00470” (“Decision Granting Leave to Appeal”).<sup>1</sup>

## I. PROCEDURAL BACKGROUND

1. On 3 December 2021, Trial Panel II issued the “Decision on Prosecution Requests in Relation to Proposed Defence Witnesses” (“Impugned Decision”).<sup>2</sup>
2. On 6 December 2021, Mr Nasim Haradinaj requested leave to appeal the Impugned Decision.<sup>3</sup>
3. On 8 December 2021, Trial Panel II granted Mr Haradinaj’s request for leave to appeal the Impugned Decision.

## II. ASSIGNMENT

4. Having considered the criteria set forth in Rule 4 of the Rules on Assignment, including relevant experience and expertise as well as availability at this time,

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<sup>1</sup> F00484, Decision on Defence Request for Leave to Appeal F00470, 8 December 2021.

<sup>2</sup> F00470, Decision on Prosecution Requests in Relation to Proposed Defence Witnesses, 3 December 2021.

<sup>3</sup> F00474, Defence Application for Leave to Appeal in Respect of ‘Decision on Prosecution Requests in Relation to Proposed Defence Witnesses’, 6 December 2021.

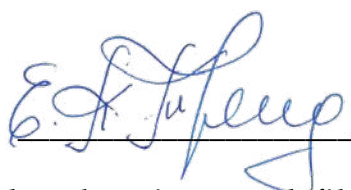
**THE PRESIDENT HEREBY ASSIGNS:**

**Judge Michèle Picard**

**Judge Emilio Gatti**

**Judge Nina Jørgensen**

to the Court of Appeals Panel to decide on the appeal  
pursuant to the Decision Granting Leave to Appeal.



**Judge Ekaterina Trendafilova,  
President of the Specialist Chambers**

Dated this Thursday, 9 December 2021  
At The Hague,  
The Netherlands