COURT OF BIH

WEEKLY REVIEW OF ACTIVITIES

Sections I, II and III

(13-17 May 2024)

 On 18 April 2024, the Court confirmed an indictment in the case of Ljiljana Burić (S1 3 K 047956 24 Kps), charging the accused Ljiljana Burić that, by the acts described in the indictment, she committed the criminal offense of Money Forfeiture under Article 205(1) of the Criminal Code of Bosnia and Herzegovina (CC BiH).

The indictment alleges that, on 16 September 2023 in Brčko, intending to place false money into circulation as genuine, having obtained in the manner known to her a false banknote in denomination of **100.00 BAM**, the accused visited a pharmacy PZU Apoteka "I. S." Tuzla in Brčko with the intent to pay the purchased articles, gave to a worker the banknote of **100.00 BAM**, having known that it was a forged one.

 On 25 April 2024, the Court confirmed an indictment in the case of Armin Bureić (S1 3 K 046133 24 Kps), charging the accused Armin Bureić that, with the acts described in the indictment, he committed the criminal offense of Smuggling of Persons under Article 189(2) of the CC BiH.

The indictment alleges that, on 20 July 2023, in the afternoon hours, in the BiH territory, being aware that he was transporting smuggled persons, and knowing that they had not satisfied the requirements for a lawful stay in the BiH territory, with the aim to obtain unlawful property gain, the accused has agreed with persons known to him to transport four foreign nationals in total, who had been smuggled from the territory of Montenegro to BiH. The indictment further alleges that the accused drove to the territory of Čajniče municipality, where he took over the smuggled persons into a personal motor vehicle and attempted to transfer them over to the territory of the City of Sarajevo.

 In ruling on a motion filed by the BiH Prosecutor's Office, on 10 May 2024, the Court issued a decision in the case of Kalamanda Tovilović Stefan Mariano et al. (S1 3 K 047923 24 Kpp) extending custody of the suspects Kalamanda **Tovilović Stefan Mariano and Okorn Art**, which can last, pursuant to the said decision, no longer than **2 (two) months**, that is, until **10 July 2024** or a new Court's decision, due to the existing particular custody grounds set forth in Article 132(1) a) of the CPC BiH, that is, due to a risk of flight.

The suspects have been charged with the criminal offense of Money Forfeiture under Article 205(1) of the CC BiH, as read with Article 54 of the CC BiH, all ac read with Article 29 of the same Code.

• On 10 May 2024, having held a hearing in the case of Ivica Matković (S1 3 K 043867 24 Eks), within the procedure to extradite the requested person Ivica Matković, pursuant to an international red notice issued by the NCB Interpol Zagreb, Republic Croatia, namely NCB Interpol Sarajevo, the Court issued a decision ordering the requested person Ivica Matković into extradition custody, which can pursuant to this decision last no longer than 6 (six) months running from the arrest day, that is, until 8 November 2024 or a new Court's decision.

MONDAY, 13 May 2024

Having accepted a guilty plea agreement in the case of Orhan Babić et al. (\$1 3 K 047559 24 Kps), the Court delivered, on 13 May 2024, a judgment finding the accused Orhan Babić and Sead Hajrić guilty of the criminal offense of Money Forfeiture under Article 205(1) of the CC BiH, as read with Articles 26 and 29 of the same Code.

For the committed criminal offenses, the Court imposed on the two accused **suspended sentences** of imprisonment for a term of **1 (one) year each**, having also ordered that the sentence will not be executed unless the two accused commit a new criminal offense within a period of 2 (two) years after the judgment's finality.

Based on the legal provisions, the instrumentality used for the crime commission shall be confiscated from the accused **Orhan Babić**, that is, a forged banknote in denomination of **50.00 BAM**.

CASE JUDGE/FANEL HEARING	CASE	JUDGE/PANEL	HEARING
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Section I	Darko Samardžić	Dragantation of algains	
Zoran Ilić et al.	Jasmina Ćosić Dedović	Presentation of closing	
		arguments by the Defense	
S1 1 K 020064 22 Kri	Enida Hadžiomerović	teams	
Section II Sako Bibić et al. S1 2 K 045047 23 K	Hasija Mašović Jasmina Ćosić Dedović Goran Radević	Presentation of the Prosecution's evidence by examination of a witness by way of presenting the analysis of Sky/Anom codes	
Section I	Željka Marenić	Examination of two	
Senad Bužimkić et al.	Tanja Curović	witnesses proposed by the	
S1 1 K 022343 23 Kri	Minka Kreho	Prosecution	
Section I	Minka Kreho	Documentary evidence	
Ćamil Ramić et al.	Željka Marenić	tendering	
S1 1 K 031399 19 Kri	Tanja Curović		
Section II	Biljana Ćuković	Trial ananing procentation	
Stojadin Marković et al.	Izo Tankić	Trial opening, presentation	
S1 2 K 047119 24 K	Stanko Blagić	of opening statements	
		Examination of one	
Section I	Zoran Božić	witness and three expert	
Zoran Nešković et al.	Šaban Maksumić	witnesses proposed by the	
S1 1 K 003410 22 Kri	Vesna Jesenković	Prosecution, reading out	
		of a witness's statement	
Section II	Izo Tankić	Reading out of a witness's	
Ivan Antunović et al.	Biljana Ćuković	statement proposed by the	
S1 2 K 044723 23 K	Stanko Blagić	Prosecution	
Section II	Biljana Ćuković	Tendering documentary	
Željko Stavrić	Izo Tankić	evidence for the	
S1 2 K 045590 23 K	Stanko Blagić	Prosecution	
Section I	Dragan Vukajlović	Examination of three	
Živan Miljanović et al.	Miroslav Popović	witnesses proposed by the	
S1 1 K 041920 22 Kri	Enida Hadžiomerović	Prosecution	
Section III			
Orhan Babić et al.	Braco Stupar	Consideration of a guilty	
S1 3 K 047559 24 Kps	Braco Stupar	plea agreement	
31 3 K 04/339 24 KpS			

TUESDAY, 14 May 2024

- At the arraignment held on 14 May 2024 in the case of Siniša Simikić (S1 2 K 043203 24 Ko), the accused Siniša Simikić pled not guilty of the criminal offense charged against him under the indictment of the BiH Prosecutor's Office Tax Evasion or Fraud under Article 210(4) in conjunction with Paragraph 1 of the CC BiH.
- At the arraignment held on 14 May 2024 in the case of Vinko Radović et al. (S1 1 K 047153 23 Kro) the accused Vinko Radović and Dragomir Vasić pled not guilty of the criminal offense charged against them under the indictment of the BiH Prosecutor's Office Crimes against Humanity under Article 172 d), and the accused Petko Panić of the criminal offense of Crimes against Humanity under Article 172 d), e) and k) of the CC BiH, as read with Article 180(1) and Articles 31 and 180 of the CC BiH.
- Having accepted a guilty plea agreement in the case of Hamit Yildirim (S1 2 K 047768 24 Ko), the Court delivered, on 14 May 2024, a judgment finding the accused Hamit Yildirim guilty of the criminal offense of Giving Gifts and Other Forms of Benefit under Article 218(1) of the CC BiH.

The Court imposed on the accused for the committed crime a suspended sentence of imprisonment for a term of **eight (8) months**, having also ordered that the sentence will not be executed unless the accused commits a new criminal offense within a period of **one (1) year and six (6) months** after the judgment's finality. In addition, the Court fined the accused in the amount of **1,500.00 BAM**, which shall be paid by the accused towards the BiH budget.

The accused has been charged that, on 27 March 2024, on the official premises of the BiH Border Police, Police Border Unit of the Airport Sarajevo, having arrived on a flight from Istanbul, Turkiye, he approached border checking desks, and during control by authorized official persons of the BiH Border Police, knowing that he did not satisfy the BiH entry requirements because he had not possessed enough means of support during the intended stay in BiH, being aware of his unlawful acts and wanting them, the accused offered a money gift to the police officer of the Border Police performing the border checking. The indictment further alleges that the accused offered the gift with the intent that the referenced police officer perform an act within his official powers which he ought not perform, namely to allow him entry in BiH in contravention of the Law on Aliens and the provisions of the Book of Rules

concerning the Entry and Stay of Aliens, which the police officer ultimately refused to perform.

- On 14 May 2023 the Court of Bosnia and Herzegovina delivered a Trial Judgment in the case of Ivan Antunović et al. (S1 2 K 032139 20 K), which found the accused Ivan Antunović, Borislav Kovačević, Mario Vuletić and Haris Hodžić guilty that by the acts described in the convicting part of the Judgment they committed the offenses as follows:
 - the accused Ivan Antunović, as the person who organized and led a group for organized crime – the criminal offense of Organized Crime under Article 250(3) CC BiH, as read with the criminal offense of Illicit Trafficking in Narcotic Drugs under Article 195(1) CC BiH;
 - the accused Borislav Kovačević, Mario Vuletić and Haris Hodžić, as members of the group for organized crime, the criminal offense of Organized Crime under Article 250(2) CC BiH, as read with the criminal offense of Illicit Trafficking in Narcotic Drugs under Article 195(1) of the Code.

The Court imposed on the accused the following sentences of imprisonment:

- the accused Ivan Antunović, as the person who organized and led the group for organized crime, a sentence of fourteen (14) years of imprisonment, with the time he spent in pre-trial custody, specifically from 10 March 2020 to 23 September 2020 and from 28 October 2020 to 5 January 2021, being credited towards his sentence of imprisonment. The accused was also fined with 100,000.00 BAM;
- the accused **Borislav Kovačević**, as a member of the group for organized crime, a sentence of **six (6) years of imprisonment**, with the time he spent in pre-trial custody, specifically from 10 March 2020 to 4 September 2020, being credited towards his sentence of imprisonment.
- the accused **Mario Vuletić**, as a member of the group for organized crime, a sentence of **seven (7) years of imprisonment**, with the time he spent in pretrial custody, specifically from 14 February 2019 to 13 March 2019, being credited towards his sentence of imprisonment.
- the accused **Haris Hodžić**, as a member of the group for organized crime, a sentence of **seven (7) years of imprisonment**, with the time he spent in

pre-trial custody, specifically from 10 March 2020 to 10 April 2020, being credited towards his sentence of imprisonment.

At the same time, the ill-gotten gain shall be confiscated from the accused as follows:

- from the accused Ivan Antunović 230,305.00 EUR, 69,830.00 BAM and 55,780.00 BAM;
- from the accused Borislav Kovačević 500.00 EUR and 600.00 BAM;
- from the accused Mario Vuletić 112,800.00 EUR;
- from the accused Haris Hodžić 213,000.00 EUR.

Pursuant to Article 284 c) of the CPC BiH, the Court acquitted the accused Ivan Antunović, Borislav Kovačević and Nikola Bošković of the charges for the commission of certain criminal offenses under certain sections of the acquitting part of the judgment's operative part.

Under the same judgment, pursuant to Article 283(1) e) of the CPC BIH, the Court dismissed the charges against the accused Ivan Antunović, Borislav Kovačević and Nikola Bošković in relation to certain sections in the dismissing part of the judgment's operative part related to the criminal offense of Organized Crime under Article 250(2) and (3) of the CC BiH, in connection with the criminal offense of Illicit Trafficking in Narcotic Drugs under Article 195(1) of the CC BiH.

An appeal from the referenced judgment may be filed with the Court's Appellate Division within 15 days after the receipt of a written copy of the judgment.

CASE	JUDGE/PANEL	HEARING
Section I Borislav Paravac et al. S1 1 K 020503 16 Kri	Davorin Jukić Darko Samardžić Minka Kreho	Presentation of closing argument by the Defense for the Principal-Accused Borislav Paravac
Section II Hamit Yildirim S1 2 K 047768 24 Ko	Tanja Curović	Hearing to deliberate on a guilty plea agreement

Section I	Jasmina Ćosić Dedović	Examination of two
Ferid Buljubašić et al.	Vesna Jesenković	witnesses proposed by
S1 1 K 018498 23 Kri	Miroslav Popović	the Prosecution
Section I	,	
Vinko Radović et al.	Tanja Curović	Arraignment
S1 1 K 047153 23 Kro	•	G
Section II		
Siniša Simkić	Lejla Konjić Dragović	Arraignment
S1 2 K 043203 24 Ko		
Section II	Goran Radević	
Ivan Antunović et al.	Hasija Mašović	Judgment announcement
S1 2 K 032139 20 K	Braco Stupar	
Section II		
Hamit Yildirim	Tanja Curović	Judgment announcement
S1 2 K 047768 24 Ko		
Section III		Examination of two
Ivan Stipić	Biljana Ćuković	witnesses proposed by
S1 3 K 044513 24 K		the Prosecution
Section III		Documentary evidence
Husein Ćerimović	Hasija Mašović	tendering
S1 3 K 046453 23 K		teridering
Section III		Trial opening,
Albin Imširović	Goran Radević	presentation of opening
S1 3 K 047224 24 K	Solali Kaacvic	statements and reading
01 3 N 041 224 24 N		out the indictment

WEDNESDAY, 15 May 2024

- Ruling on the Prosecutor's Motion filed in the case of Sufian Ali et al. (S1 2 K 047964 24 Krn), on 15 May 2024 the Court issued a Decision remanding the suspects Sufian Ali and Waker Ali in continued custody, so that according to the Decision it may last for a maximum of 2 (two) months, i.e. until 15 July 2024 or until the Court issues a new decision, all on the grounds referred to in Article 132(1) a) CPC BiH, i.e. flight risk.
- On 15 May 2024 the Court issued a Decision in the case of Edin Podgora
 (S1 2 K 047975 24 Kv 2) granting the Prosecutor's Motion, and remanded
 the suspect Edin Podgor in continued custody, originally ordered by a

previous decision of the Court, so that according to the Decision it may last for a maximum of **2 (two) months**, i.e. until **15 July 2024** or until the Court issues a new decision, all on the grounds referred to in Article 132(1), Subparagraphs c) and d), of the CPC BiH.

At the arraignment held on 15 May 2024 in the case of Boban Janjić (S1 2 K 046530 24 Ko), the accused Boban Janjić entered a plea of guilty under the Indictment charging him with the criminal offense of Illicit Trade in Excise Products under Article 210a(1) CC BiH, as read with Article 26 of the Code.

CASE	JUDGE/PANEL	HEARING
Section II Dejan Pudar S1 2 K 028410 23 K	Biljana Ćuković Izo Tankić Stanko Blagić	Six witnesses for the Prosecution
Section I Dževad Mlaćo et al. S1 1 K 047075 24 Kri	Tanja Curović	Two witnesses for the Prosecution
Section II Ognjen Stupar S1 2 K 046661 24 K	Miroslav Janjić	Four witnesses for the Prosecution
Section II Bojan Cvijetić et al. S1 2 K 046336 23 K	Izo Tankić Biljana Ćuković Stanko Blagić	Examination of one witness for the Prosecution while presenting contents from SKY and ANOM applications
Section II Vildan Ključo S1 2 K 024349 24 K	Izo Tankić Stanko Blagić Biljana Ćuković	Examination of the accused as a witness; presentation of closing arguments
Section I Dževad Avdičević et al. S1 1 K 032800 22 Kri	Miroslav Popović Dragan Vukajlović Enida Hadžiomerović	Two witnesses for the Prosecution
Section I Dragan Babić et al. S1 1 K 046543 23 Kri	Enida Hadžiomerović Miroslav Popović Dragan Vukajlović	Three witnesses for the Prosecution
Section I Boško Peulić et al. S1 1 K 045883 23 Kri	Šaban Maksumić Vesna Jesenković Zoran Božić	One witness for the Prosecution

Section II Sufian Ali et al. S1 2 K 047964 24 Krn	Braco Stupar	Consideration of continued custody motion
Section II Edin Podgora S1 2 K 047975 24 Krn	Lejla Konjić Dragović Braco Stupar Davorin Jukić	Consideration of continued custody motion
Section I Lazar Mutlak S1 1 K 045680 23 Mpom	Željka Marenić	Examination of two witnesses via video-link
Section II Boban Janjić S1 2 K 046530 24 Ko	Šaban Maksumić	Arraignment
Section II Vojin Pavlović S1 2 K 047294 24 K	Radević Goran Jasmina Ćosić Dedović Mašović Hasija	Three witnesses for the Prosecution
Section III Danijel Pleš S1 3 K 048016 24 Eks	Hasija Mašović	Extradition procedure

THURSDAY, 16 May 2024

- Ruling on Prosecutor's Motion filed in the case of Ameer Maib S1 3 K 047548 24 Kv 3, on 16 May 2024 the Court issued a Decision remanding the suspect Ameer Maib in continued custody following Indictment confirmation, so that according to the Decision it may last until a trial judgment is delivered or until the Court issues a new decision in the matter, but not longer than (1) year and six (6) months, i.e. until 13 November 2025, on proviso that the control of custody justifiability be carried out on a bimonthly basis.
- Having granted a guilty plea agreement in the case of Mladen Nikačević (S1 2 K 048002 24 Ko), on 16 May 2024 the Court delivered a Judgment finding the accused Mladen Nikačević guilty of the criminal offense of Organising a Group or Association for Smuggling or Distribution of Goods on Which Duties Were Not Paid under Article 215(2) CC BiH, as read with the criminal offense of Smuggling under Article 214(1) of the Code, all in conjunction with Articles 31 and 54 CC BiH.

The Court sentenced the accused to **one (1) year of imprisonment**, and also fined him with **20,000.00 BAM**, which the accused shall pay within 6 (six) months of the day when the Judgment becomes final. The ill-gotten gain in the amount of **69,500.00 BAM** shall be confiscated from the accused Mladen Nikačević.

The accused has been found guilty because, in pursuing his own interest, collecting monetary compensation for certifying fictitious documents in the name of the legal entity Nikačević Logistics d.o.o. Kiseljak, operating as a member of a group organized by R.D., and acting on his orders, he enabled D.O. and M.O. to bring into BiH physically, across a customs line, hidden uncleared goods/raw coffee, which they resold at the market and obtained illgotten gain for the group, without the legal entity Nikačević Logistics d.o.o. Kiseljak ever having the goods at their disposal. It is further said that Mladen Nikačević had also undertaken the acts of fictitious debt settlement on behalf of the legal entity Nikačević Logistics d.o.o. Kiseljak in order to conceal the original illegal and undeclared import of raw coffee into Bosnia and Herzegovina.

- At the arraignment held on 16 May 2024 in the case of Vasvija Vidović (S1 3 K 047098 24 Kps), the accused Vasvija Vidović entered a not guilty plea under the Indictment issued by the BiH Prosecutor's Office, which charges her with the criminal offense of Tampering with Evidence under Article 236(2) CC BiH.
- In the case of Mato Šarić (S1 3 K 047910 24 Eks), the procedure of extradition of the requested person Mate Šarić, under an international red notice issued by the NCB Interpol Zagreb, Croatia, and the NCB Interpol Sarajevo, having held a hearing, on 16 May 2024 the Court issued a Decision remanding the requested person Mate Šarić in extradition custody, which under the Decision may last for a maximum of 6 (six) months, running from the day of arrest, i.e. until 11 October 2024 or until the Court issues a new decision.

CASE	JUDGE/PANEL	HEARING
Section I	Minka Kreho	Presentation of
Džemal Hadžić et al.	Željka Marenić	documentary evidence by
S1 1 K 027423 18 Kri	Tanja Curović	Prosecution

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Section II Slobodan Samardžić	Biljana Ćuković	Guilty plea agreement	
S1 2 K 045826 24 K	Biljaria Cukovic	consideration	
Section II	Hilmo Vučinić		
Nedžad Salkanović et al.	Redžib Begić	Session of the Appellate	
S1 2 K 027416 24 Kž	Staniša Gluhajić	Division Panel	
Section II	Izo Tankić	T 11 (11	
Nedim Uzunović et al.	Biljana Ćuković	Two witnesses for the Prosecution	
S1 2 K 031467 24 K	Stanko Blagić	FIOSECULION	
Section II	Hasija Mašović	Prosecutor's presentation	
Danilo Cicović et al.	Miroslav Popović	of results of special	
S1 2 K 028774 18 K	Stanko Blagić	investigative measures	
Section I	Lejla Konjić Dragović		
Lazar Ristić et al.	Davorin Jukić	Status conference	
S1 1 K 047173 24 Kri	Braco Stupar		
Section I	Minka Kreho	Closing arguments by	
Boško Unčanin et al.	Željka Marenić	defense teams	
S1 1 K 042984 22 Kri	Tanja Curović		
Section II	Jasmina Ćosić Dedović		
Dragan Gajić et al.	Hasija Mašović	Status conference	
S1 2 K 046686 23 K	Goran Radević		
Section I	Enida Hadžiomerović	One witness for the	
Živojin Majstorović et al.	Dragan Vukajlović	Prosecution	
S1 1 K 028947 24 Kri	Miroslav Popović		
Section II		Guilty plea agreement	
Mladen Nikačević	Enida Hadžiomerović	consideration	
S1 2 K 048002 24 K	7 5 7 7		
Section III	Zoran Božić	Consideration of	
Ameer Maib	Vesna Jesenković	continued custody motion	
S1 3 K 047548 24 Kpp	Maksumić Šaban	·	
Section III	Laila Kaniii Duawayii	A	
Vasvija Vidović	Lejla Konjić Dragović	Arraignment	
S1 3 K 047098 24 Kps			
Section III	Mino ola : . la mii 4	E configuration 1	
Mato Šarić	Miroslav Janjić	Extradition procedure	
S1 3 K 047910 24 Eks			

FRIDAY, 17 May 2024

CASE	JUDGE/PANEL	HEARING
Section I Mustafa Stovrag S1 1 K 033885 19 Kri	Minka Kreho Željka Marenić Tanja Curović	Two witnesses for the Prosecution
Section II Selim Delić et al. S1 2 K 046675 23 Krn	Tatjana Kosović	Ruling on Prosecutor's Motion to impose restrictive measures
Section II Srpko Vučenović S1 2 K 020583 24 Kžk	Staniša Gluhajić Darko Samardžić Amela Huskić	Session of the Appellate Division Panel
Section II Dragan Petrić et al. S1 2 K 037797 23 K	Hasija Mašović Jasmina Ćosić Dedović Goran Radević	Examination of the accused by Defense
Section I Borislav Gligorević S1 1 K 045790 23 Kri	Davorin Jukić Lejla Konjić Dragović Braco Stupar	Examination of witnesses under protective measures via video-link from France
Section I Boško Peulić et al. S1 1 K 020248 16 Kri	Vesna Jesenković Šaban Maksumić Zoran Božić	Reading out depositions given by deceased witnesses

Next week schedule:

Tuesday, 21 May 2024:

• Borislav Paravac et al. (S1 1K 020503 16 Kri) – Presentation of closing argument by defense team for the second-accused Andrija Bjelošević, 9 a.m., Courtroom 4;

Wednesday, 22 May 2024:

• Veljko Brajić et al. (S1 1K 047174 24 Kri) – Opening of trial, 9 a.m., Courtroom 8.

STATISTICS

WITNESS SUPPORT SECTION		
Section	Number of cases	Number of witnesses
War Crimes	11	22
Organized Crime	0	0
General Crime	0	0

Number of hearings held in courtrooms 1-9	55
Number of requests for issuance of AV materials (PIOS)	11

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