

# Exhibit E

[coat of arms]  
**Bosnia and Herzegovina**  
**Ministry of Security**  
**State Investigation and Protection Agency**  
**Center for War Crimes Investigations**  
[the above title printed in both Latin and Cyrillic script]

**Number:** 16-04/2-5-04-2 779 /11.

**Date:** November 16, 2011

On the basis of Article 219, Paragraph 1 and 3 and Article 151 of Bosnia and Herzegovina's Criminal Procedures Law, prepared are the

**M I N U T E S**  
**ON WITNESS HEARING**

**Hearing location:** Tasovčići, Čapljina County  
**Criminal case number:** KTA-RZ -890/05 from October 24, 2011  
**Article of Criminal Code:** War Crimes Against Humanity from Article 172 of B&H' Criminal Code  
**Suspect / Criminal Act:** Janko Bobetko et al.  
**Witness called by:**  
**Date witness called:**

**PRESENT ARE:**

**SIPA\* Investigator:** Novak Mijović  
**SIPA Investigator:** Grga Hrgota  
**SIPA Investigator:**  
**Witness:** Štefa Misita  
**Court stenographer:** Grga Hrgota

**Started at: 4:30 pm.**

**INFORMATION AND NOTICE**

1. The official languages of Bosnia and Herzegovina - Bosnian, Croatian and Serbian as well as both of the scripts, Cyrillic and Latin, are in equal use. You have the right to use your native language or the language you understand. If you do not understand one of the official languages, you will be provided with the interpretation of your statement, as well as translation of the documents and other evidentiary materials (Article 8 of B&H' Criminal Procedures Law).

2. I confirm that I understand the language spoken at this hearing.

**YES: Witness' signature** \_\_\_\_\_ [signature]

3. I confirm that the minutes could be taken in Latin script.

**YES: Witness' signature** \_\_\_\_\_ [signature]

\* SIPA = State Investigation and Protection Agency

A# [redacted] 061

[stamped]
EXHIBIT <u>          C          </u>
DATE <u>  March 10, 2012  </u>
CASE # <u>  RQ16FR11RQ0005  </u>

4. You are obliged to provide the following information about yourself (Article 86, Paragraph 3 of B&H' Criminal Procedures Law)

**First and last name:** Štefa Misita  
**Father's name:** Niko  
**Mother's name:** Luca  
**Mother's maiden name:** Malić  
**Date of birth:** [REDACTED]  
**Place of birth:** Višići, Čapljina  
**Place and address of residence:** [REDACTED] [REDACTED] [REDACTED]  
**Unique ID number [JMB]:** [REDACTED]  
**Occupation:** retired  
**Are you currently employed:** no  
**Place of employment:** -  
**Are you married:** Yes, two children.  
**Relation to the suspect (the accused or damaged party):** not related  
**Identity established on basis of:** Personal ID Card number [REDACTED] Ministry of Interior [MUP],  
Herzegovina-Neretva Canton [HNK], Čapljina  
**The exact address where your mail will be delivered:** [REDACTED] [REDACTED] [REDACTED]  
**Telephone number:** [REDACTED]

5. You are advised of the obligation to notify the Prosecutor's Office or the Court of any address or place of residence changes (Article 86, Paragraph 3 of B&H' Criminal Procedures Law).

On the basis of Article 81, Paragraphs 1, 4 and 5 of B&H' Criminal Procedures Law, you are obliged to respond to each summons by the Prosecutor's Office or the Court. If you are unable to respond, or to justify your absence, the Court could fine you in the amount of up to 5,000 KM [Konvertabilna Marka - Bosnian currency] or issue an order for your forced appearance.

6. You are obliged to testify. If you refuse to testify, the Court could issue a monetary fine of up to 30,000 KM (Article 81, Paragraphs 1 and 7 of B&H' Criminal Procedures Law).

However, you could refuse to testify if you are a spouse or a marriage partner, a parent or a child, an adopter or and adoptee of the suspect or the accused (Article 83 of B&H' Criminal Procedures Law).

**I confirm that I understood the above stated information and notices. (If the witness is an individuals who could refuse to testify, his waiver of the said right has to be entered on the record).**

**YES: Witness' signature** \_\_\_\_\_ [signature] \_\_\_\_\_

7. You have the right not to answer any questions of which truthful answers could expose you to the criminal prosecution (Article 84, Paragraph 1 of B&H' Criminal Procedures Law).

In order to answer those questions you could request the immunity. If by decision of B&H' Main Prosecutor you are granted the immunity, you are obliged to testify and will not be criminally prosecuted unless you give a false statement (Article 84, Paragraphs 2, 3 and 4 of B&H' Criminal Procedures Law).

8. You must speak the truth (Article 86, Paragraph 2 of B&H' Criminal Procedures Law).

9. You should not omit anything [from your testimony] (Article 86, Paragraph 2 of B&H' Criminal Procedures Law).

10. You are advised that giving a false statement is a criminal offense described in Article 235 of B&H' Criminal Procedures Law for which a prison sentence of 6 months and up to 5 years is proscribed (Article 86, Paragraph 2 of B&H' Criminal Procedures Law and in connection with Article 235 of B&H' Criminal Procedures Law).

11. If you, or your family, are facing a serious risk or threat [to your security], you could request to give testimony as a protected witness (Law on Protection of Witnesses under Threat and Vulnerable Witnesses, and Article 91 of B&H' Criminal Procedures Law).

12. You have the right to read the minutes, or have them read back to you, and to enter any changes to them before signing the same (Article 154, Paragraph 1 of B&H' Criminal Procedures Law).

**With my signature I confirm that I understood all of the above stated information and notices.**

**YES: Witness' signature** \_\_\_\_\_ [signature] \_\_\_\_\_

13. As the witness-aggrieved party, do you wish to make a material-legal claim in these criminal proceedings (in accordance with Article 86, Paragraph 10 of B&H' Criminal Procedures Law)?

**YES: Witness' signature** \_\_\_\_\_ [signature] \_\_\_\_\_

[witness' signature]

**WITNESS' STATEMENT**

**The witness gives a statement starting at 4 : 45 pm.**

1. My name is Štefa Misita. With my signature I confirm that I understood the above information and notices before giving this statement. I give this statement voluntarily and I did not receive any promises, or guarantees.

2. At the beginning of this interview, I state that in terms of my health, I feel able to give this statement.

3. After I was made aware of the reasons I was called [to give a statement], I could say that on the circumstances surrounding the death of my husband Milan Misita, born 1943, father's name Sava and mother's Danica, so far I gave the statement at least three times to the police officials from State Investigation and Protection Agency [SIPA] and other investigative bodies, and I have to ask myself whether any of my statements will result in arrest and punishment of my husband's murder.

4. With my late husband Milan, I lived in our family house in the municipality of Tasovčići, Čapljina County; we have two children, son Aleksandar and daughter Anđelija. Because of the war events on the territory of Bosnia and Herzegovina, and on the recommendation of my husband, I have, for my kid's and my personal safety, left Tasovčići mid-May 1992 and went to Šid, Republic of Serbia, from where I went to Bečej, where I stayed for a longer period of time. My husband Milan stayed in our family home and, as far as I know, in that period he was a member of the local Territorial Defense in Tasovčići, which was formed by the local Serbs in Tasovčići area.

5. On June 7, 1992, Tasovčići were attacked by HVO [Hrvatsko Vijeće Obrane – Croatian Defense Council, paramilitary formation], which I saw that evening on a TV broadcast, and on that occasion I've recognized Tasovčići and certain locations there on a TV broadcast, and about all of this I got the impression that my husband will not make it out of there alive, which in the end turned out to be the fact. As I later learned, on June 7, 1992, my husband went from our family home, which is located next to the main highway through Tasovčići, to his old family house, which is located in Naklo hamlet of Tasovčići, and there he was wounded by artillery fire, as far as I heard, in the neck, arms and legs area, and they tried to give him first medical aid, which was done there by a certain Meho from Tasovčići. As I heard further, the next day someone most likely reported Milan [to the authorities], and then to get him came members of Croatian Defense Forces [HOS – Hrvatske obrambene snage, paramilitary] Edo Sakoč and Eso Razić, both from Tasovčići, who allegedly were taking him to Čapljina to turn him in to some kind of headquarters, and then they were met in Tasovčići by Zlatko Vegar from Tasovčići, Draženko Pervan from Tasovčići and the late Dinko Kavada from Čapljina. Zlatko Vegar then separated my husband Milan and [placed him] by some tree next to the electrical substation, and from a distance of some 5-10 meters shot him in such a way where he fired from the rifle the whole magazine worth of bullets at him. They left my husband's body there, while the next day someone moved it to a courtyard, most likely of Huso Hasanagić's family house, and there he laid dead for the next two days until the local Serbs buried him at the local cemetery in Tasovčići. I have also heard that someone came to that courtyard where Milan was laying dead and had cut off both of Milan's ears.

6. As for the information disclosed, part of it I got from Šćepo Bekan whose daughter is married to Eso Razić, who is currently residing in Novi Sad [Rep. of Serbia], and the other part from the late Iva Preradović from Tasovčići.

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[witness' signature]

[witness' signature]

7. In accordance with Article 86, Paragraph 10 of B&H' Criminal Procedures Law that I was advised on, I am making a statement that I want to make the material-legal claim and also that I want the criminal prosecution of the perpetrators of my husband's murder.

- 1. I confirm that I have nothing else to add.
- 2. I confirm that I have no objections as to how this interview was conducted, and that [in the course of it] I was not threatened, or promised anything.
- 3. I confirm that, to the best of my knowledge and conviction, my answers are truthful.
- 4. I confirm that I have read the statement and I confirm it is faithful record of this interview and I am signing it bellow, and on top and bottom of every page.

**The statement taking terminated at 5 : 45 pm.**

**Court Stenographer:**  
[signature]

**Witness:**  
[signature]

**SIPA investigators:**

**Grga Hrgota**

**Štefa Misita**

**Novak Mijović**  
[signature]

**Grga Hrgota**  
[signature]