

individually and in concert with others, planned, instigated, ordered or otherwise aided and abetted in the planning, preparation or execution of the following crimes:

(a) summary executions of Bosnian Muslim men and women in and around Potocari on 12 July 1995 and 13 July 1995,

(b) summary executions, which occurred between 13 July 1995 and 22 July 1995, of Bosnian Muslims who were hors de combat because of injury, surrender or capture after fleeing into the woods towards Tuzla.

(c) summary executions of Bosnian Muslim men, which occurred on or about 14 July 1995 at mass execution sites in and around Karakaj.

By their acts and omissions in relation to the events described in paragraphs 13, 14, 20.1–20.7, 23, 26 and 28, Ratko Mladic and Radovan Karadzic committed:

Count 1: Genocide as recognised by Article 4(2)(a) (killing members of the group) of the Statute of the Tribunal.

Count 2: A crime against humanity as recognised by Article 5(b) (extermination) of the Statute of the Tribunal.

*Counts 3–4 (Crime Against Humanity) (Violation of the Laws or Customs of War)*

52. By their acts and omissions in relation to the summary executions of Bosnian Muslim men and women that occurred in and around Potocari between 12 July 1995 and 13 July 1995, described heretofore in paragraph 13, Ratko Mladic and Radovan Karadzic committed:

Count 3: A crime against humanity as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 4: A violation of the laws or customs of war as recognised by Article 3 (murder) of the Statute of the Tribunal.

*Counts 5–18 (Crimes Against Humanity) (Violation of the Laws or Customs of War)*

53. By their acts and omissions in relation to the summary executions of Bosnian Muslims who fled Srebrenica into the woods between 13 July 1995 and 22 July 1995 as described heretofore in paragraphs 20.1 to 20.7, Ratko Mladic and Radovan Karadzic committed:

Count 5: A crime against humanity (in relation to paragraph 20.1) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 6: A violation of the laws or customs of war (in relation to paragraph 20.1) as recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 7: A crime against humanity (in relation to paragraph 20.2) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 8: A violation of the laws or customs of war (in relation to paragraph 20.2) as recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 9: A crime against humanity (in relation to paragraph 20.3) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 10: A violation of the laws or customs of war (in relation to paragraph 20.3) as recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 11: A crime against humanity (in relation to paragraph 20.4) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 12: A violation of the laws or customs of war (in relation to paragraph 20.4) as recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 13: A crime against humanity (in relation to paragraph 20.5) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 14: A violation of the laws or customs of war (in relation to paragraph 20.5) as

recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 15: A crime against humanity (in relation to paragraph 20.6) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 16: A violation of the laws or customs of war (in relation to paragraph 20.6) as recognised by Article 3 (murder) of the Statute of the Tribunal.

Count 17: A crime against humanity (in relation to paragraph 20.7) as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 18: A violation of the laws or customs of war (in relation to paragraph 20.7) as recognised by Article 3 (murder) of the Statute of the Tribunal.

*Counts 19–20 (Crime Against Humanity) (Violation of the Laws or Customs of War)*

54. By their acts and omissions in relation to the summary executions of Bosnian Muslim men at mass execution sites in and around Karakaj, on or about 14 July 1995, as described in paragraph 28, Ratko Mladic and Radovan Karadzic committed:

Count 19: A crime against humanity as recognised by Article 5(a) (murder) of the Statute of the Tribunal.

Count 20: A violation of the laws or customs of war as recognised by Article 3 (murder) of the Statute of the Tribunal.

Richard J. Goldstone, Prosecutor.  
The Hague, The Netherlands, 14 November 1995.

The PRESIDING OFFICER. The Senator from Vermont.

#### TOM RACINE

Mr. LEAHY. Mr. President, I would like to note last week a good friend of mine, and one of the best friends my home city of Burlington has, Tom Racine, died after a courageous battle with cancer.

Tom was one of those very special people who seemed to be involved in everything good with our community. As a motivating force, as the chief volunteer, as the hardest worker, he epitomized everything that we see in one who makes a community go forward, with the possibility of one exception. Tom Racine was the person you never saw in the headlines. You hardly heard of him in the press conferences or anything else. He just did the work. Others, often times, got the credit but Tom did the work.

I know so many times when I would run into him on Church Street in Burlington and I would talk about something that he was intimately involved in that was improving our community. I would tell him I read about others who were involved, but I knew he was doing so much of the work and I had not seen a word about him. He would say, "PAT, you know, that's just the way I am. I just want to get the work done."

Tom and his wife, Jeanette, ran Bertha Church's store on Church Street for years and years. We would see him there in the store. My wife shopped there, as did my mother, my mother-in-law, my daughter and others. It was more than just a store you would go into. It was a place where everybody knew you by name. Everybody was concerned about you and your family.

But more importantly, Tom and Jeanette Racine were concerned about all of us—Vermonters in the truest sense of the word. Our State has lost one of its most valuable citizens.

My wife, Marcelle, and I expressed our sympathy to Jeanette and the family. I had hoped to be at his funeral on Monday. As we all know, everything was closed down as far as air travel from here, and I was unable to go.

Mr. President, I ask unanimous consent to have some editorials and articles from the Burlington Free Press be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

[From the Burlington Free Press, Jan. 5, 1996]

#### CALLED TO SERVE

Every community needs at least one civic leader like the later Tom Racine—more interested in building up community than his own reputation, so dogged in pursuit of a good idea Racine once drove a Park-and-Ride van himself when nobody else would.

Burlington is fortunate to have so many civic-minded leaders like him. None, however, has been quite as self-effacing, persevering or nonpolitical. And few have been as determined to strengthen Burlington's retail economy where it counts most, downtown, or where it's been more fun, Centennial Field, home of Burlington's warmly welcomed minor league baseball franchise, the Vermont Expos.

Racine, who helped found the Church Street Marketplace in the 1980s and bring the Expos here in the 1990s, died Wednesday at age 65. What he brought to Burlington as a person, however, is sure to survive him—his civic work alone an inspiration to those like him to press on, and a nudge to others who, unlike him, might never have felt the need to serve.

Expos' owner Ray Pecor remembers who first put the bug in his ear to bring minor league baseball back to Burlington—and who then bugged him . . . and bugged him . . . and bugged him again until it was done: Tom Racine. Why did that comeback succeed when others had not? Racine, raised during baseball's heyday when players still played for fun, knew to put fans and fun first.

The Marketplace Commission's Molly Lambert remembers how that Park-and-Ride attempt to make downtown more pedestrian-friendly plan failed—but not until Racine had squeezed out the last drop of hope by volunteering to drive himself.

Mayor Peter Clavelle remembers Racine's habit of checking his politics and his ego at the door—the secret of his success with all manner of politicians.

Born in Maine, raised and educated in Brandon, he was, nonetheless, a Burlingtonian through and through—first as a graduate of the University of Vermont, later as a partner in downtown retailing and as president of the Downtown Burlington Development Association, then as chairman of the Burlington Public Works Commission. In all his civic work, he took the unpaid way.

Anyone who thinks Vermonters can afford to lose such old-fashioned civic-mindedness isn't paying attention. As more state and federal aid runs dry, sooner or later all of us will be asked to answer similar calls.

How many of us who do will say a lot about what kind of communities Vermonters build for generations to come.

[From the Burlington Free Press, Jan. 4, 1996]

BASEBALL, DOWNTOWN LEADER DIES  
(By Mike Donoghue)

Tom Racine, the man who helped build a new downtown for Burlington and minor league baseball clubs for Vermont, died Wednesday in Fletcher Allen Health Care.

Racine, 65, was general manager for the Vermont Expos for the past two seasons, but may be better known for helping create the Church Street Marketplace.

Molly Lambert, director of the Church Street Marketplace, noted Racine had done yeoman's work in promoting downtown. She said Racine was president of the Downtown Burlington Development Association when Church Street was turned into an outdoor pedestrian mall in 1981. Two years later the association gave him the Nate Harris award for promoting downtown.

Racine and his wife, Jeanette, bought Bertha Church, an intimate apparel shop on the Marketplace, in 1974.

Racine also served on the Burlington Public Works Commission and was its chairman. The city named the educational wing at the new public works building after him.

He also won sports awards. The New York-Penn League in 1994 named him executive of the year for running the minor league team, which is affiliated with the Montreal Expos.

Racine, who was diagnosed with lung cancer last year, was admitted to the hospital about a week ago for unrelated medical problems, according to his son, Bill Racine. After further complications, he died early Wednesday, his son said. Racine also leaves another son, Robert, and a daughter, Lori.

Lambert said Racine was quick to give a hand to anybody. She said he was one of the first businessmen to befriend socialist Bernie Sanders when he was elected mayor.

Jeanette Racine said it was her husband's friendship with Sanders that helped bring minor league baseball back to the state in 1983 in the form of the Vermont Reds of the Eastern League. The Reds eventually left, but the city later got the Mariners and then the Expos.

Bill Racine said the message that he got from his father is that "we all have a little something to give to our community."

[From the Burlington Free Press, Jan. 4, 1996]

BASEBALL COMMUNITY MOURNS LOSS OF  
RACINE  
(By Patrick Garrity)

Tom Racine was a baseball man.

So say those who knew and worked alongside the Vermont Expos general manager, who died Wednesday morning after a battle with cancer. He was 65.

The man who helped bring baseball back to Burlington should be remembered for his business savvy and his dedication to his work. But most of all, Racine should be remembered for his love for the game.

"He loved his work and loved to come to work," said Kyle Bostwick, Racine's assistant with the New York-Penn League team. "More often than not, he was the first person into the office or the ballpark and the last person to leave."

Racine was involved as a booster for the Vermont Reds and Mariners organizations in the 1980s, then worked feverishly with Burlington businessman Ray Pecor to bring a NY-Penn team to Vermont. Pecor was not available to comment on Racine's passing, but the general manager's work was recognized in a statement prepared by the team:

"Tom Racine was the motivation for bringing baseball back to Burlington. If not for his persistence and encouragement towards

the local community, baseball in Burlington may not have happened."

"He always stressed to us to make sure the fans were taken care of, and I think that was because he was one himself," Bostwick said. "Every one of his decisions, be it directly or indirectly, was for the fun of the fan. . . ."

Racine's success with the Expos' organization clearly was evident, as more than 230,000 fans streamed through Centennial Field's turnstiles the past two years. He was named 1994 NY-Penn Executive of the Year after the team set attendance records in its inaugural season.

"He was very well respected by his colleagues in the league," said NY-Penn president Bob Julian. "He was just a real man of the community. He loved Burlington, he loved baseball, and I think he had a ball doing his job. He loved the game."

A season-ticket holder since the days of the Vermont Reds, John Douglas of Essex Junction said Racine developed a rapport with fans and sought to make an Expos' game an enjoyable experience.

"Once, Tom mentioned to me that baseball is a game that is supposed to be enjoyed," Douglas said. "Consequently, he had that in mind when he was setting things up for Mr. Pecor."

"He was a gentleman who was very knowledgeable about the business of baseball. . . . Mr Pecor lost a very, very trusted, highly competent individual, and we're going to miss him."

[From the Burlington Free Press, Jan. 5, 1996]

THOMAS RACINE

Thomas Racine, 65, died Wednesday, Jan. 3, 1996, following a brief illness.

He was born April 24, 1930, in Brunswick, Maine, the son of Dr. Wilfred and Marion Racine. The family moved to Brandon, Vt., in 1943, where he graduated from Brandon High School in 1948. Following a year in the Army, Tom received his B.A. from UVM in 1953.

Tom worked in the pension department at Connecticut General Insurance in Hartford for five years before returning to Burlington. He was employed as a sales representative for Proctor & Gamble and Maidenform until 1973, when he and his wife, Jeanette, purchased Bertha Church, a retail shop they have managed together ever since.

Always a baseball enthusiast, in 1994 Tom received what for him was an opportunity of a lifetime: a chance to serve as general manager of the newly organized Vermont Expos baseball team of the NY-Penn League. In 1994 he was honored by being voted "Executive of the Year" by his peers in the league. He actively pursued his general manager's duties until the time of his death.

Community issues were a driving force in Tom's life. As co-chair of the Downtown Burlington Development Association from 1978 to 1982 and 1985 to 1987, he was a catalyst behind creation of the Church Street Marketplace. He was a founder of the Transportation and Parking Council and promoted numerous public parking alternatives. In 1983, he received the Nathan Harris Award in recognition of his efforts to improve the economic vitality of the business district. He served on the Public Works Commission from 1987 to 1993, the last three years as chairman. He served as head of the Downtown Middlebury Association from 1992 to 1993, a position from which he helped spread the secrets of Burlington's economic success.

While baseball was his passion and downtown Burlington his consummate interest, he was also devoted to youth activities. He coached Little League and umpired high school and college baseball, filmed South

Burlington High School football games for 12 years, volunteered for early morning duty with area youth hockey and served on various Boosters clubs. He also loved golf and the art of joke-telling.

Besides his wife, Jeanette, he is survived by two sons, William of Phippsburg, Maine, and Robert of Rutland; a daughter, Lori MacNeill of Mansfield, Mass.; and eight grandchildren.

SNOW

Mr. LEAHY. Mr. President, we have seen a fair amount of snow here in the last few days. I have sometimes taken the floor of the Senate and been critical of things closing down for 2 or 3 inches of snow, and have said we do not do it that way in Vermont. But I must admit, this would be a significant snowstorm even in Vermont. It would be a welcome one, because of our ski industry, and we would cope, but this would be a lot of snow in any other place.

I do know the distinguished Senator from Vermont, Senator JEFFORDS, had his office open during this time as did I. He is on the floor and, I might ask, Mr. President, my good friend and colleague from Vermont, would he agree with me that this is finally a Washington snowstorm that comes up to the standards of what we expect back home in Vermont?

Mr. JEFFORDS. If the Senator will yield, I would say it is getting close, anyway. It was, I think, an official 17 inches.

I would just comment, before I came down I shoveled off the roof of my house in Vermont. There was almost 4 feet of snow on the roof that I shoveled off. So, when I say it is getting there, it still has a way to go. On the other hand, I have noted drifts in front of my house here that have totally buried the car, which makes it drifting over 5 feet. I think the drifts are more significant than the snowfall and that has certainly created a lot of problems.

Mr. LEAHY. I would say to my friend from Vermont, Mr. President, I looked out the window. One of my neighbors usually parks a car on the street. I thought it had been stolen until I saw about an inch and a half of antenna sticking out and realized the car was under that.

I know the area where my friend from Vermont lives, one of the most beautiful ones. He at least got his roof shoveled off. We had a little trouble with the roof on my house, I might say, and have had a bit of damage. We have had a lot of snow back home.

I would note that, while the Congress might close down the Government, we would have reopened it, but we found out there was a much higher power, as I am sure the Chaplain would agree, that closed the Government right down again. I hope it will be back open. I know there are so many thousands of good, hard-working men and women who want to get back to work.

Mr. WARNER. Mr. President, could I just ask the Senator to yield for a second?