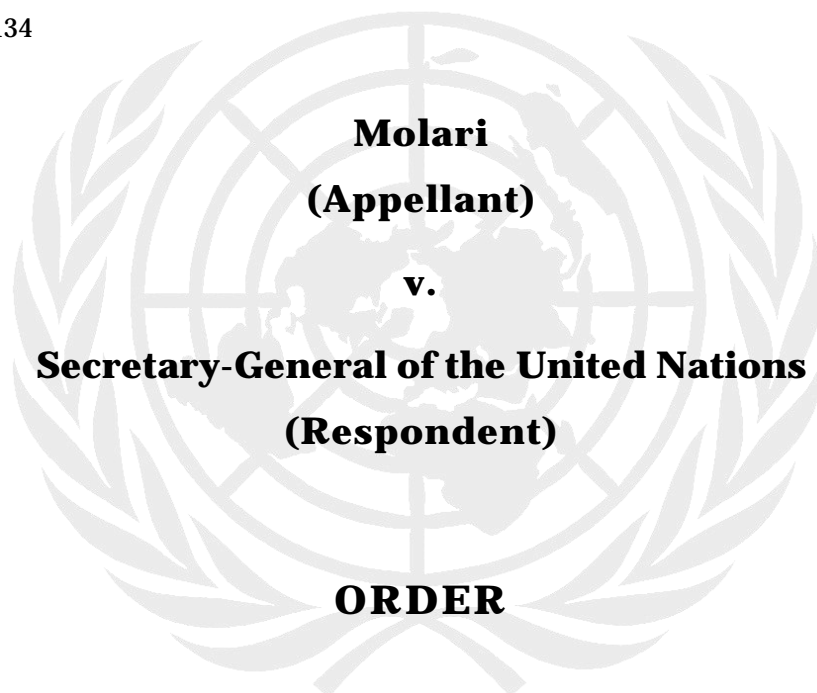




**UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D'APPEL DES NATIONS UNIES**

Case No. 2010-134



**Molari
(Appellant)**

v.

**Secretary-General of the United Nations
(Respondent)**

ORDER

Before: Judge Jean Courtial, President

Order No.: 11 (2010)

Date: 30 September 2010

Registrar: Weicheng Lin

Counsel for Appellant: Edward P. Flaherty

MOLARI'S REQUEST FOR EXTENSION OF TIME TO FILE APPEAL

1. On 7 April 2010, the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) issued Judgment No. 2010/058 in French in the case of Elisabetta Molari (Molari), a former staff member of the United Nations Office for Project Services (UNOPS) in Copenhagen, Denmark. Molari received a copy of the English translation of the judgment on 25 August 2010. The deadline for appealing this judgment is therefore 11 October 2010.

2. On 17 September 2010, Molari filed a request for suspension of the deadline to appeal the UNDT judgment until 30 days after she receives a definitive reply from the Danish Parliamentary Ombudsperson whom she has seized in parallel to her appeal. She does not know when the reply may be released, but she expects it sometime at the end of 2010.

3. Molari submits that she needs to include "such potentially decisive and relevant evidence" because this document and others on the alleged interference and malfeasance by the Danish Ministry of Foreign Affairs in her internal disciplinary case are "quite relevant to a fundamental claim put forward by [her] in her appeal, and that their submission to the UNAT as part of her multi-pronged appeal of the UNDT judgment is in the best interest of the parties, [this] Tribunal and justice".

4. I do not find this argument persuasive. It is possible for Molari to first file her appeal by the stipulated deadline of 11 October and later seek the leave of this Tribunal, under Articles 10 and 14 of its Rules of Procedure, to submit the reply of the Danish Parliamentary Ombudsperson as additional documentary evidence, before her appeal is finally adjudicated.

ORDER

5. For the foregoing reason, I, Judge Jean Courtial, President of the Appeals Tribunal, reject Molari's request for suspension of the deadline for her appeal.

Dated this 30th day of September 2010 in Paris, France.

Original: English

(Signed)

Judge Courtial, President

Entered in the Register on this 30th day of September 2010 in New York, United States.

(Signed)

Weicheng Lin, Registrar