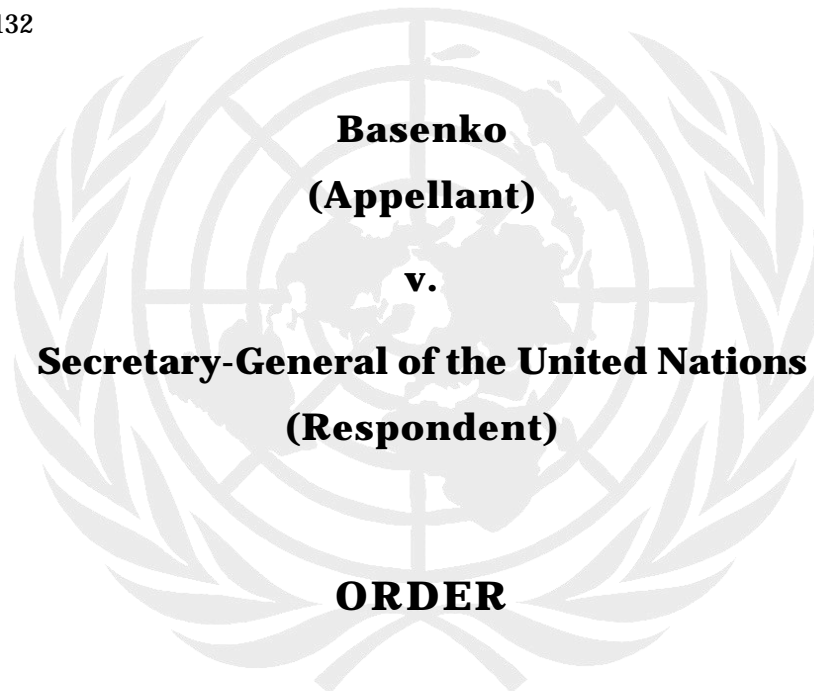




**UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D'APPEL DES NATIONS UNIES**

Case No. 2010-132



**Basenko
(Appellant)**

v.

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

ORDER

Before:	Judge Inés Weinberg de Roca, Duty Judge
Order No.:	29 (2010)
Date:	2 December 2010
Registrar:	Weicheng Lin

Counsel for Appellant: Self-represented

REQUEST FOR LEAVE TO FILE ADDITIONAL SUBMISSION

1. On 13 August 2010, the United Nations Dispute Tribunal (Dispute Tribunal or UNDT) issued Judgment No. 2010/145 in respect of the application by Karina Basenko (Basenko). Basenko appealed that judgment on 28 September, and the Secretary-General filed his Answer on 15 November.
2. By e-mail dated 29 November 2010 to the Registry of the Appeals Tribunal, Basenko sought leave to file an additional submission, which she attached to her email.
3. Articles 8 and 9 Of the Appeals Tribunal's Rules of Procedure (Rules) provide for an appellant to submit an appeal form, accompanied by a brief, and for a respondent to submit an answer form, accompanied by a brief. There is no provision under the Rules for the parties to submit additional pleadings.
4. Under Article 31(1) of the Rules, the Appeals Tribunal may allow additional pleadings in exceptional circumstances.¹ The additional submission that Basenko seeks to file contains essentially her arguments supplementary to her appeal in response to the Secretary-General's Answer.
5. Basenko's application does not establish that there are exceptional circumstances justifying the need to file a reply to the Secretary-General's answer.

¹ Cf. *Koda v. Secretary-General of the United Nations*, Order No. 20; *Crichlow v. Secretary-General of the United Nations*, Judgment No. 2010-UNAT-035; *Wasserstrom v. Secretary-General of the United Nations*, Judgment No. 2010-UNAT-060.

ORDER

6. For the foregoing reasons, Basenko's application to seek leave to file an additional submission is dismissed.

Dated this 2nd day of December 2010 in Buenos Aires, Argentina.

Original and authoritative version: English

(Signed)

Judge Weinberg de Roca,
Duty Judge

Entered in the Register on this 2nd day of December 2010 in New York, United States.

(Signed)

Weicheng Lin, Registrar