



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2012-315

Debebe
(Respondent/Appellant)

v.

Secretary-General of the United Nations
(Appellant/Respondent)

ORDER No. 116 (2012)

1. On 10 April 2012, the Secretary-General filed an appeal against Judgment No. UNDT/2012/19, rendered by the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) in Nairobi on 10 February 2012 in the case of *Debebe v. Secretary-General of the United Nations*. On 29 May 2012, Mr. Fasil Debebe filed his answer to the appeal.
2. On 5 October 2012, Mr. Debebe filed a “Motion for Filing Additional Authorities” requesting that the Appeals Tribunal in considering his case take into account paragraph 32 of Judgment No. 2012-UNAT-238 (*Massabni v. Secretary-General of the United Nations*). Mr. Debebe submits that this Judgment is relevant to paragraphs 5, 61 and 62 of the Secretary-General’s appeal.
3. On 9 October 2012, the Secretary-General filed an answer to the aforementioned motion stating that he had no objections to Mr. Debebe’s motion. He however asked that he be granted 15 days to respond to the pleadings should the Appeals Tribunal grant Mr. Debebe’s motion.

4. The Appeals Tribunal may of course consider its own jurisprudence in disposing of cases. The Judgment in *Massabni* was issued on 12 September 2012, after the parties had filed their respective submissions. Mr. Debebe submits that this Judgment is relevant to several paragraphs of the Secretary-General's appeal.

5. Under these circumstances, I decide to grant Mr. Debebe's request and direct the Registrar to add the *Massabni* Judgment as part of the case file. The Secretary-General shall have 15 days from receipt of this Order to file an additional submission, if any.

Original and Authoritative Version: English

Dated 21st day of November 2012 in Dublin,
Ireland.

(Signed)
Judge Mary Faherty, Duty Judge

Entered in the Register on this 21st day of November
2012 in New York, United States.

(Signed)
Weicheng Lin, Registrar