



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Cases No. 2012-383, No. 2012-384, No. 2012-385, No. 2012-393, No. 2012-394, No. 2012-395, No. 2012-396, No. 2012-397, No. 2012-398, No. 2012-399, No. 2012-400, No. 2012-401, No. 2012-402, No. 2012-403, No. 2012-404 and No. 2012-408.

**Ademagic et al., Baig, Malmstrom, Jarvis,
Longone, Goy, Nicholls, Marcussen, Reid,
Edgerton, Dygeus, Sutherland and McIlwraith
(Respondents/Appellants)**

v.

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

SCHEDULING ORDER

Before:	Judge Mary Faherty, President Judge Sophia Adinyira Judge Luis María Simón Judge Richard Lussick Judge Rosalyn Chapman
Order No.:	158 (2013)
Date:	19 September 2013
Registrar:	Weicheng Lin

Counsel for Respondent/Appellant Ademagic et al.:	Jeffrey C. Dahl
Counsel for Respondent/Appellant Baig:	self represented
Counsel for Respondent/Appellant Malmstrom:	self represented
Counsel for Respondent/Appellant Jarvis:	self represented
Counsel for Respondent/Appellant Longone:	Jeffrey C. Dahl
Counsel for Respondent/Appellant Goy:	self represented
Counsel for Respondent/Appellant Nicholls:	self represented
Counsel for Respondent/Appellant Marcussen:	self represented
Counsel for Respondent/Appellant Reid:	self represented
Counsel for Respondent/Appellant Edgerton:	self represented
Counsel for Respondent/Appellant Dygeus:	self represented
Counsel for Respondent/Appellant Sutherland:	self represented
Counsel for Respondent/Appellant McIlwraith:	self represented
Counsel for the Secretary-General:	Phyllis Hwang Rupa Mitra Simon Thomas

I, JUDGE MARY FAHERTY, President of the United Nations Appeals Tribunal (Appeals Tribunal),

NOTING Judgments No. UNDT/2012/129, *Malmstrom et al.*, No. UNDT/2012/130, *Longone*, and No. UNDT/2012/131, *Ademagic et al.*, rendered by the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) in Geneva on 29 August 2012;

NOTING that the Secretary-General has appealed all three Judgments to the Appeals Tribunal (Cases No. 2012-383, *Malmstrom et al.*, No. 2012-384, *Longone* and No. 2012-385, *Ademagic et al.*, respectively) (“Secretary-General’s appeals”);

NOTING that the following individuals have also filed appeals (“individual appeals”):

Against Judgment No. UNDT/2012/129, *Malmstrom et al.*:

Case No. 2012-394, Baig
Case No. 2012-395, Malmstrom
Case No. 2012-396, Jarvis
Case No. 2012-398, Goy
Case No. 2012-399, Nicholls
Case No. 2012-400, Marcussen
Case No. 2012-401, Reid
Case No. 2012-402, Edgerton
Case No. 2012-403, Dygeus
Case No. 2012-404, Sutherland

Against Judgment No. UNDT/2012/130, *Longone*:

Case No. 2012-397, Longone

Against Judgment No. UNDT/2012/131, *Ademagic et al.*:

Case No. 2012-393, Ademagic et al.
Case No. 2012-408, McIlwraith

NOTING that all sixteen cases are related and that, in Order No. 139 (2013), the President of the Appeals Tribunal indicated that the cases would be heard by the Appeals Tribunal as a whole pursuant to Article 10(2) of the Statute of the Appeals Tribunal;

NOTING that as Judge Weinberg de Roca has recused herself from the cases and Judge Courtial will not attend the fall session, the Appeals Tribunal “as a whole” shall comprise five Judges for the purposes of these cases;

NOTING that a number of the individual litigants requested that the Appeals Tribunal hold oral proceedings and, in the afore-mentioned Order No. 139 (2013), the President of the Appeals Tribunal announced that one oral hearing would be held concerning all of the above-referenced cases during the fall session of the Appeals Tribunal;

NOTING that the litigants can be grouped on the basis of their pleadings, some of which are substantively identical;

ORDER, pursuant to Article 18 of the Rules of Procedure of the Appeals Tribunal, that oral hearings shall be held in the Courtroom of the Office of Administration of Justice, 730 3rd avenue (Teacher's building), 7th floor, in New York, on Wednesday, 9 October 2013, at 9:30 a.m., New York time, and Thursday, 10 October 2013, at 9:30 a.m., New York time;

INFORM the parties that the timetable of the hearings shall be as follows, subject to adjustments where appropriate:

Wednesday, 9 October 2013: Secretary-General's appeals

9:30 - 9:40	Introductory statement by the President and appearances and identification of the parties (10 minutes)
9:40 – 10:00	Submissions by the Secretary-General (20 minutes)
10:00 – 10:20	Submissions on behalf of Baig, Malmstrom, Jarvis, Goy, Nicholls, Marcussen, Reid, Edgerton, Dygeus and Sutherland (20 minutes)
10:20 – 10:40	Submissions on behalf of Ademagic et al. and Longone (20 minutes)
10:40 – 11:00	Submissions by McIlwraith (20 minutes)
11:00 – 11:10	Additional submissions by the Secretary-General (optional) (10 minutes)
11:10 – 11:20	Additional submissions on behalf of Baig, Malmstrom, Jarvis, Goy, Nicholls, Marcussen, Reid, Edgerton, Dygeus and Sutherland (optional) (10 minutes)
11:20 – 11:30	Additional submissions on behalf of Ademagic et al. and Longone (optional) (10 minutes)
11:30 – 11:40	Additional submissions by McIlwraith (optional) (10 minutes)

Thursday, 10 October 2013: Individual appeals

- 9:30 - 9:40 Introductory statement by the President and appearances and identification of the parties (10 minutes)
- 9:40 – 10:00 Submissions on behalf of the appellants in
 Case No. 2012-394, Baig
 Case No. 2012-395, Malmstrom
 Case No. 2012-396, Jarvis
 Case No. 2012-398, Goy
 Case No. 2012-399, Nicholls
 Case No. 2012-400, Marcussen
 Case No. 2012-401, Reid
 Case No. 2012-402, Edgerton
 Case No. 2012-403, Dygeus
 Case No. 2012-404, Sutherland
(20 minutes)
- 10:00 – 10:20 Submissions on behalf of the appellants in Cases No. 2012-397, Longone and No. 2012-393, Ademagic et al. (20 minutes)
- 10:20 – 10:40 Submissions in Case No. 2012-408, McIlwraith (20 minutes)
- 10:40 – 11:00 Submissions by the Secretary-General in the “individual appeals” (20 minutes)
- 11:00 – 11:10 Additional submissions on behalf of Baig, Malmstrom, Jarvis, Goy, Nicholls, Marcussen, Reid, Edgerton, Dygeus and Sutherland (optional) (10 minutes)
- 11:10 – 11:20 Additional submissions on behalf of the appellants Longone and Ademagic et al. (optional) (10 minutes)
- 11:20 – 11:30 Additional submissions by McIlwraith (optional) (10 minutes)
- 11:30 – 11:40 Additional submissions by the Secretary-General (optional) (10 minutes)

Original and Authoritative Version: English

Dated this 19th day of September 2013 in Dublin, Ireland.

(Signed)

Judge Faherty, President

Entered in the Register on this 19th day of September 2013 in New York, United States.

(Signed)

Weicheng Lin, Registrar