



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Cases No. 2013-523
No. 2013-525

Sidell

(Applicant)

v.

United Nations Joint Staff Pension Board

(Respondent)

ORDER No. 165 (2013)

1. On 26 August 2013, the United Nations Appeals Tribunal (Appeals Tribunal) issued Judgment No. 2013-UNAT-348 in the case of *Sidell v. United Nations Joint Staff Pension Board*.

2. On 9 September 2013, the Appeals Tribunal received from Ms. Trang Sidell two applications: one for correction of the aforementioned Judgment and the other for its interpretation. On 26 September 2013, the Respondent, the United Nations Joint Staff Pension Fund (UNJSPF), acting on behalf of the United Nations Joint Staff Pension Board, filed consolidated comments on Ms. Sidell's applications.

3. Ms. Sidell filed a motion for leave to file comments on the UNJSPF's comments, first by email on 13 October 2013 and then via the eFiling portal on 1 November 2013. The UNJSPF requests that the Appeals Tribunal reject the motion.

4. The matter of applications for correction and interpretation of judgments of the Appeals Tribunal is governed by Article 11 of the Statute of the Appeals Tribunal (Statute) and Articles 26 and 25 of its Rules of Procedure (Rules). Neither the Statute nor the Rules provide for the party moving for correction or interpretation to comment on the responding party's comments. Whilst the Appeals Tribunal may allow additional pleadings in "exceptional circumstances",¹ in the present case, I do not believe that

¹ *Dzuverovic v. Secretary-General of the United Nations*, Order No. 122 (2013).

Ms. Sidell has demonstrated any such circumstances. In my view, the additional pleadings that Ms. Sidell seeks to introduce contain merely supplementary arguments to her applications for correction and interpretation.

5. For the foregoing reasons, I reject Ms. Sidell's motion. The Registry is thus instructed not to include Ms. Sidell's motion or the UNJSPF response thereto in the case file.

Original and Authoritative Version: English

Dated 21st day of November 2013 in
Accra, Ghana.

(Signed)
Judge Sophia Adinyira
Duty Judge

Entered in the Register on this 21st day of
November 2013 in New York, United States.

(Signed)
Weicheng Lin, Registrar