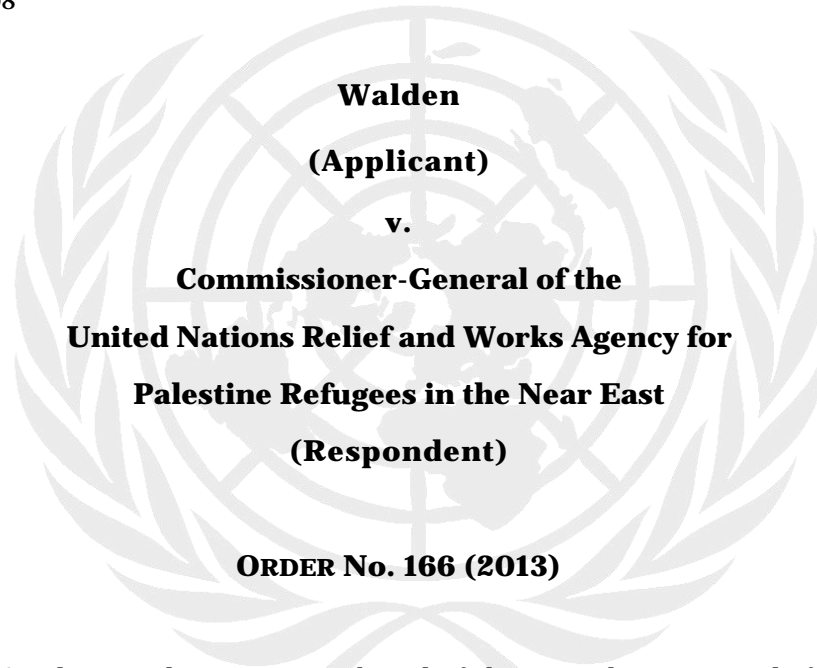




UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2013-498



**Walden
(Applicant)**

v.

**Commissioner-General of the
United Nations Relief and Works Agency for
Palestine Refugees in the Near East
(Respondent)**

ORDER No. 166 (2013)

1. On 18 April 2013, the Dispute Tribunal of the United Nations Relief and Works Agency for Palestine Refugees in the Near East (UNRWA Dispute Tribunal and UNRWA, respectively) issued Judgment No. UNRWA/DT/2013/011 in the case of *Walden v. Commissioner General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East*. Mr. Bryan Walden appealed this Judgment on 13 June 2013 before the United Nations Appeals Tribunal (Appeals Tribunal) and the UNRWA Commissioner-General (Commissioner-General) filed his answer on 16 August 2013.
2. On 29 August 2013, Mr. Walden submitted a motion seeking leave to file a rejoinder to the Commissioner-General's answer. Mr. Walden wishes to respond to or rebut the "unsupported allegations of fact and theories of law" and the "misrepresentations of fact" in the Respondent's answer. The Commissioner-General opposes the motion on the ground that Mr. Walden has not demonstrated any exceptional circumstances justifying the granting of leave to file an additional pleading.
3. Neither the Statute nor the Rules of Procedure of the Appeals Tribunal (Rules) provides for the parties to submit any pleadings other than those set forth in the Rules. Articles 8 and 9 of the Rules provide for an appellant to file an appeal form and an accompanying appeals brief and for a respondent to submit an answer

form and an accompanying answer brief. While the Appeals Tribunal may allow additional pleadings in “exceptional circumstances”,¹ in the present case, I do not believe that Mr. Walden has demonstrated any such circumstances. In my view, the additional pleadings that Mr. Walden seeks to introduce contain merely supplementary arguments to his appeal brief.

4. For the foregoing reason, IT IS HEREBY ORDERED that Mr. Walden’s motion for rejoinder IS DENIED. The Registry is thus instructed not to include Mr. Walden’s motion and the Respondent’s comments thereon in the case file.

Original and Authoritative Version: English

Dated this 5th day of December 2013 in
Buenos Aires, Argentina.

(Signed)
Judge Inés Weinberg de Roca,
Duty Judge

Entered in the Register on this 6th day of
December 2013 in New York, United States.

(Signed)
Weicheng Lin, Registrar

¹ *Dzuverovic v. Secretary-General of the United Nations*, Order No. 164 (2013).