



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case No. 2017-1122

Koumoin

(Appellant)

v.

Secretary-General of the United Nations

(Respondent)

Order No. 305 (2017)

1. On 24 October 2017, the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) in Nairobi issued Judgment on Receivability No. UNDT/2017/083 in the case of *Koumoin v. Secretary-General of the United Nations*.
2. On 25 October 2017, Mr. Mathieu-Credo Koumoin appealed the Judgment to the United Nations Appeals Tribunal (Appeals Tribunal) and the Secretary-General filed his answer on 29 November 2017.
3. On 30 November 2017, Mr. Koumoin filed a motion seeking leave to file additional pleadings in response to the Secretary-General's answer to his appeal. On 11 December 2017, the Secretary-General filed his response opposing the motion.
4. Under the Appeals Tribunal Statute, Mr. Koumoin is not entitled to file a response to the answer to his appeal. Article 31(1) of the Rules of Procedure and Section II.A.3 of Practice Direction No. 1 allow the Appeals Tribunal to permit a party to file additional pleadings after the filing of the answer if there are exceptional circumstances for doing so.¹ However, Mr. Koumoin has not demonstrated the existence of exceptional

¹ *Wu v. Secretary-General of the United Nations*, Order No. 225 (2015).

circumstances; he merely seeks to express his disagreement with the statements made by the Secretary-General in his answer and reiterates the arguments already contained in his appeal.² Thus, Mr. Koumoin's motion for leave to file additional pleadings is denied.

IT IS HEREBY ORDERED that Mr. Koumoin's motion **IS DENIED**.

IT IS ALSO ORDERED that the Registrar shall not include the motion and annex thereto, as well as the Secretary-General's response thereto, in the case file.

Original and Authoritative Version: English

Dated this 26th day of December 2017
in Port of Spain, Trinidad & Tobago.

(Signed)
Deborah Thomas-Felix
President

Entered in the Register on this 26th day of
December 2017 in New York, United States.

(Signed)
Weicheng Lin, Registrar

² *Musleh v. Commissioner-General of the United Nations Relief and Works Agency for Palestine Refugees in the Near East*, Order No. 226 (2015).