



Before: Judge Teresa Bravo
Registry: Geneva
Registrar: René M. Vargas M.

KAPTIJN

v.

REGISTRAR OF THE
INTERNATIONAL COURT OF JUSTICE

**ORDER ON FURTHER
SUSPENSION OF PROCEEDINGS**

Counsel for Applicant:

Geoffrey Roberts

Counsel for Respondent:

Jean-Pelé Fomété, Deputy-Registrar, ICJ

Introduction

1. By application filed on 15 January 2021, the Applicant, a former staff member of the International Court of Justice (“ICJ”), contests the implied decision not to grant him compensation for harassment.
2. On 18 February 2021, the Respondent filed his reply to the application.
3. By Order No. 131 (GVA/2021) of 30 July 2021, the parties were called to a case management discussion (“CMD”), which took place on 18 August 2021. During the CMD, the parties agreed to resume the mediation process with a view to informally resolving the dispute.
4. By Order No. 134 (GVA/2021) of 19 August 2021, the Tribunal ordered that the proceedings in Case No. UNDT/GVA/2021/005 be suspended during the mediation process until 18 November 2021.
5. On 16 November 2021, the parties filed a joint motion for extension of time for mediation until 17 December 2021, in which they jointly requested the Tribunal to suspend the proceedings in this matter during the same period.

Consideration

6. In support of their motion, the parties submit that they are currently engaged in developing a mutually acceptable agreement in good faith, and they agree that further discussion will be necessary to allow for meaningful mediation.
7. Having reviewed the joint motion, considering the circumstances invoked by the parties, and for a fair and expedited disposal of the present case, the Tribunal considers it appropriate to grant it pursuant to art. 19 of its Rules of Procedure.

IT IS ORDERED THAT:

8. The proceedings before the Tribunal in Case No. UNDT/GVA/2021/005 be further suspended during the mediation process until **Friday, 17 December 2021**.

9. If a mediation agreement is reached within this period, the parties or the Mediation Division shall inform the Tribunal accordingly without delay, and the Applicant shall confirm to the Tribunal, in writing, that his application is withdrawn; or

10. If no settlement agreement can be reached within the prescribed period, the parties or the Mediation Division shall inform the Tribunal, which will resume proceedings in the matter, unless otherwise requested and decided.

(Signed)

Judge Teresa Bravo

Dated this 16th day of November 2021

Entered in the Register on this 16th day of November 2021

(Signed)

René M. Vargas M., Registrar, Geneva