



**Before:** Judge Teresa Bravo

**Registry:** Geneva

**Registrar:** René M. Vargas M.

APPLICANT

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON  
CASE MANAGEMENT**

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**Counsel for Applicant:**

Self-represented

**Counsel for Respondent:**

Sandra Lando, UNHCR

Marisa MacLennan, UNHCR

## **Introduction**

1. By Order No. 88 (GVA/2022) of 5 October 2022, the Tribunal found it appropriate, for the fair and expeditious disposal of this case, to hold a hearing on the merits, and instructed the parties to call Dr. A. F. R. and Dr. L. H. to testify in the present case.
2. On 24 October 2022, the Respondent filed a motion for leave to file a bundle of documents for the purposes of the hearing, with an annex titled “Bundle of Documents for Hearing” (hereafter, “the Bundle”).
3. By Order No. 95 (GVA/2022) of 24 October 2022, the Tribunal instructed the Applicant to file his comments on the Respondent’s motion for leave to file the Bundle and to file, if he so wished, his separate bundle of documents.
4. On 25 October 2022, the Applicant filed his response to the above-mentioned Respondent’s motion, informing the Tribunal, *inter alia*, that he had no objection to the Respondent’s motion, and had no additional documents to file as a separate bundle. Accordingly, the Tribunal admitted the Bundle filed by the Respondent into the case record.
5. In his submission dated 25 October 2022, the Applicant also argued that “had the Administration considered all available information concerning [his] mental health – i.e.: fluctuating fear of death, physical and mental incapacity – in its possession, such information was likely to have affected their findings on the sanction imposed in [his] case”.
6. On 26 October 2022, the hearing on the merits took place via video conference through Microsoft Teams.

## **Consideration**

7. Having heard the parties’ oral submissions and the witnesses’ testimonies at the hearing, considering that the Applicant is self-represented, and that the legal issues involved are significant, the Tribunal decided to direct them to file their closing submissions in writing within 10 working days of this Order.

8. Noting that during the hearing, the Respondent raised several objections relating, *inter alia*, to the scope of the Tribunal's judicial review, and its attempt to seek expert opinion relating to the impact of the Applicant's brain tumour, and the Applicant's argument contained in his submission dated 25 October 2022, the Tribunal instructed the Respondent to further address these issues in his closing submission.

9. Pursuant to art. 19 of the Tribunal's Rules of Procedure, for a fair and expeditious disposal of the case, and to do justice to the parties,

IT IS ORDERED THAT:

10. By **Thursday, 10 November 2022**, the parties file their respective written closing submission.

*(Signed)*

Judge Teresa Bravo

Dated this 27<sup>th</sup> day of October 2022

Entered in the Register on this 27<sup>th</sup> day of October 2022

*(Signed)*

René M. Vargas M., Registrar, Geneva