



Before: Judge Teresa Bravo

Registry: Geneva

Registrar: René M. Vargas M.

APPLICANT

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Ron Mponda

Counsel for Respondent:

Sandra Lando, UNHCR

Chenayi Mutuma, UNHCR

Introduction

1. By Order No. 97 (GVA/2022) of 27 October 2022, the Tribunal convoked the parties to a case management discussion (“CMD”).
2. On 2 November 2022, the CMD took place, as scheduled, virtually through Microsoft Teams, with Counsel for each party present.

Consideration

3. At the CMD, the Applicant disputed certain facts underlying the disciplinary measure at issue whereas the Respondent submitted that there were no facts in dispute. However, both parties agreed that the case could be determined on the written pleadings without holding a hearing on the merits. Nevertheless, the Applicant expressed his wish to address, in writing, various substantive issues including his submission that certain facts had not been established to the requisite standard.
4. Having reviewed the parties’ submissions and considering the need to protect the victim’s rights in a sexual harassment case, the Tribunal finds it appropriate not to hold a hearing on the merits in the present case.
5. Subsequently, the Tribunal considered it appropriate to direct the parties to file closing submissions in writing within 10 days of the issuance of the present Order. In this respect, the Respondent requested that closing submissions be filed in sequence, i.e., the Respondent filing his closing submission 10 days upon receipt of the Applicant’s closing submission. The Applicant objected to the Respondent’s request, arguing that the parties should file their respective written closing submission simultaneously.
6. Considering the circumstances of the case, the Tribunal finds it in the interest of justice to instruct the parties to file their respective written closing submission simultaneously.

7. 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:

8. By **Monday, 14 November 2022**, the parties shall file their respective closing submission.

(Signed)

Judge Teresa Bravo

Dated this 2nd day of November 2022

Entered in the Register on this 2nd day of November 2022

(Signed)

René M. Vargas M., Registrar, Geneva