



Before: Judge Teresa Bravo

Registry: Geneva

Registrar: René M. Vargas M.

PIAZZI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Ana Giulia Stella, OSLA

Counsel for Respondent:

Bettina Gerber, LPAS, UNOG

Introduction

1. On 14 June 2021, the Applicant, a former staff member of the United Nations Office for the Coordination of Humanitarian Affairs, filed an application with the Tribunal contesting the decision to separate him unilaterally due to retirement.
2. In his application, the Applicant requested permission to exceed the page limit referred to in the Tribunal's Practice Direction No. 4 on grounds of the factual complexity of the case.
3. On 15 June 2021, the application was transmitted to the Respondent who was instructed to file his reply by 15 July 2021.
4. On 30 June 2021, the Respondent filed a motion seeking an extension of time to file his reply until 23 July 2021.
5. By Order No. 123 (GVA/2021) of 1 July 2021, the Tribunal granted the Respondent's motion.
6. On 23 July 2021, the Respondent filed his reply. In his reply, he did not object to the Applicant's request to exceed the page limit but similarly requested permission to exceed it on grounds of the factual complexity of the case and the Applicant's misrepresentation of facts.
7. On 4 October 2021, the Applicant filed a motion requesting permission to adduce additional documents in support of his application and respond to certain portions of the reply. At the same time, he submitted his rejoinder to the reply.
8. By Order No. 104 (GVA/2022) of 7 November 2022, the Tribunal granted:
 - a. The parties' requests to exceed the page limit;
 - b. The Applicant's motion to adduce additional evidence; and
 - c. The Applicant's request for leave to respond to certain portions of the reply.

9. In the same Order, the Tribunal invited the Respondent to file his comments on the Applicant's rejoinder by 17 November 2022.

Consideration

10. Having reviewed the submissions on record, the Tribunal deems it appropriate to invite the parties to a case management discussion ("CMD") pursuant to art. 19 of its Rules of Procedure.

11. The purpose of the CMD is to:

- a. Identify the factual and legal issues to be determined;
- b. Consider what further information, if any, is required;
- c. Consider if the case may be decided on the basis of the parties' written submissions or if a hearing should be held;
- d. Identify the relevant witnesses to be called and agree on dates for said hearing, if needed;
- e. Ascertain whether the parties are amenable to considering an alternative resolution to the dispute; and
- f. Discuss any other matter relevant to these proceedings.

12. Pursuant to art. 19 of the Tribunal's Rules of Procedure,

IT IS ORDERED THAT:

13. The parties shall attend a CMD on **Monday, 21 November 2022, at 2.30 p.m. (Geneva Time)**, which will be conducted virtually through Microsoft Teams.

Case No. UNDT/GVA/2021/036

Order No. 108 (GVA/2022)

14. The parties are requested to provide the Geneva Registry with their contact details for the CMD via email by **Thursday, 17 November 2022 (COB Geneva time)**.

(Signed)

Judge Teresa Bravo

Dated this 14th day of November 2022

Entered in the Register on this 14^h day of November 2022

(Signed)

René M. Vargas M., Registrar, Geneva