



Before: Judge Margaret Tibulya

Registry: Geneva

Registrar: René M. Vargas M.

REILLY

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Robbie Leighton, OSLA

Counsel for Respondent:

Jérôme Blanchard, LPAS, UNOG

Introduction

1. By application registered under Case No. UNDT/GVA/2017/052, the Applicant, a former Human Rights Officer in the Office of the High Commissioner for Human Rights (“OHCHR”), contested the:

a. “Ongoing workplace harassment based on protected activity for reporting and objecting to wrongdoing by management”, including the decision to conclude an investigation of harassment only with managerial actions; and

b. “Violation of staff member privacy rights and defamation of character”, including the related decision to state that her claims were found unsubstantiated in a press release.

2. By Judgment *Reilly* UNDT/2021/093, this Tribunal adjudicated the above-mentioned matter. The Applicant appealed this Judgment before the United Nations Appeals Tribunal (“UNAT”).

3. By Judgment *Reilly* 2022-UNAT-1309, the Appeals Tribunal partially reversed the above UNDT Judgment remanding specific issues for reconsideration.

4. On 3 April 2023, the above-mentioned case was assigned to the undersigned Judge.

Consideration

5. Having reviewed the case record, the Tribunal finds it appropriate to invite the parties to a case management discussion (“CMD”), pursuant to art. 19 of its Rules of Procedure.

6. Noting that Counsel for the Respondent and for the Applicant are based in Geneva, and that the undersigned Judge will be deployed on site at the date of the CMD, the Applicant’s preference for the CMD to be held in person in cases where she is represented can be accommodated. The CMD will therefore be held in person at the Tribunal’s Courtroom in Geneva.

7. In the context of the pronouncements of the Appeals Tribunal in paras. 115 to 121 of its Judgment *Reilly* 2022-UNAT-1309, the purpose of the CMD is to:

- a. Identify the factual and legal issues to be determined;
- b. Consider what further information, submissions or evidence, 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 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 the consideration and determination of the Applicant's case.

Conclusion

8. In view of the foregoing, IT IS ORDERED THAT the parties shall attend a CMD in person, which will be held in the Tribunal's Geneva Courtroom, on **Wednesday, 26 April 2023**, at 9.30 a.m. (Geneva Time).

(Signed)

Judge Margaret Tibulya

Dated this 5th day of April 2023

Entered in the Register on this 5th day of April 2023

(Signed)

René M. Vargas M., Registrar, Geneva