



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/GVA/2022/041

Order No.: 93 (GVA/2023)

Date: 4 August 2023

Original: English

Before: Judge Sun Xiangzhuang

Registry: Geneva

Registrar: René M. Vargas M.

ALMOGHAYER

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Monika Ona Bileris

Counsel for Respondent:

Esther Saabel, LPAS/HRMS/UNOG

Introduction

1. On 15 July 2022, the Applicant, former Chief Executive Officer, Division for Prosperity, United Nations Institute for Training and Research (“UNITAR”), was placed on Special Leave Without Pay (“SLWOP”) effective 13 July 2022 for (i) exhaustion of his leave entitlements, and (ii) failure by the donor, AGFUND, to provide the committed funding to cover the Applicant’s salary costs (the “contested decision”).
2. On 13 August 2022, the Applicant requested management evaluation of the contested decision, which was upheld by the Assistant-Secretary-General, Executive Director, UNITAR, on 30 August 2022.
3. On 25 November 2022, the Applicant filed the instant application against the contested decision.
4. On 9 January 2023, the Respondent filed his reply.
5. On 16 January 2023, the Applicant sought leave to file a rejoinder, which was granted by Order No. 4 (GVA/2023) of 17 January 2023.
6. On 27 February 2023, the Applicant filed his rejoinder.

Consideration

7. Having reviewed the evidence on record and the parties’ submissions to date, the Tribunal considers itself sufficiently informed to render its judgment without the need for additional disclosure of evidence or the holding of a hearing on the merits.
8. Pursuant to art. 19 of the Tribunal’s Rules of Procedure, and for the fair disposal of the case, the parties are instructed to file their respective closing submission. Upon the filing of closing submissions, the Tribunal will move forward with adjudicating the case.

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Conclusion

9. In view of the foregoing, it is ORDERED THAT the parties shall file their respective closing submission by **Thursday, 17 August 2023**.

(Signed)

Judge Sun Xiangzhuang

Dated this 4th day of August 2023

Entered in the Register on this 4th day of August 2023

(Signed)

René M. Vargas M., Registrar, Geneva