



Before: Duty Judge

Registry: Geneva

Registrar: René M. Vargas M.

ROSA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Sètondji Roland Adjovi, Études Vihodé Ltée
Anthony Kreil Wilson, Études Vihodé Ltée

Counsel for Respondent:

Alister Cumming, UNICEF

Introduction

1. On 25 May 2024, the Applicant, a former staff member with the United Nations Children’s Fund (“UNICEF”), filed an application contesting the decision not to reimburse him the fee that his landlord charged him for breaking his lease.
2. On 21 June 2024, the Respondent filed his reply.

Consideration

Applicant’s request to join the present case

3. In his application, the Applicant submits that given the nexus between the present application and the disciplinary decision that he challenges in another ongoing case, the two cases may be joined for judicial economy.
4. Noting that the Applicant has not one but two other ongoing cases, the Tribunal considers it appropriate to defer a decision on the possible joining of the cases mentioned above until they are assigned to a Judge for adjudication.

Applicant’s motion for production of evidence

5. In his application, the Applicant requests the Tribunal to order the production of several communication exchanges between the decision-maker, staff of the Management Evaluation Unit, and the Administration. The Tribunal considers equally appropriate to defer a decision on this motion until the present case is assigned to a Judge.

Applicant’s motion for anonymity

6. The Applicant requests the Tribunal to anonymize the present case. In support of his request, he submits that “the outcome of [an anonymity] motion [in one of his ongoing cases] should be determinative as to the outcome of the Applicant’s motion for anonymity in the instant case”.
7. The Tribunal stresses that requests for anonymization are reviewed on a case-by-case basis depending on the allegations at stake, facts, and evidence on record. The granting of anonymization in one of the Applicant’s cases does not

necessarily entail that his other cases will be anonymized. In this respect, the Tribunal finds it also appropriate to defer a decision on the matter to the Judge that will be assigned to this case.

Filing of a rejoinder

8. Having perused the case file, the Tribunal considers it appropriate and in the interest of justice to direct the Applicant to file a rejoinder.

Amicable settlement

9. Recalling that the General Assembly has consistently encouraged alternative dispute resolution, the Tribunal finds it appropriate to encourage the parties to explore the possibility of having their dispute resolved without recourse to further litigation.

Conclusion

10. In view of the foregoing, it is ORDERED THAT:

- a. A decision on the Applicant's motions is deferred;
- b. By **Friday, 6 September 2024**, the Applicant shall file a rejoinder; and
- c. The parties shall explore resolving the dispute amicably and revert to the Tribunal in this respect by **Friday, 13 September 2024**.

(Signed)

Judge Sean Wallace (Duty Judge)
Dated this 23rd day of August 2024

Entered in the Register on this 23rd day of August 2024.

(Signed)

René M. Vargas M., Registrar, Geneva