



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2015/170

Order No.: 093 (NBI/2016)

Date: 9 March 2016

Original: English

Before: Judge Vinod Boolell

Registry: Nairobi

Registrar: Abena Kwakye-Berko

HAILOU

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON THE PARTIES' MOTION
FOR FURTHER SUSPENSION OF
PROCEEDINGS**

Counsel for the Applicant:
Nicole Washienko, OSLA

Counsel for the Respondent:
Steven Dietrich, ALS/OHRM
Alister Cumming, ALS/OHRM

The Application and Procedural History

1. The Applicant is a Field Administrative Officer at the FS5 level at the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (MONUSCO).

2. On 18 November 2015, the Applicant filed an Application on the Merits *pro se*, contesting the administrative decisions not to grant her retroactive promotion to the FS-6 level and the denial of her request for Special Post Allowance (SPA).

3. On 23 November 2015, the Application was served on the Respondent, who was informed that his Reply is due on 23 December 2015.

4. Since filing her Application, the Applicant retained the services of the Office of Staff Legal Assistance (OSLA) to act as her Counsel in the present proceedings.

5. Prior to and since the filing of the Application, the Parties have been engaged in efforts to informally resolve the issues in this case, assisted by the Office of the Ombudsman.

6. On 17 December 2015, the Applicant moved the Tribunal to suspend proceedings in this matter pending the outcome of ongoing informal settlement discussions until 8 February 2016.

7. On 22 December 2015, the Tribunal issued Order No. 395 (NBI/2015) granting the Parties' motion.

8. On 4 February 2016, the Parties filed the subject Motion of the present Order seeking an extension of the suspension of proceedings.

9. On the same day, the Registry informed the Parties by email that the Motion was granted and that an order will shortly follow.

10. On 12 February 2016, the Tribunal issued Order No. 022 (NBI/2016) granting the Parties' motion. The proceedings were suspended, and the deadline for the filing of the Respondent's Reply was set for 9 March 2016.

11. On 8 March 2016, the Parties jointly applied for further suspension of the proceedings given the progress that is being made in the settlement discussions between them.

Deliberations and Order

12. The Tribunal commends the Parties for their efforts in having this matter resolved without recourse to litigation.

13. The Tribunal therefore **GRANTS** the Parties' Motion for suspension of proceedings.

14. Pursuant to art. 10.3 of the Statute of the Tribunal, and art. 19 of the Rules of Procedure, the matter of *Hailou v Secretary-General of the United Nations* (Case No. UNDT/NBI/2015/170) is hereby **FURTHER SUSPENDED**.

15. The Parties are **DIRECTED** to jointly advise the Tribunal of the status of their consultations by **11 April 2016**.

16. The deadline for the filing of the Respondent's Reply is likewise extended to **11 April 2016**.

(Signed)

Judge Vinod Boolell

Dated this 9th day of March 2016

Entered in the Register on this 9th day of March 2016

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi