



Before: Judge Goolam Meeran

Registry: Nairobi

Registrar: Abena Kwakye-Berko

PEDICELLI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

CASE MANAGEMENT ORDER

Counsel for the Applicant:

Self-represented

Counsel for the Respondent:

Katya Melliush, UNON

Camilla Nkwenti, UNEP

Introduction

1. On 4 August 2016, the Parties were informed that this matter has been transferred to the docket of Judge Goolam Meeran.
2. On 9 August 2016, the Tribunal issued Order No. 410 (NBI/2016) setting the matter down for a Case Management Discussion (CMD).
3. The CMD took place on 17 August 2016, in the presence of the Applicant and Counsel for both Parties.

The Discussion

4. The Tribunal asked Counsel for a brief update of the current position, particularly with regard to the Judgment and findings of the Appeals Tribunal.¹
5. It is the Applicant's position that there is no real dispute as to the facts of this case and that it is the application of the law which is the central issue in this case.
6. The Respondent takes the view that the Appeals Tribunal was misled in that a consideration of incorrect personnel action documents, which led to the erroneous finding of detriment to the Applicant. The Respondent informed the Tribunal that corrected personnel action documents, and payslips, have been filed with the Tribunal clearly showing that there has been no reduction in the Applicant's salary.
7. In response to the Tribunal's query, the Respondent told the Court that he did not seek a review of the Appeals Tribunal's judgment.
8. The Parties declined the Tribunal's suggestion that they may wish to explore alternative dispute resolution.

¹ 2015-UNAT-555.

9. Both Parties stated that the record is complete and that no further particulars, documents or submissions are necessary. They consented to the case being considered and determined on the basis of the documents on file.

IT IS ORDERED THAT:

10. **There be no further motions or submissions from the parties without leave of the Tribunal.**

(Signed)

Judge Goolam Meeran

Dated this 18th day of August 2016

Entered in the Register on this 18th day of August 2016

(Signed)

Eric Muli, for

Abena Kwakye-Berko, Registrar, Nairobi