



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2015/056

Order No.: 008 (NBI/2017)

Date: 13 January 2017

Original: English

Before: Judge Alexander W. Hunter Jr.

Registry: Nairobi

Registrar: Abena Kwakye-Berko

ANYETEI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

CASE MANAGEMENT ORDER

Counsel for the Applicant:

Sam Okudzeto, Sam Okudzeto & Associates, Accra, Ghana.

Counsel for the Respondent:

Federica Midiri, UNFPA

Introduction

1. The Applicant is a former staff member of the United Nations Population Fund (UNFPA). She was serving as the HIV Prevention Adviser, on a fixed term appointment at the P5 level, at the UNFPA Regional Office in Johannesburg, South Africa.
2. On 11 May 2015, she filed an application with the United Nations Dispute Tribunal in Nairobi challenging the Respondent's decision to separate her from service.
3. The Respondent filed his reply to the application on 15 June 2015.
4. On 23 October 2015, the matter was transferred to the docket of Judge Coral Shaw by way of Order No. 337 (NBI/2015).
5. On 3 November 2015, the Tribunal issued Order No. 350 (NBI/2015) for the purposes of case management.
6. Order No. 384(NBI/2015) was issued on 3 December 2015 setting the matter down for a case management discussion.
7. On 13 January 2016, the Tribunal issued Order No. 004 (NBI/2016) vacating the previous order and setting the matter down for a case management discussion in March 2016, to be followed by a substantive hearing in April 2016.
8. Order No. 177 (NBI/2016) was issued on 4 April 2016 for further management of the matter prior to the substantive hearing.
9. On 7 April 2016, the Registry received notice from counsel for the Applicant indicating that he was no longer representing the Applicant.
10. This was followed, on the same day, by a motion for extension of time to comply with the requirements of Order No. 177 (NBI/2016). The motion, which was filed by the Applicant's newly retained counsel, sought an extension of 2 months.

11. The Tribunal issued Order No. 189 (NBI/2016) on 8 April 2016 denying the motion for extension of time, so that the hearing was to proceed as previously scheduled. Parties were informed that if the Applicant was unable to comply with the Tribunal's timeline for the hearing, the scheduling order would be vacated and the matter allocated to another judge.

12. On 11 April 2016, the Registry received communication from counsel acting for the Applicant indicating his inability to comply with the terms stated in Order No. 189 (NBI/2016) and moving for the matter to be allocated to another judge.

13. On 11 April 2016, the Tribunal issued Order No. 192 (NBI/2016) indicating that this matter would be transferred to the docket of a different judge.

14. This matter is now assigned to Judge Alexander W. Hunter, Jr., who has decided to hold a case management discussion with the parties.

ORDERS

15. The parties should submit a list of potential witnesses and their *sworn* written statements by **24 January 2017**. They should also submit a paginated bundle of documents and other trial exhibits by the same date.

16. A case management discussion in this case will take place on **31 January 2017 at 1500 hours Nairobi time (GMT+3) in the UNDT boardroom.**

17. Parties appearing remotely are required to provide the Registry with their contact details no later than **30 January 2017**.

18. This Order serves as a Hearing Notice pursuant to art. 16 of the Tribunal's Rules of Procedure.

(signed)

Judge Alexander W. Hunter Jr.

Dated this 13th day of January 2017

Entered in the Register on this 13th day of January 2017

(signed)

Abena Kwakye-Berko, Registrar, Nairobi