



**Before:** Judge Margaret Tibulya

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

MODEY-EBI

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON CASE MANAGEMENT**

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**Counsel for the Applicant:**  
George G. Irving

**Counsel for the Respondent:**  
Elizabeth Brown, UNHCR  
Francisco Navarro, UNHCR

## **Background**

1. The Applicant is a former Deputy Regional Representative at the United Nations High Commissioner for Refugees' ("UNHCR") Regional Office ("RO") in the Pretoria, South Africa Office.
2. On 4 February 2019, she filed an application challenging the UNHCR High Commissioner's decision to dismiss her from service pursuant to staff rule 10.2(a) (ix) for serious misconduct.
3. The Respondent filed a reply on 8 March 2019.

## **ORDERS**

4. The Tribunal shall hold a case management discussion ("CMD") commencing at 1500 hours on Tuesday, 28 April 2020, via video conferencing, details of which will be transmitted to the parties by the Registry. At the CMD, the parties should be fully prepared to discuss the following:
  - a. The essence of the claim and the core issues requiring factual determination by the Tribunal;
  - b. Relevant jurisprudence and administrative issuances the Tribunal should take into consideration;
  - c. Any motions that require immediate judicial intervention; and
  - d. Whether the case may be decided on the documents or whether an oral hearing is necessary.
5. Should the parties deem a hearing to be necessary, they should be able to:
  - a. Identify the witnesses to be called and provide a synopsis of their anticipated evidence;

- b. Agree on a date to file a paginated, agreed bundle of documents that will be referred to by the witnesses during the hearing; and
- c. Agree on dates for a hearing.

*(Signed)*

Judge Margaret Tibulya

Dated this 24<sup>th</sup> day of April 2020

Entered in the Register on this 24<sup>th</sup> day of April 2020

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi