



Before: Judge Eleanor Donaldson-Honeywell

Registry: Nairobi

Registrar: Abena Kwakye-Berko

AMINEDDINE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

CASE MANAGEMENT ORDER

Counsel for the Applicant:

Self-represented

Counsel for the Respondent:

Nicole Wynn, AAS/ALD/OHR, UN Secretariat

Nusrat Chagtai, AAS/ALD/OHR, UN Secretariat

Introduction

1. At the time of the Application, the Applicant served as a Field Language Assistant with the United Nations Truce Supervision Organization (“UNTSO”). He holds a fixed term appointment at the G4 level.
2. He challenges the decision resulting from the selection exercise for JO 87864 (Information Technology Assistant – G5).
3. On 14 April 2020, the Tribunal issued Order No. 068 (NBI/2020) for the efficient management of proceedings.
4. The Respondent filed his reply to the application on 5 May 2020. The Applicant filed further submissions on 19 May 2020.

Considerations and Directions

5. The Tribunal has reviewed the parties submissions and makes the following observations and orders.
6. The Tribunal takes the view that the services of counsel will assist the Applicant and the Tribunal in the management and conduct of this case. To this end, the Applicant is advised to seek legal counsel for the conduct of his case. Information on legal assistance is available at <https://www.un.org/en/internaljustice/osla/contact.shtml>
7. The Tribunal accordingly **directs immediate service** of the present Order on the Office of Staff Legal Assistance (“OSLA”) to facilitate the process.
8. Given the short deployment of the undersigned Judge, parties are reminded that the timelines listed in this Order are not open to adjustment.

9. The Applicant is permitted to file medical reports on or before **3 June 2020**.
10. The parties have agreed on only two issues to be determined. In attempting to frame the issues in his 18 May 2020 filing, the Applicant – who is self-represented - has not properly articulated the issues arising on his own initial application. He has overlooked or failed to properly set out the more important of the issues for adjudication.
11. In adjudicating this matter, the Tribunal will consider:
 - a. Whether as alleged at paragraph one of part V. of the application, the Respondent failed to respond to the applicant’s request to be provided with the names of the “assessors”/panel members before the interview on 19 and 20 February 2018.
 - b. If there was no response, did this prevent the Applicant from protesting the participation of a Mr. Williams, against whom the Applicant had a pending case?
 - c. Whether the Applicant received full and fair consideration for the position? In particular, the Tribunal will inquire into whether there is basis for considering that the Applicant ought not to have been interviewed by Mr. Williams?
 - d. Whether the Applicant suffered harm as a result of the contested decision?
12. The parties are permitted to file closing submissions in the following Order:
 - a. The Applicant is to file a closing submission by **5 June 2020** firstly responding to the Respondent's 4 May 2020 submission that the two motions unrelated to JO 87684 can be dismissed if not withdrawn by the Applicant. Secondly, the submission must fully address the merits of the Applicant’s case including the issues raised in the application in the first paragraph of part V and the third paragraph of part VII.

- b. The Respondent's submission by June **12 June 2020**.
- 13. The Applicant's final submission by **19 June 2020**.
- 14. This matter will, thereafter, be determined on the papers.

(Signed)

Judge Eleanor Donaldson-Honeywell

Dated this 26th day of May 2020

Entered in the Register on this 26th day of May 2020

(Signed)

Abena Kwakye-Berko, Registrar, UNDT, Nairobi