



UNITED NATIONS DISPUTE TRIBUNAL

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Case No.: UNDT/NBI/2020/099  
Order No.: 244 (NBI/2020)  
Date: 29 December 2020  
Original: English

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**Before:** Judge Agnieszka Klonowiecka-Milart

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

BOLTON

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON THE PARTIES' JOINT  
MOTION TO SUSPEND PROCEEDINGS**

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**Counsel for the Applicant:**  
Evelyn W. Kamau, OSLA

**Counsel for the Respondent:**  
Nicole Wynn, AAS/ALD/OHR  
Rosangela Adamo, AAS/ALD/OHR

## **Introduction**

1. On 18 December 2020, the Applicant filed an application challenging what he describes as the Administration's decisions of: arbitrarily refusing to authorize his continued secondment with the United Nations Children's Fund; failing to recognize his general right to return to the Secretariat; failing to make reasonable efforts to place him in another position; and improperly terminating his continuing appointment.<sup>1</sup>

2. The deadline for the Respondent's reply is on 22 January 2021.

3. On 28 December 2020, the parties filed a joint motion informing the Tribunal that through the Management Evaluation Unit, they have been involved in informal discussions to resolve the issues in this case. The discussions are at an advanced stage and the recommendation for a settlement agreement is before the Under-Secretary-General for the Department of Management Strategy, Policy and compliance. Accordingly, the parties are requesting for suspension of proceedings for 30 days until 25 January 2021, and to extend the deadline for the filing of the Respondent's reply until 25 February 2021, to enable informal resolution of the issues.

## **Deliberations and Order**

4. The Tribunal **GRANTS** the parties' motion and the proceedings are suspended until 25 January 2021. On or before that date, the parties shall inform the Tribunal whether or not the matter has been resolved.

5. The deadline for the filing of the reply is extended to **25 February 2021**.

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<sup>1</sup> Application, section V.

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*(Signed)*

Judge Agnieszka Klonowiecka-Milart

Dated this 29<sup>th</sup> day of December 2020

Entered in the Register on this 29<sup>th</sup> day of December 2020

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi