



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2019/048

Order No.: 019 (NBI/2021)

Date: 15 January 2021

Original: English

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**Before:** Judge Rachel Sophie Sikwese

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

PAPAS

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON CASE MANAGEMENT AND  
NOTICE OF CASE MANAGEMENT  
DISCUSSION**

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**Counsel for the Applicant:**  
Self-represented

**Counsel for the Respondent:**  
Marisa Maclellan, UNHCR  
Francisco Navarro, UNHCR

## **Background**

1. On 9 May 2019, the Applicant filed an application challenging the imposition of a disciplinary measure.
2. The Respondent filed a reply on 11 June 2019.
3. On 24 June 2019, the Applicant filed a motion seeking leave to submit a response to the reply. He attached his response to the motion.
4. On 4 January 2021, the Tribunal granted the Applicant's motion in Order No. 005 (NBI/2021).

## **ORDERS**

5. The Tribunal considers that a case management discussion ("CMD") would facilitate fair, efficient and expeditious management and disposal of this case.
6. A CMD will take place on **3 February 2021 at 2 p.m. (Nairobi Time, UTC +3)** using Microsoft Teams.
7. At the CMD, the Tribunal and the parties will:
  - a. Ascertain whether the parties are amenable to considering an alternative resolution to the dispute;
  - b. Agree on the claims and issues in the case;
  - c. Identify the factual and legal issues to be determined;
  - d. Consider what further information, if any, is required;
  - e. Identify any documents to be disclosed;
  - f. Consider if the case may be decided on the basis of the documents, or whether a hearing should be held, and, if there is to be a hearing, to set the dates, identify the witnesses to be called and the documents to be presented; and
  - g. Discuss any other matter relevant to these proceedings.

8. As this case management discussion is being held virtually with all parties appearing from their respective locations, please provide the Registry with your relevant contact details by **25 January 2021**.

*(Signed)*

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Judge Rachel Sophie Sikwese

Dated this 15<sup>th</sup> day of January 2021

Entered in the Register on this 15<sup>th</sup> day of January 2021

*(Signed)*

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Shamila Unnikrishnan, Legal Officer, for  
Abena Kwakye-Berko, Registrar, Nairobi