



**Before:** Judge Margaret Tibulya.

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

ALAKHDARY

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON CASE MANAGEMENT**

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**Counsel for the Applicant:**  
Jason Biafore, OSLA

**Counsel for the Respondent:**  
Marisa Maclellan, UNHCR  
Sally Sauer, UNHCR

## **Introduction**

1. On 16 July 2021, the Applicant, a Field Officer, at the P-3 level, working with the United Nations High Commission for Refugees (“UNHCR”) filed an application challenging UNHCR’s decision denying his request for an accommodation fee exemption pursuant to annex III of UNHCR/AI/2019/8 (UNHCR’s Administrative Instruction on UNHCR-provided accommodation in the field) (“Accommodation AI”).<sup>1</sup> The Applicant further challenges the UNHCR’s decision to recover any unpaid accommodation fees and to charge ongoing fees from May 2020 through present.<sup>2</sup>

2. On 16 August 2021, the Respondent filed a reply where it was argued that the application is without merit and that it should be dismissed in its entirety.

3. In view of the submissions by the parties, the Tribunal has decided to hold a case management discussion (“CMD”). The purpose of the CMD is to:

- a. discuss and identify the claims and issues in the case;
- b. discuss any possibility for an amicable resolution of the case;
- c. order, as appropriate, the arrangements for a hearing on the merits of the case, including the identification of relevant witnesses; and
- d. generally deal with any other matter relating to the consideration and determination of this application.

## **ORDERS**

4. A CMD in this case will take place on **12 April 2022 at 12 p.m.** (Nairobi Time, UTC +3) via Microsoft Teams.

5. The parties or their duly designated representatives must attend the CMD. The Registry will provide a link to access the meeting.

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<sup>1</sup> Application, section III; section V, para. 1.

<sup>2</sup> Application, section V, para. 1.

Case No.: UNDT/NBI/2021/054

Order No.: 038 (NBI/2022)

*(Signed)*

Judge Margaret Tibulya

Dated this 7<sup>th</sup> day of April 2022

Entered in the Register on this 7<sup>th</sup> day of April 2022

*(Signed)*

Eric Muli, Legal Officer, for  
Abena Kwakye-Berko, Registrar, Nairobi