



Before: Judge Eleanor Donaldson-Honeywell

Registry: Nairobi

Registrar: Abena Kwakye-Berko

CHAWLA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**CASE MANAGEMENT ORDER AND
NOTICE OF HEARING**

Counsel for the Applicant:

Self-represented

Counsel for the Respondent:

Nicole Wynn, ALD/AS/OHR, UN Secretariat

Fatuma Mninde-Silungwe, ALD/AS/OHR, UN Secretariat

Introduction

1. The Applicant is a former staff member of the United Nations Support Office in Somalia (“UNSOS”). He served as Chief of the Supply Section at the P-5 level on a fixed-term appointment and was based in Mogadishu.

Procedural History

2. On 16 January 2022, the Applicant filed an application with the United Nations Dispute Tribunal sitting in Nairobi to challenge the Respondent’s decision to neither select nor roster him for the position of Chief of Service, Supply Chain Management, D-1, UNSOS (Job Opening 152801).

3. The Respondent filed his reply on 15 February 2022.

4. The Tribunal held a case management discussion (“CMD”) with the parties on 27 September 2022.

The Discussion

5. The parties were strongly encouraged to consider their respective positions with regards to resolution of this dispute without recourse to further litigation. Counsel for the Respondent was, in particular, encouraged to seek further instructions on his openness to alternative dispute resolution from her client.

6. For that purpose, and for purposes of moving the proceedings forward effectively, the Tribunal also advised the Applicant to seek representation by counsel.

7. The Applicant was agreeable. To this end, the Tribunal undertook to serve this Order on the Office of Staff Legal Assistance.

Order

8. **NOTICE** is hereby issued that the matter of *Chawla v Secretary-General of the United Nations* (UNDT/NBI/2022/010) is set down for hearing at **1000hrs (Nairobi time) on 15 and 16 November 2022** in the **UNDT Courtroom (CR-12)**.

Case No. UNDT/NBI/2022/010

Order No. 133 (NBI/2022)

9. For the purposes of fair and expeditious management of this case, the Tribunal makes the following ORDERS:

- a. The Respondent will disclose the Personal History Profiles of the 15 candidates who were interviewed in the impugned selection exercise by **3 October 2022. As this disclosure is being made under seal, parties are reminded that access to the documents is strictly restricted to counsel and the Applicant;**
- b. Counsel for the Respondent will seek further instructions from her client on his amenability to resolving this dispute *inter partes* and without recourse to further litigation;
- c. The Respondent will file witness statements for the four interview panel members and the *ex officio* Human Resource representative at the interviews by **28 October 2022; and**
- d. The Registry will serve a copy of this Order on the Office of Staff Legal Assistance.

(Signed)

Judge Eleanor Donaldson-Honeywell

Dated this 28th day of September 2022

Entered in the Register on this 28th day of September 2022

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi