



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2023/010
Order No.: 052 (NBI/2023)
Date: 23 February 2023
Original: English

Before: Judge Agnieszka Klonowiecka-Milart, Duty Judge
Registry: Nairobi
Registrar: Abena Kwakye-Berko

FULTANG

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:

Sétondji Roland Adjovi, *Etudes Vihodé*

Counsel for the Respondent:

Jacob van de Velden, DAS/ALD/OHR, UN Secretariat

Andrea Ernst, DAS/ALD/OHR, UN Secretariat

Introduction

1. The Applicant, a former Conduct and Discipline Officer at the United Nations Interim Security Force in Abyei, filed an application on 22 January 2023 to contest the decisions to: (i) impose on him the disciplinary measure of dismissal in accordance with staff rule 10.2(a)(ix); (ii) reimburse the Organization up to the amount of USD17,213.00 in accordance with staff rule 10.1(b); and (iii) recover the amount USD17,213,00 from his final entitlements or emoluments, in accordance with staff rule 3.18(c)(ii).

2. The Respondent filed a reply on 22 February 2023 in which he requests the Tribunal to reject the application.

Case management

3. Pursuant to art. 19 of the Rules of Procedure of the Dispute Tribunal, the Tribunal may at any time issue an order or give any direction which appears to be appropriate for the fair and expeditious disposal of a case and to do justice to the parties.

4. Having taken into consideration the pleadings of the parties, the Tribunal has concluded that the Applicant should be given an opportunity to comment on the Respondent's reply. Should further clarification be required, the parties will be informed of the date for a case management discussion ("CMD") once the case is assigned to a judge for adjudication.

ORDERS

5. On or before **15 March 2023**, the Applicant shall provide a response to the Respondent's reply, with a specific focus on paragraphs 1 to 7, paragraphs 14 to 19 and paragraphs 41 to 44. The submission must clearly indicate the disputed facts, their relevance and the means of proof.

6. The submissions shall not exceed three pages, in font Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 23rd day of February 2023

Entered in the Register on this 23rd day of February 2023

(Signed)

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