



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2023/015

Order No.: 074 (NBI/2023)

Date: 26 April 2023

Original: English

Before: Judge Agnieszka Klonowiecka-Milart, Duty Judge

Registry: Nairobi

Registrar: Abena Kwakye-Berko

KAMDEM SOUOP

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:

Emmanuel Simh

Counsel for the Respondent:

Elisabeth Gall, BMS/OLS, UNDP

Introduction

1. The Applicant is a staff member of the Regional Office for Central Africa of the Office of the United Nations High Commissioner for Human Rights (“OHCHR-CARO”) in Yaoundé, Cameroon, under a United Nations Development Programme (“UNDP”) fixed-term appointment. On 13 February 2023, he filed an application to contest the decision to reject his request for reimbursement of medical evacuation costs.

2. The Respondent filed a reply on 16 March 2023 in which he seeks dismissal of the application on the basis that the contested decision was well-founded and properly executed.

3. On 14 March 2023, the Applicant filed a response in which he contests being a UNDP staff member and inviting the OHCHR to reply to his application.

Case management

4. 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.

5. 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

6. On or before 15 May 2023, the Applicant shall provide a response to the Respondent’s reply, with a specific focus on paragraphs 2 to 9 and 13 to 33, and state whether he wishes to adduce evidence, from documents or persons for the contested

facts. In the latter case, the submission must clearly indicate the disputed facts, their relevance, and the means of proof. Absent an evidentiary submission, the Tribunal shall deem that the parties agree for it to proceed to judgment based on the record before it.

7. The submission shall not exceed five pages, in front Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 26th day of April 2023

Entered in the Register on this 26th day of April 2023

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi