



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2022/045
Order No.: 093 (NBI/2023)
Date: 25 May 2023
Original: English

Before: Judge Francesco Buffa

Registry: Nairobi

Registrar: Abena Kwakye-Berko

HOXHA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:
Shubha Suresh Naik, OSLA

Counsel for the Respondent:
Nicole Wynn, AS/ALD/OHR, UN Secretariat
Fatuma Mninde-Silungwe, AS/ALD/OHR, UN Secretariat

Introduction

1. The Applicant is a Budget Assistant recruited at the FS-4 level with the United Nations Interim Force in Lebanon (“UNIFIL”).
2. On 26 May 2022, the Applicant filed an application in which she contested the failure to classify the Budget Assistant post which she encumbered, from the FS-4 level to the FS-5 level, per facsimile from the Field Budget and Finance Division.
3. On 27 June 2022, the Respondent filed his reply contesting the receivability of the application.
4. On 17 May 2023, the Tribunal issued Order No. 082 (NBI/2023) directing the parties to file their final submissions by 5:00 p.m., (Nairobi time) Wednesday, 31 May 2023.
5. On 22 May 2023, the Respondent filed a motion for leave to file additional documents. The Respondent requested the Tribunal to admit the additional documents attached as R/6 and R/7 to his submission as evidence.

Case management

6. Pursuant to art. 19 of the Tribunal’s Rules of Procedure, and in the interests of a fair and expeditious disposal of the case,

ORDERS:

7. The additional documents submitted by the Respondent are admitted.
8. The Applicant can respond to the Respondent’s motion with his closing submissions and submit additional evidence by producing documents, if any, necessary to contrast those submitted by the Respondent. The Applicant shall file his comments/observations on R/6 and R/7 by 5. 00 p.m. (Nairobi time) on 31 May 2023.

9. The comments/observations to be provided at paragraph 8 shall not exceed five pages in font Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Francesco Buffa

Dated this 25th day of May 2023

Entered in the Register on this 25th day of May 2023

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi