



Before: Judge Sean Wallace
Registry: Nairobi
Registrar: René M. Vargas M., Officer-in-Charge

HATUNGIMANA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:

Ron Mponda

Counsel for the Respondent:

Charlotte Servant-L'Heureux, UNHCR
Rebecca Britnell, UNHCR

Introduction

1. The Applicant, a former staff member of the Office of the United Nations High Commissioner for Refugees, filed an application on 17 January 2023 to contest the decision to separate him from service, with compensation in lieu of notice and without termination indemnity pursuant to staff rule 10.2(a)(viii).
2. The Respondent filed a reply on 17 February 2023 in which he seeks dismissal of the application on the basis that the disciplinary measure imposed on the Applicant was well-founded and lawful. The Respondent further contends that the Applicant has produced no evidence indicating that he suffered any moral damages.
3. By Order No. 150 (NBI/2023), the parties were directed to, among others, indicate whether their witnesses were available to testify during the weeks of **23 - 27 October or 30 October - 3 November 2023** and to indicate whether any of them needed interpretation.
4. However, due to delays in securing translations to English of documents filed in French, the hearing did not take place as had earlier been scheduled.
5. In view of the foregoing, the Tribunal has decided to hold another case management discussion (“CMD”). The purpose of the CMD is to:
 - a. Schedule the hearing of the case; and
 - b. Generally deal with any other matter(s) relating to the consideration and determination of this case.

Conclusion

6. In view of the foregoing, IT IS ORDERED that:
 - a. A CMD in this case will take place on **Tuesday, 16 January 2024 at 10 a.m.** (Nairobi Time, UTC +3) via Microsoft Teams. The CMD will be held *in camera* and will not be open to the public; and

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

(Signed)

Judge Sean Wallace

Dated this 12th day of January 2024

Entered in the Register on this 12th day of January 2024

(Signed)

René M. Vargas M., Officer-in-Charge, Nairobi