



**Before:** Duty Judge  
**Registry:** Nairobi  
**Registrar:** René M. Vargas M., Officer-in-Charge

TOMECI

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER  
ON CASE MANAGEMENT**

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**Counsel for the Applicant:**

Self-represented

**Counsel for the Respondent:**

Marcos Zunino, DAS/ALD/OHR, UN Secretariat

## **Introduction**

1. On 22 August 2023, the Applicant, a staff member of the United Nations Mission in South Sudan, filed an application before the Dispute Tribunal challenging the 30 June 2023 decision of the Under-Secretary-General for Management Strategy, Policy and Compliance to impose upon him the disciplinary measure of separation from service with compensation in lieu of notice for serious misconduct.
2. The Respondent filed a reply on 27 September 2023.

## **Consideration**

### *Filing of a rejoinder*

3. Having perused the case file, the Tribunal considers it appropriate and in the interest of justice to direct the Applicant to file his comments on the Respondent's reply (i.e., a "rejoinder").

### *Amicable settlement*

4. Recalling that the General Assembly has consistently encouraged alternative dispute resolution, the Tribunal finds it also appropriate to encourage the parties to explore the possibility of having the dispute between them resolved without recourse to further litigation.

## **Conclusion**

5. In view of the foregoing, it is ORDERED THAT:
  - a. By **Wednesday, 27 March 2024**, the Applicant shall file his rejoinder; and

b. The parties shall explore resolving the dispute amicably and revert to the Tribunal in this respect by **Wednesday, 3 June 2024**.

*(Signed)*

Judge Sean Wallace (Duty Judge)

Dated this 26<sup>th</sup> day of February 2024

Entered in the Register on this 26<sup>th</sup> day of February 2024

*(Signed)*

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