



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

AHOUISSOU

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:
Martine E. Lamothe, OSLA

Counsel for Respondent:
Frederica Midiri, UNDP

Introduction

1. By application dated 12 March 2024, the Applicant challenges the Administration's decision to delay the issuance of his P.35 form, which resulted in holding his entitlements after separation from the Organization due to the non-renewal of his fixed-term employment contract on the basis that he is under investigation. The Applicant submits that he is not indebted to the Organization and therefore the withholding of the issuance of the pension form is unlawful.
2. The Respondent filed his reply on 10 April 2024.
3. On 18 April 2024, the Applicant filed a motion seeking leave to file a rejoinder to the Respondent's reply. The Applicant attached the rejoinder to the motion.

Consideration

Filing of a rejoinder

4. Having perused the Applicant's motion and rejoinder, the Tribunal considers it appropriate and in the interest of justice to grant the motion. The rejoinder is now properly admitted as part of the case record.

Amicable settlement

5. 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.

Documents filed in French

6. The Tribunal notes that several of the documents in the case record are written in French.

Conclusion

7. In view of the foregoing, it is ORDERED THAT:

- a. The Applicant's motion to file a rejoinder is granted and the rejoinder is admitted into the case record;
- b. The parties shall explore resolving the dispute amicably and revert to the Tribunal in this respect by **Tuesday, 18 June 2024**; and
- c. By **Tuesday, 25 June 2024**, the parties shall advise the Tribunal if there are English translations of the documents filed in French in existence already. If so, that they be filed; and if not, whether they believe that these documents need to be translated into English in order dispose of this case.

(Signed)

Judge Sean Wallace

Dated this 4th day of June 2024

Entered in the Register on this 4th day of June 2024

(Signed)

Eric Muli, Legal Officer, for René M. Vargas M., Officer-in-Charge, Nairobi