



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2023/054

Order No.: 77 (NBI/2024)

Date: 27 June 2024

Original: English

Before: Judge Sean Wallace

Registry: Nairobi

Registrar: René M. Vargas M., Officer-in-Charge

ALY

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Shubha Suresh Naik, OSLA

Counsel for Respondent:

André Luiz Pereira de Oliveira, Legal Specialist, UNFPA.

Introduction

1. The Applicant contests the decision to impose on her the disciplinary measure of loss of one grade and written censure for her failure to cooperate with the investigation carried out by the Office of Audit and Investigations Services, United Nations Population Fund.

2. The Respondent filed his reply on 28 July 2023 seeking dismissal of the application on the basis that it has no merit and that the contested decision was lawful.

Consideration

3. On 25 June 2024, the Tribunal held a case management discussion (“CMD”), which was attended by the Applicant’s Counsel and by Counsel for the Respondent.

4. During the CMD, the parties requested that a hearing be scheduled in October 2024 and proposed additional evidence.

5. Pursuant to art. 19 of its Rules of Procedure, the Tribunal may at any time issue an order or give any direction that appears to be appropriate for the fair and expeditious disposal of a case and to do justice to the parties.

Conclusion

6. Having considered the parties’ submissions at the CMD, it is ORDERED THAT by **Monday, 22 July 2024**, each party shall:

- a. Submit a list of additional evidence to be disclosed; and
- b. Identify the witnesses they intend to call and what disputed facts each of these witnesses will give testimony about, also setting out the proposed witness’s testimony in writing.

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7. It is also ORDERED THAT all documents filed by the parties up to the date of this Order are to be part of the record of this case.

(Signed)

Judge Sean Wallace

Dated this 27th day of June 2024

Entered in the Register on this 27th day of June 2024

(Signed)

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