



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

OKELLO

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Charles Kevin Nsubuga
Pearl Maria Bekunda

Counsel for Respondent:

Elizabeth Brown, UNHCR
Louis-Phillippe Lapicerella, UNHCR

Introduction

1. By application filed on 1 November 2023, the Applicant, a former Finance Associate at the office of the United Nations High Commissioner for Refugees (“UNHCR”) in Uganda, filed an application contesting the decision to separate him from service on disciplinary grounds.

2. The Respondent filed a reply on 6 December 2023, in which he argues that the application is without merit.

3. The Tribunal held a case management discussion (“CMD”) on 8 August 2024. At the CMD, the following matters were discussed:

- a. Identification of witnesses and what each witness will testify about during the hearing on the merits;
- b. Witness statement of Mr. Habib Inga Mule; and
- c. Time and duration of the hearing.

4. Further, at the CMD, the Applicant indicated that the gravamen of his case is that the facts were not proven by clear and convincing evidence. The Applicant concedes that, if the Respondent had proven the allegations to the required standard, those allegations would amount to misconduct and the sanction imposed would be proportionate.

5. At a hearing on the merits, which the parties agree can be completed in one day:

- a. The Applicant proposes to call two witnesses: himself and Mr. Habib Inga Mule; and
- b. The Respondent proposes to call Mr. Calvin Odur and Ms. Susan Nazziwa Tenywa.

Conclusion

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

a. On or before **Friday, 16 August 2024**:

i. The Applicant shall file a witness statement of Mr. Habib Inga Mule; and

ii. The parties shall:

1) Confirm the availability of all witnesses for a hearing on a single day during the week of 16-19 September 2024;

2) Consult with each other to select a mutually agreeable date; and

3) Advise the Registry of that date.

(Signed)

Judge Sean Wallace

Dated this 8th day of August 2024

Entered in the Register on this 8th day of August 2024

(Signed)

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