



Before: Judge Francesco Buffa
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 appointment 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 rejoinder was annexed to the motion.
4. On 4 June 2024, by Order No. 62 (NBI/2024), the Duty Judge granted the motion for the rejoinder and admitted it into the case record. The Duty Judge also asked the parties to explore the possibility of resolving the dispute amicably, and requested the parties to advise the Tribunal if there are English translations of the documents filed in French and, if not, to advise the Tribunal whether they believe that these documents need to be translated into English to dispose of the case.
5. On 18 June 2024, the parties informed the Tribunal that, after conferring, they had failed to achieve a resolution and no settlement had been reached.
6. On 25 June 2024 the parties informed the Tribunal that there is no existing translation of the French-filed documents and asserted that these documents are essential for understanding and adjudicating the case. The Applicant presented for the Tribunal's consideration the English translation of some of the annexes that were previously included with the parties' submissions.
7. On 5 August 2024, the case was assigned to the undersigned Judge.

Consideration

8. After reviewing the case file, the Tribunal is of the view that this matter could be decided based on the documents filed by the parties. Therefore, the parties are directed to file their closing submissions, addressing the points raised in each other's filings.

9. Pursuant to art. 19 of the Tribunal's Rules of Procedure, and in the interests of a fair and expeditious disposal of the case,

IT IS ORDERED THAT

10. By **5 p.m. (Nairobi time) on Friday, 13 September 2024**, the parties shall file their respective closing submission, which shall exclusively refer to the evidence already on file and not exceed 10 pages, in font Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Francesco Buffa

Dated this 20th day of August 2024

Entered in the Register on this 20th day of August 2024

(Signed)

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