



Before: Duty Judge
Registry: Nairobi
Registrar: Wanda Carter

DIK

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for Applicant:

Ludovica Moro

Counsel for Respondent:

Halil Goksan, AS/ALD/OHR/UN Secretariat

Introduction

1. By application filed on 8 November 2024, the Applicant, a former Chief of Administration working with the Economic and Social Commission for West Asia filed an application contesting:

- a. The decision to place a reprimand letter in his official status file; and
- b. The omission to close pending investigations against him (case no. 0075/22).

2. The Respondent submitted a reply on 13 December 2024 where it is argued that the contested decisions are not receivable and if found receivable, the application lacks merit. The Respondent maintains that:

- a. The decision to place a reprimand letter in the Applicant's official status file is not receivable *ratione materiae* because the Applicant did not request management evaluation of that decision;
- b. The Applicant's omission claim is also not receivable *ratione materiae* because it is moot. The Office of Internal Oversight Services closed Case No. 0075/22 on 23 January 2024; and
- c. Should the Tribunal consider the Application receivable, it lacks merit.

Consideration

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

4. Having taken into consideration the pleadings of the parties, the Tribunal considers it appropriate and in the interest of justice to give the Applicant an opportunity to comment on the Respondent's reply by means of a rejoinder.

Conclusion

5. In view of the foregoing, it is ORDERED THAT by **Friday, 31 January 2025**, the Applicant shall file a rejoinder addressing the Respondent's arguments in the reply, and **more specifically** responding to the receivability issues raised by the Respondent.

(Signed)

Judge Sean Wallace, Duty Judge

Dated this 21st day of January 2025

Entered in the Register on this 21st day of January 2025

(Signed)

Wanda Carter, Registrar, Nairobi