



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/072
Order No.: 151 (NBI/2025)
Date: 2 September 2025
Original: English

Before: Duty Judge
Registry: Nairobi
Registrar: Wanda L. Carter

MOHAMMED

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for Applicant:
Self-Represented

Counsel for Respondent:
Chenayi Mutuma, UNHCR
Elizabeth Brown, UNHCR

Introduction

1. The Applicant is a former Senior Supply Assistant, working with the United Nations High Commissioner for Refugees (“UNHCR”), based in Aden, Yemen. He contests a disciplinary measure of dismissal imposed on him.

2. He submits that he acted as a whistleblower. When he uncovered significant acts of corruption perpetrated by his supervisor and other team members within supply unit, he meticulously reported those corrupt activities.

3. He claims he was misled and deceived by UNHCR management and the Inspector General’s Office. He thus contends that the decision to dismiss him was unlawful and procedurally flawed.

4. The Respondent submitted a reply on 21 July 2025, in which he argued that, although the Applicant had come forward to report misconduct, the available evidence shows that he also engaged in misconduct. It was established by clear and convincing evidence that the Applicant conspired with his co-subjects to manipulate and falsify UNHCR procurement bidding processes.

5. The Respondent also indicates that the Applicant’s position was discontinued effective 1 January 2024. Therefore, even if the Applicant had not been dismissed due to the disciplinary measure, he would still be terminated due to abolition of post.

6. Furthermore, the Respondent requested to exceed the prescribed page limit.

Consideration

Filing of a rejoinder

7. 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.

8. Having taken into consideration the pleadings of the parties, the Tribunal considers it appropriate and in the interest of justice to direct the Applicant to file a rejoinder addressing the issues raised in the reply.

Request to exceed page limit

9. The Tribunal notes that the Respondent's reply is 12 pages and considers that the information contained therein is germane to a full understanding of the Respondent's argument. Accordingly, the Tribunal will grant the request.

Conclusion

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

- a. Respondent's request to exceed page limit is granted and the reply is accepted.
- b. By **Wednesday, 17 September 2025**, the Applicant shall file a rejoinder and respond to the issues raised in the reply. The Applicant shall also indicate whether he thinks that a hearing is necessary and, if so, who would be called to testify and the substance of their testimony.
- c. The rejoinder shall be no longer than 10 pages.

(Signed)

Judge Sean Wallace (Duty Judge)

Dated this 2nd day of September 2025

Entered in the Register on this 2nd day of September 2025

(Signed)

Wanda L. Carter, Registrar, Nairobi