



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/099
Order No.: 168 (NBI/2025)
Date: 26 September 2025
Original: English

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

TUSUMBA OPENGE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**SERVICE OF THE APPLICANT'S
MOTION FOR EXTENSION OF TIME
TO FILE AN APPLICATION**

Counsel for Applicant:

Roland Adjovi
Anthony Wilson

Counsel for Respondent:

AAS/ALD/OHR, UN Secretariat

Introduction

1. The Applicant served as an Associate Protocol Officer with the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (MONUSCO).
2. The Applicant was separated from service on 24 July 2025. The Respondent imposed the disciplinary measure of separation from service with compensation *in lieu* of notice, and without termination indemnity in accordance with staff rule 10.2(a)(viii) “associated to the administrative measure to recover an amount up to USD 1,943.00, which represents the total financial loss incurred by the Organization.”

Submissions

3. The Applicant wishes to challenge the disciplinary measure imposed on him before the United Nations Dispute Tribunal. Under the rules of procedure, the deadline for the filing of his application is 22 October 2025.
4. The Applicant submits that he needs an additional 45 days to file the application. Upon receipt of the impugned decision, the Applicant sought counsel from the Office of Staff Legal Assistance (OSLA). On 16 September 2025, OSLA informed the Applicant that they will not be representing him.
5. The Applicant immediately secured the services of private counsel who submits that “the Applicant was not able to produce a full investigation dossier for review towards an application on the merits because he no longer has access to his UN files after his separation. Counsel will therefore need to engage with the Respondent for the full records in order to build the challenge accordingly.”

Consideration

6. The Tribunal has considered the Applicant’s submissions and deems it appropriate to provide the Respondent with the opportunity to respond to this motion.

Order

7. The Respondent is directed to file his response to the Applicant's Motion for Extension of Time to File an application by **Wednesday, 1 October 2025**.

(Signed)

Sean Wallace (Duty Judge)

Dated this 26th day of September 2025

Entered in the Register on this 26th day of September 2025

(Signed)

Wanda L. Carter, Registrar, Nairobi