



Before: Judge Alexander W. Hunter, Jr.

Registry: New York

Registrar: Hafida Lahiouel

GOUIN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Self-represented

Counsel for Respondent:
Steven Dietrich, ALS/OHRM, UN Secretariat
Alister Cumming, ALS/OHRM, UN Secretariat

Introduction

1. On 29 September 2016, the parties filed a joint submission in response to Orders No. 189 (NY/2016) and 219 (NY/2016). They provided responses to a number of questions posed by the Tribunal in para. 8 of Order No. 189 (NY/2016).

2. By Order No. 229 (NY/2016) dated 30 September 2016, the Tribunal ordered the parties to participate in a Case Management Discussion (“CMD”) on Tuesday, 4 October 2016.

3. On 3 October 2016, the Respondent confirmed his availability to attend the CMD. On the same day, the Applicant informed the Tribunal that he might not be able to participate in a CMD on 4 October 2016 due to the effects of Hurricane Matthew in Haiti, where the Applicant is stationed. He requested the postponement of the CMD until after the hurricane has left the country.

Consideration

4. Having considered the Applicant’s response to Order No. 229 (NY/2016), the Tribunal considers it impractical to require the Applicant’s participation in a CMD tomorrow, 4 October 2016.

5. The Applicant requested postponement of the CMD to a later date; however, given the scheduling of cases this month, and in particular, a number of upcoming hearings, it is not feasible to grant the Applicant’s request without delaying the disposal of this case.

6. The Tribunal is of the view that this case can be disposed of on the papers. Accordingly, the parties will be directed to file any closing submissions addressing the points raised by the other party.

7. The parties are reminded that they are free to attempt informal resolution of the dispute through the United Nations Ombudsman and Mediation Services or via

inter partes discussions. Should the parties decide to attempt informal resolution of the matter, they shall promptly inform the Tribunal thereof and seek suspension of the proceedings.

8. 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:

9. Paragraph 3 of Order No. 229 (NY/2016), requiring the parties to participate in a CMD on 4 October 2016, is vacated.

10. By **5:00 p.m. on Monday, 10 October 2016**, the parties are to file concise closing submissions, if any.

(Signed)

Judge Alexander W. Hunter, Jr.

Dated this 3rd day of October 2016