



Before: Judge Alexander W. Hunter, Jr.
Registry: New York
Registrar: Morten Albert Michelsen, Officer-in-Charge

KISIA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Self-represented

Counsel for Respondent:
Alan Gutman, ALS/OHRM, UN Secretariat
Alister Cumming, ALS/OHRM, UN Secretariat

Introduction

1. On 2 February 2017, the Applicant, a former staff member, is contesting the following administrative decisions:

- a. “Unlawful failure of the Administration to act, in regards to the issues the Applicant raised with the [Assistant Secretary-General of the Office of Human Resources Management] on November 30, 2016”;
- b. “Unlawful deductions of the Applicant’s termination indemnity payment by the Administration”, and
- c. “Due Process violations.”

2. On the same date (2 February 2017), the Registry acknowledged receipt of the application and, pursuant to art. 8.4 of the Rules of Procedure, transmitted it to the Respondent, instructing him to file a reply by 8 March 2017 in accordance with art. 10 of the Rules of Procedure.

3. On 8 March 2017, the Respondent filed his reply in which he contends that the application is not receivable *ratione temporis* as the Applicant did not request management evaluation of the contested decision within the 60-day time limit specified in staff rule 11.2(c). He further submits that, in any event, the application is without merit because the Organization properly calculated the Applicant’s termination indemnity.

4. The present case was initially assigned to Judge Ebrahim-Carstens and it was reassigned to Judge Alexander W. Hunter, Jr. on 8 January 2018.

Consideration

5. It appears that relief has already been granted by the reply. However, the Tribunal wishes to provide the Applicant with the opportunity to comment on whether relief has effectively already been granted. In light of the foregoing, to ensure a fair and expeditious disposal of the case and to do justice to the parties,

IT IS ORDERED THAT:

6. By **25 January 2017**, the Applicant is to file a response to the Respondent's reply, including comments on whether relief has already been granted. In the event the Applicant finds that relief has already been granted, he may wish to file a notice of withdrawal.

(Signed)

Judge Alexander W. Hunter, Jr.

Dated this 22nd day of January 2018