



Before: Judge Alexander W. Hunter, Jr.

Registry: New York

Registrar: Nerea Suero Fontecha

NOUINOU

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

**ON REQUEST FOR LEAVE TO FILE
NEW MOTION FOR INTERIM
MEASURES**

Counsel for Applicant:
Self-represented

Counsel for Respondent:
Alan Gutman ALD/OHR, UN Secretariat

Introduction

1. On 27 November 2018, the Applicant, a former Programme Management Assistant at the G-5 level, step 6, in the Office for Counter-Terrorism (“OCT”), filed an application on the merits contesting the decision to not extend her short-term appointment beyond its expiration date.

2. On 7 February 2019, the Applicant sought “[l]eave of the Tribunal to [f]ile new [i]nterim [m]easures related to her case”.

3. On 8 February 2019, by Order No. 32 (NY/2019), the Tribunal directed the Applicant to provide a succinct description of the interim measures she intends to request with a detailed explanation as to why such measures are required.

4. On 12 February 2019, the Applicant filed a “[s]ubmission of [i]nterim [m]easures [p]er Order No. 32/NY/2019”.

5. At the direction of the Tribunal, on 13 February 2019, the Respondent responded to the motion.

6. On the same day (13 February 2019), the Applicant filed a “[s]ubmission of [c]ommunication with OHRM in relation to [m]otion of 11 February 2019” providing additional information concerning her contacts with the Personnel Records Unit (“PRU”) to arrange for the Applicant’s access to her personnel file.

Consideration

7. In the instant submission, to pursue her job search, the Applicant requests: (a) access to her UN e-mails since 12 November 2018 when her access to her UN email account was discontinued; (b) access to the UN library; and (c) access to her personnel file as she fears “possible fraud by [an official of the Organization] especially that he has been meddling in her signature and her husband’s signature trying to imitate them”.

8. The Tribunal notes that, while the main application is currently under review before the Tribunal, since her separation, the Applicant is no longer a staff member of the Organization. Therefore, the Tribunal sees no basis to grant the Applicant's request for access to her former email account or to the library.

9. With respect to the request for access to her personnel file, the Applicant alleges fraud by an official of the Organization but provides no evidence thereof. The Respondent states that "[t]he Personnel Records Unit (PRU) is presently arranging for the Applicant to access her [Official Status File] [...]" and requests the Tribunal to reject the Applicant's motion. The Respondent provides copies of emails exchanged between the Applicant and staff of PRU concerning access to the Applicant's file.

10. Given the assurances from the Respondent that the Applicant's access to her personnel file is currently being facilitated, the Tribunal sees no reason to issue any further orders in this respect.

IT IS ORDERED THAT:

11. The motion is rejected.

(Signed)

Judge Alexander W. Hunter, Jr.

Dated this 14th day of February 2019