



Before: Judge Joelle Adda
Registry: New York
Registrar: Nerea Suero Fontecha

ACQUATELLA CORRALES

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Aleksandra Jurkiewicz, OSLA

Counsel for Respondent:
Susan Maddox, ALD/OHR, UN Secretariat
Matthias Schuster, ALD/OHR, UN Secretariat

Introduction

1. On 30 June 2017, the Applicant, an Economic Affairs Officer at the P-3 level, Economic Commission for Latin America and the Caribbean (“ECLAC”), on continuing appointment since 2010, filed an application contesting the decision to separate him from service on the grounds of misconduct. The Applicant requests rescission of the finding of misconduct and separation from service, reinstatement, or in the alternative, two years net-base salary based on his holding a continuing appointment. The Applicant also requests three months net-base salary for the excessive delays in the disciplinary process, as well as three months net-base salary for procedural defects.

2. On 28 July 2017, the Respondent filed his reply submitting that the application is without merit and should be dismissed, *inter alia*, because the Applicant submitted documents that contained false information about his marital status, on the basis of which he received benefits for a dependent spouse, and to which he was not entitled.

3. On 1 July 2019, the case was reassigned to the undersigned Judge.

4. Having considered the parties’ submissions, pursuant to art. 19 of the Dispute Tribunal’s Rules of Procedure and for a fair disposal of the case,

IT IS ORDERED THAT:

5. **By 4:00 p.m. on Monday, 16 September 2019**, the parties are to file a jointly signed statement providing, under separate headings, the following information:

a. A consolidated list of the agreed facts. In chronological order, this list is to make specific reference to each individual event in one paragraph in which the relevant date is stated at the beginning. As relevant, clear reference is to be made to the appropriate annex in the application or reply, as applicable;

b. A consolidated list of the disputed facts. In chronological order, the list is to make specific reference to each individual event in one paragraph in which the relevant date is stated at the beginning. If any documentary evidence is relied upon to support a disputed fact, clear reference is to be made to the appropriate annex in the application or reply, as applicable. At the end of the disputed paragraph in square brackets, the party contesting the disputed fact shall set out the reason(s);

c. A list of any additional written evidence, which a party requests to produce, or request the opposing party to produce, and stating the relevance thereof;

d. Whether the parties request a hearing for witnesses to provide testimony to support any disputed facts or any other issue and, if so:

i. Provide a list of the witnesses that each party proposes to call;
and

ii. Provide a brief statement or summary of the issue and/or disputed fact(s) to be addressed by each witness;

e. If the parties would be willing to enter into negotiations on resolving the case amicably either through the assistance of the Office of the Ombudsman and Mediation Services or *inter partes*.

(Signed)

Judge Joelle Adda

Dated this 16th day of August 2019