



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2018/078

Order No.: 122 (NY/2019)

Date: 29 August 2019

Original: English

Before: Duty Judge

Registry: New York

Registrar: Nerea Suero Fontecha

MALLICK

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Daniel Trup, OSLA

Counsel for Respondent:

Thomas Jacob, UNDP

Introduction

1. On 27 November 2018, the Applicant, the former Deputy Resident Representative for the United Nations Development Programme (“UNDP”) based in Georgetown, Guyana, filed an application contesting the Administration’s decision not to renew her fixed-term appointment beyond the expiration date of 16 August 2018.

2. By joint motion filed on 30 November 2018, the parties requested the Tribunal to suspend the current proceedings pending discussions to resolve this matter amicably. The parties’ request was granted by the Tribunal by Order No. 239 (NY/2018) dated 10 December 2018.

3. Following the first request for suspension of proceedings, the parties filed six further joint motions requesting the Tribunal to suspend the proceedings pending discussions to resolve this matter amicably; each joint motion was granted by the Tribunal (by Order Nos. 2 (NY/2019), 26 (NY/2019), 43 (NY/2019), 51 (NY/2019), 71 (NY/2019) and 103 (NY/2019), respectively).

4. On 27 August 2019, the Respondent filed a submission informing the Tribunal that despite extensive efforts, the parties have been unable to informally resolve the matter, and therefore, the Respondent intends to proceed with submitting his reply. Accordingly, the Respondent requests the Dispute Tribunal to confirm the date the reply is due.

Consideration

5. Noting that by Order No. 103 (NY/2019), the Dispute Tribunal granted the parties’ motion for suspension of the proceedings until 30 August 2019 to continue the process of informal resolution of the present case. As the parties have been unable to informally resolve the matter, pursuant to art. 10 of the Rules of Procedure, the Respondent has 30 calendar days from 30 August 2019 to submit his reply.

6. In light of the foregoing,

IT IS ORDERED THAT:

7. The Respondent shall file his reply by **4:00 p.m. on Monday, 30 September 2019**.

(Signed)

Judge Joelle Adda (Duty Judge)

Dated this 29th day of August 2019