



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2019/071

Order No.: 110 (NY/2020)

Date: 30 June 2020

Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Nerea Suero Fontecha

MUKEBA WA MUKEBA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Self-represented

Counsel for Respondent:

Isavella Vasilogeorgi, ALD/OHR, UN Secretariat

Romy Batrouni, ALD/OHR, UN Secretariat

Introduction

1. On 31 January 2020, by way of Order No. 18 (NY/2020), the Tribunal decided to hold a hearing on the merits and requested the parties to confirm their availability.
2. On 3 March 2020, by way of Order No. 39 (NY/2020), having consulted with the parties, the Tribunal scheduled the hearing on 26 March 2020.
3. On 18 March 2020, by email from the Registry, the Tribunal informed the parties that due to the technical difficulties caused by the COVID-19 lockdown, the hearing was postponed until further notice.
4. Having resolved the technical difficulties, on 10 June 2020, the Registry contacted the Applicant asking him to confirm his ability to attend a hearing through Microsoft Teams. Having not received any response from the Applicant, on 15 June 2020, the Registry again emailed the Applicant seeking a response to the 10 June 2020 email. In parallel, the Registry attempted to call the Applicant on the phone number on record, without success.
5. Having received no response from the Applicant, on 18 June 2020, by way of Order No. 103 (NY/2020), the Tribunal requested the Applicant to contact the New York Registry by 4:00 p.m. on Friday, 26 June 2020 and cautioned the Applicant that his application would be dismissed for want of prosecution if he failed to do so.
6. As the Applicant did not contact the Registry within the prescribed deadline, by Judgment No. UNDT/2020/103 dated 29 June 2020, the Tribunal dismissed this case for want of prosecution.

7. On 30 June 2020, the Applicant wrote an email to the Registry asking the Tribunal to reconsider its Judgment and proceed with the hearing in his case. However, the Applicant failed to provide reasons why he failed to comply by the Tribunal's previous instructions.

8. In light of the above and with reference to arts. 19 and 36 of the Rules of Procedure,

IT IS ORDERED THAT:

9. **By 4:00 p.m. on Wednesday, 8 July 2020**, the Applicant shall make a submission providing the reasons why he did not comply with the Tribunal's instructions to contact the Registry, along with any supporting evidence.

(Signed)

Judge Joelle Adda

Dated this 30th day of June 2020