



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2018/070

Order No.: 144 (NY/2020)

Date: 1 October 2020

Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Nerea Suero Fontecha

COCA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Robbie Leighton, OSLA

Counsel for Respondent:
Jérôme Blanchard, UNOG

Introduction

1. On 19 July 2018, the Applicant, a former Programme Management Officer, United Nations Conference on Trade and Development (“UNCTAD”), filed an application contesting the calculation of her sick leave entitlements and the related decision to terminate her appointment for medical reasons.

2. By joint statements dated 22 April 2020 and 9 July 2020, the parties informed the Tribunal that the parties were attempting informal resolution of the case.

3. On 10 July 2020, the Registry emailed the parties informing them that the Judge had instructed the parties to provide an update as to the status of the case by 28 September 2020.

4. On 30 September 2020, the parties filed a further joint submission informing the Tribunal that discussions regarding potential settlement have continued during the time provided by the Tribunal but these have not, yet, resulted in settlement. The parties therefore seek a suspension of proceedings for a period of one month.

Consideration

5. Article 10.1 of the Dispute Tribunal's Statute provides that "[t]he Dispute Tribunal may suspend proceedings in a case at the request of the parties for a time to be specified by it in writing".

6. Taking into consideration the parties' request to suspend the proceedings in order to continue the process of informal resolution of the present case, the proceedings before the Tribunal are suspended until 30 October 2020.

7. The Tribunal commends both parties for their good faith efforts aimed at resolving this case amicably. Such efforts should be encouraged as the amicable resolution of cases saves the Organization valuable resources.

8. In light of the foregoing,

IT IS ORDERED THAT:

9. The parties' joint request for suspension of the proceedings is granted and the proceedings before the Tribunal are suspended until 30 October 2020;

10. By **10:00 a.m. on Monday, 2 November 2020**, the parties are to inform the Tribunal as to the progress of the informal discussions and/or whether this case has been resolved. In the latter event, the Applicant shall confirm to the Tribunal, in writing, that her application is withdrawn fully, finally and entirely, including on the merits.

(Signed)

Judge Joelle Adda

Dated this 1st day of October 2020