



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2019/035

Order No.: 177 (NY/2020)

Date: 6 November 2020

Original: English

Before: Judge Alexander W. Hunter, Jr.

Registry: New York

Registrar: Nerea Suero Fontecha

ARVIZU TREVINO

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Laurence C. Fauth

Counsel for Respondent:

Alan Gutman, ALD/OHR, UN Secretariat

Introduction

1. On 17 May 2019, the Applicant filed an application contesting correspondence from the Secretary of the Advisory Board on Compensation Claims (“ABCC”) advising him that his claim was not receivable. As a remedy, the Applicant requests the Dispute Tribunal to remand the matter to the ABCC for consideration of the case.
2. On 30 June 2019, the Respondent filed his reply submitting that the application is moot and should be dismissed. The Respondent submits that on 19 June 2019, the Secretary of the ABCC advised the Applicant that he would be submitting his claim for consideration by the ABCC.
3. On 6 September 2019, the Applicant filed a motion for summary judgment.
4. Pursuant to Order No. 152 (NY/2020), on 21 October 2020, the Respondent filed a response to the Applicant’s motion for summary judgment.

Consideration

5. Having reviewed the parties’ submissions, the Tribunal considers that it is fully briefed and will proceed to decide the case on the papers before it.

(Signed)

Judge Alexander W. Hunter, Jr.
Dated this 6th day of November 2020