UNITED NATIONS DISPUTE TRIBUNAL

Cases Nos.: UNDT/NY/2021/021
UNDT/NY/2021/024
Order No.: 55 (NY/2021)
Date: 7 June 2021
Original: English

Before: Duty Judge

Registry: New York

Registrar: Nerea Suero Fontecha

OVCHARENKO ET AL.

KUTNER ET AL.

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
George Irving

Counsel for Respondent:
Alan Gutman, ALD/OHR, UN Secretariat
Clementine Foizel, ALD/OHR, UN Secretariat

Introduction

1. On 21 May 2021, Counsel for the Applicants filed an application contesting the "unilateral change in the individual workload standards for translation and self revision" on behalf of 34 staff members of the Department of General Assembly and Conference Management ("DGACM"). The case was registered with case number UNDT/NY/2021/021.

2. On 7 June 2021, the Respondent filed a motion moving the Tribunal to determine the receivability of the case as a preliminary matter and to suspend the deadline for the filing of the reply.

3. On 7 June 2021, Counsel for the Applicants filed a second application contesting the same alleged decision on behalf of another 68 staff members of DGACM. This case was registered with case number UNDT/NY/2021/024.

4. On the same day, the Tribunal served this application on the Respondent informing him that this case will be handled jointly with case no. UNDT/NY/2021/021.

5. Given that the Respondent challenges the receivability in case no. UNDT/NY/2021/021 and as both cases will be handled jointly to ensure an efficient case disposal, the Duty Judge has determined that it is appropriate to grant the Respondent the opportunity to review the filings in UNDT/NY/2021/024 and confirm whether he also wishes to make submissions on receivability in this case.

6. The Applicant will then be afforded the opportunity to respond to the Respondent's submissions on receivability for the joined cases.

7. In light of the above,

IT IS ORDERED THAT:

8. By **4:00 p.m. on Monday, 21 June 2021**, the Respondent shall file any submissions on receivability concerning case no. UNDT/NY/2021/024;

9. By **4:00 p.m. on Monday, 12 July 2021**, the Applicant may file a response to the Respondent's submissions on receivability jointly for cases nos. UNDT/NY/2021/021 and UNDT/NY/2021/024;

10. As per usual practice, these joint cases will be assigned for adjudication to a Judge of the Dispute Tribunal in due course who will make a determination on the preliminary issue and provide any further instructions on case management as required; and

11. The deadlines for the filings of the Respondent's replies in both cases are hereby suspended until further instructions are provided by the Judge of the Dispute Tribunal who will adjudicate the case.

(Signed)

Judge Joelle Adda

Dated this 7th day of June 2021