



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2021/003  
Order No.: 80 (NY/2021)  
Date: 27 August 2021  
Original: English

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**Before:** Judge Joelle Adda  
**Registry:** New York  
**Registrar:** Nerea Suero Fontecha

WENZ

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER**

**ON CASE MANAGEMENT**

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**Counsel for Applicant:**

Alex Haines

**Counsel for Respondent:**

Matthias Schuster, UNICEF

## **Introduction**

1. On 13 January 2021, the Applicant, a former staff member of the United Nations Children’s Fund (“UNICEF”), filed an application contesting “the [Advisory Board on Compensation Claims’ (“ABCC”)]’s refusal to award compensation and UNICEF’s endorsement of that decision”. As remedies, the Applicant requests the rescission of the decision rejecting her claim for compensation, an “award of compensation for the harm suffered, delay and procedural and substantive irregularity equivalent to three months’ net bet (*sic.*) salary”, and “reasonable costs”.

2. On 12 February 2021, the Respondent replied that the application is not receivable *ratione materiae* because the contested administrative decision has been rescinded and the ABCC had been instructed to reconsider the matter.

3. In a further submission filed on 27 May 2021, the Respondent stated that the Controller, upon advice of the ABCC, had issued a new decision on the Applicant’s claim for compensation.

4. On 11 June 2021, the Respondent provided further information on the amount of compensation awarded to the Applicant.

5. To ensure the efficiency of the proceedings, before proceeding to review the application in full, the Tribunal finds it appropriate to afford the Applicant an opportunity to respond on the Respondent’s objection to the receivability of the application.

6. In light thereof,

IT IS ORDERED THAT:

7. By **4:00 p.m. on Tuesday, 7 September 2021**, the Applicant may submit a response to the Respondent's receivability arguments. The submission shall not exceed five pages, using Times New Roman, font 12 and 1.5 line spacing.
8. Upon receipt of the Applicant's submissions, the Tribunal will issue any further instructions on case management.

*(Signed)*

Judge Joelle Adda

Dated this 27<sup>th</sup> day of August 2021