



UNITED NATIONS DISPUTE TRIBUNAL

Case No.:	UNDT/NY/2022/002
Order No.:	099 (NY/2022)
Date:	31 October 2022
Original:	English

Before: Judge Joelle Adda
Registry: New York
Registrar: Morten Michelsen, Officer-in-Charge

RUNA A

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:
Dorota Banaszewska, OSLA

Counsel for Respondent:
Jenny Kim, AS/ALD/OHR, UN Secretariat

Introduction

1. On 11 January 2022, the Applicant, a Public Information Assistant at the General Service 6 level, with the United Nations Secretariat, filed an application contesting the decision to exclude her from the selection procedure for the recruitment of a Professional 2 level (“P-2”) Associate TV/Video Producer within the Department of Global Communications (the “contested decision”).

2. On 11 February 2022, the Respondent filed his reply contending that the contested decision is legal, reasonable, and procedurally fair.

3. On 23 September 2022, by way of Order No. 087 (NY/2022), the Tribunal directed the Respondent to provide further submissions, and the Applicant to file a response to the Respondent’s reply and additional submission.

4. The Respondent filed his additional submission on 30 September 2022.

5. The Applicant filed her further submission on 7 October 2022 responding to the Respondent’s reply and additional submission.

6. On 26 October 2022, the Respondent filed a motion for leave to respond to the Applicant’s 7 October 2022 submission, and set out his proposed submissions in his motion.

Consideration

7. The Respondent requests for leave to respond to the Applicant’s 7 October 2022 submission as it raises new arguments. The Tribunal notes that the Applicant indeed

raises new arguments and submits further evidence in her 7 October 2022 submission. The Tribunal therefore considers it appropriate and in the interest of justice to grant the Respondent leave to respond to the Applicant's submission. The Tribunal will allow the Applicant to submit her final observations.

8. Pursuant to art. 19 of the Dispute Tribunal's Rules of Procedure and for a fair disposal of the case,

IT IS ORDERED THAT:

9. The Respondent's motion for leave to respond to the Applicant's 7 October 2022 submission is granted. The Respondent's submissions dated 26 October 2022 are to be admitted to the case file.

10. By **4:00 p.m. on Wednesday, 9 November 2022**, the Applicant may file a statement of any final observations responding to the Respondent's additional submission. This statement of final observations by the Applicant must be a maximum of two pages, using Times New Roman, font 12 and 1.5 line spacing. It must be solely based on previously filed pleadings and evidence, and no new pleadings or evidence are allowed at this stage.

11. Unless otherwise ordered, on receipt of the latest of the aforementioned statement or at the expiration of the provided time limits, the Tribunal will adjudicate on the matter and deliver Judgment based on the papers filed on record.

(Signed)

Judge Joelle Adda

Dated this 31st day of October 2022