



Before: Duty Judge
Registry: New York
Registrar: Isaac Endeley

O'MULLANE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

Cristian Gimenez Corte

Counsel for Respondent:

Lucienne Pierre, AS/ALD/OHR/, UN Secretariat

Introduction

1. On 9 July 2023, the Applicant filed an application in which he contests the decision of the Office of Internal Oversight Services (“OIOS”) to decline to open an investigation into his report of prohibited conduct against the United Nations Controller for possible noncompliance with United Nations financial rules and regulations.

2. On 18 July 2023, the Respondent filed a motion to have the receivability of the application determined as a preliminary matter. The Respondent also requests the Tribunal to suspend the deadline for the filing of the Respondent’s reply, pending the Tribunal’s determination of this motion.

Considerations

3. Pursuant to art. 19 of the Rules of Procedure of the Dispute Tribunal, the Tribunal may at any time issue an order or give any direction which appears to be appropriate for the fair and expeditious disposal of a case and to do justice to the parties.

4. Having reviewed the Respondent’s submissions on the matter of receivability, the Duty Judge considers that it is necessary to give the Applicant the opportunity to respond to the Respondent’s 18 July 2023 motion.

5. The Judge to whom the case will be assigned will subsequently make a determination on the receivability of the application and on the filing of a reply by the Respondent.

IT IS ORDERED THAT:

6. By **4:00 p.m. on Friday, 28 July 2023**, the Applicant shall file a response to the Respondent’s motion on receivability.

7. The response shall be no more than **three pages** long, using Times New Roman, font 12 and 1.5 line spacing.

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8. The deadline for the Respondent's reply is suspended until further notice from the Tribunal.

(Signed)

Judge Joelle Adda

Dated this 19th day of July 2023

Entered in the Register on this 19th day of July 2023

(Signed)

Isaac Endeley, Registrar, New York