



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2022/057
Order No.: 016 (NY/2024)
Date: 9 February 2024
Original: English

Before: Judge Rachel Sophie Sikwese

Registry: New York

Registrar: Isaac Endeley

SCHIFFERLING

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER
ON CASE MANAGEMENT

Counsel for Applicant:

Cristian Gimenez Corte

Counsel for Respondent:

Kong Leong Toh, UNOPS
Tiffany Henderson, UNOPS

Introduction

1. The Applicant, a former staff member in the United Nations Office for Project Services (“UNOPS”) based in New York, contests the “abolishment [of his post], [his] separation [from service], and [the] non-renewal [of his appointment]”. He seeks (a) the decisions to be rescinded, (b) compensation for harm, and (c) referral of the case to the Secretary-General for accountability for possible action to enforce accountability of the relevant leaderships of the Office of Information and Communications Technology (“OICT”) and UNOPS.
2. The Respondent contends that the application is without merit and requests the Tribunal to reject it in its entirety.
3. A hearing was held from 5 to 9 February 2024 via MS Teams in accordance with Order No. 141 (NY/2023) dated 12 December 2023.

Consideration

4. At the hearing, the following witnesses provided testimony: the Applicant (former Senior Programme Manager, UNOPS), Mr. Guenther (Senior Portfolio Manager, UNOPS), Mr. Mariano Junior (Assistant Secretary-General, OICT), Mr. Wandel, (former Executive Director, UNOPS), and Mr. O’Mullane (former Director of Operations Support, OICT).
5. An official transcript of the hearing recording shall be procured by the Registry and shared with the parties.
6. At a case management discussion conducted immediately after the conclusion of the hearing, the parties agreed to file written closing statements as set out below.
7. In light of the above,

IT IS ORDERED THAT:

8. The parties shall file written closing statements by **Monday of the fifth week after the receipt of notification from the Registry that the hearing transcripts have been uploaded in the eFiling portal** (the Court Case Management System). The Registry shall communicate the exact time and date for the deadline in due course.

9. The closing statements shall be concise and to the point not exceeding ten pages, using font Times New Roman, font size 12 and 1.5 line spacing.

(Signed)

Judge Rachel Sophie Sikwese

Dated this 9th day of February 2024

Entered in the Register on this 9th day of February 2024

(Signed)

Isaac Endeley, Registrar, New York