



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2024/038  
Order No.: 113 (NY/2024)  
Date: 12 November 2024  
Original: English

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

FOSSE

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER**  
**ON CASE MANAGEMENT**

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**Counsel for Applicant:**

Sètondji Roland Adjovi  
Anthony Kreil Wilson

**Counsel for Respondent:**

Sandra Baffoe-Bonnie, UNEP  
Christopher Gitau, UNEP

## **Introduction**

1. On 9 September 2024, the Applicant, a former staff member of the United Nations Environment Programme (“UNEP”), filed an application contesting “the refusal by UNEP to compensate the Applicant for the delays in releasing her final payments and pension fund form”. The Applicant seeks to be compensated USD29,363.62 in lost interest as pecuniary damages for the alleged delays and six months’ net base salary for harm and moral damages.

2. The Respondent filed a reply on 9 October 2024 submitting that there is no merit to the Applicant’s claims. The Respondent informs the Tribunal that there was no delay in releasing the Applicant’s separation payments and that there is no justification for the Applicant to claim either moral damages or monetary compensation for accrued interest.

## **Considerations**

3. The General Assembly has repeatedly reaffirmed that the informal resolution of conflict is a crucial element of the system of administration of justice. Having considered the issues arising in this case, the Tribunal is of the view that the case may be amenable to informal and amicable resolution. The Tribunal therefore considers it appropriate to provide the parties with an opportunity to resolve the case informally.

4. Accordingly, the parties are encouraged to attempt informal resolution of the disputes arising in the case either through the United Nations Ombudsman and Mediation Services or via *inter partes* discussions. Should the parties decide to attempt informal resolution of the matter, they shall promptly inform the Tribunal thereof and seek suspension of the proceedings.

5. If the parties do not agree to enter into informal negotiations, the Tribunal will instruct the Applicant to respond to the Respondent’s reply.

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

IT IS ORDERED THAT:

7. Counsel for the Applicant and Counsel for the Respondent are to confer with a view to resolving the matters in this case informally.
8. By **4:00 p.m. on Thursday, 12 December 2024**, the parties are to file a jointly signed statement informing the Tribunal whether they agree to attempt informal resolution. If so, they may request a suspension of the proceedings.
9. If the parties do not agree to attempt informal resolution, by **4:00 p.m. on Friday, 27 December 2024**, the Applicant shall file a rejoinder to the Respondent's reply.
10. Unless otherwise ordered, the Tribunal will thereafter adjudicate the case based on the papers on record.

*(Signed)*

Judge Joelle Adda

Dated this 12<sup>th</sup> day of November 2024

Entered in the Register on this 12<sup>th</sup> day of November 2024

*(Signed)*

Isaac Endeley, Registrar, New York