



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2024/041
Order No.: 115 (NY/2024)
Date: 15 November 2024
Original: English

Before: Duty Judge

Registry: New York

Registrar: Isaac Endeley

SHALYGANOVA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for Applicant:

George Irving

Counsel for Respondent:

Nisha Patel, AS/ALD/OHR, UN Secretariat

Charlene Ndirangu, AS/ALD/OHR, UN Secretariat

Introduction

1. On 17 September 2024, the Applicant, a former Associate Human Resources Officer at the P-2 level in the Division for Special Activities at the United Nations Department of Operational Support (“DOS”), filed an application challenging the decision not to renew her fixed-term appointment (“FTA”), which was funded by the United Nations Mission to support the Hudaydah Agreement (“UNMHA”). In her application, the Applicant requests for anonymity in this case.
2. The Respondent filed a reply on 17 October 2024 submitting that the non-renewal of the Applicant’s FTA was lawful.

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. As for the Applicant’s request for anonymity in this case, the determination thereof is reserved to the Dispute Tribunal Judge to whom the present case will be assigned.

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

IT IS ORDERED THAT:

8. Counsel for the Applicant and Counsel for the Respondent are to confer with a view to resolving the matters in this case informally.

9. By **4:00 p.m. on Thursday, 19 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.

10. If the parties do not agree to attempt informal resolution, by **4:00 p.m. on Thursday, 9 January 2025**, the Applicant shall file a rejoinder to the Respondent's reply.

11. The Applicant's request for anonymity in this case is reserved to the Dispute Tribunal Judge to whom the present case will be assigned.

12. Unless otherwise ordered, upon receipt of the above submissions the Tribunal may proceed to adjudicate the case on the papers before it.

(Signed)

Judge Joelle Adda

Dated this 15th day of November 2024

Entered in the Register on this 15th day of November 2024

(Signed)

Isaac Endeley, Registrar, New York