



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2024/038
Order No.: 125 (NY/2024)
Date: 16 December 2024
Original: English

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

FOSSE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER
ON SUSPENSION OF PROCEEDINGS

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.

3. By Order No. 113 (NY/2024) dated 11 November 2024, the Tribunal ordered the parties, *inter alia*, to file a joint submission on whether they agree to attempt informal resolution.

4. On 11 December 2024, the parties filed a joint motion to suspend the proceedings, noting that they have agreed to attempt informal resolution of this case. Accordingly, the parties request that the Tribunal suspend proceedings until 31 January 2025.

Considerations

5. The Tribunal commends the parties on their efforts to resolve the matter amicably, and with reference to art. 19 of its Rules of Procedure, grants their joint requests for a suspension of the proceedings.

6. In light of the above,

IT IS ORDERED THAT:

7. The proceedings are suspended until 31 January 2025.
8. If informal resolution is not successful, the Applicant shall file a rejoinder to the Respondent's reply by **4:00 p.m. on Friday, 7 February 2025**.

(Signed)

Judge Joelle Adda

Dated this 16th day of December 2024

Entered in the Register on this 16th day of December 2024

(Signed)

Isaac Endeley, Registrar, New York