



UNITED NATIONS APPEALS TRIBUNAL TRIBUNAL D'APPEL DES NATIONS UNIES

Case Nos. 2020-1454 & 2020-1456

McGregory John Kollie
(Appellant)

v.

Secretary-General of the United Nations
(Respondent)

ORDER No. 398 (2021)

1. On 15 July 2020, the United Nations Dispute Tribunal (UNDT) in New York issued Judgment No. UNDT/2020/119 in the case of *Kollie v. Secretary-General of the United Nations*, whereby the UNDT granted, in part, Mr. Kollie's application against the Secretary-General's decision regarding a recommendation of the Advisory Board on Compensation Claims (ABCC).
2. Mr. Kollie appealed the UNDT Judgment to the United Nations Appeals Tribunal (Appeals Tribunal) on 11 September 2020. The case was registered as Case No. 2020-1454. The Secretary-General filed his answer on 27 November 2020. In turn, the Secretary-General also filed an appeal against the same judgment on 14 September 2020. The case was registered as Case No. 2020-1456. Mr. Kollie's answer to the Secretary-General's appeal was filed on 27 November 2020.
3. On 13 November 2020, Mr. Kollie filed a motion for consolidation, requesting that the UNAT consolidate the two cases so that a single judgment will be issued regarding Case Nos. 2020-1454 and 2020-1456 since they "derived from the same judgment and shared the same facts and record that were before the UNDT". Mr. Kollie believes that the "consolidation [of] the cases would enable the UNAT to consider the totality of the issues and the facts presented in both cases". In his comments dated 23 November 2020, the Secretary-General did not oppose this consolidation request, noting that both cases indeed relate to the same UNDT Judgment.

4. In light of the fact that both the staff member and the Secretary-General appeal the same UNDT Judgment, it is appropriate to consolidate the two cases for all purposes, under Article 18*bis* of the Appeals Tribunal Rules of Procedure, which reads: “The President may, at any time, either on a motion of a party or on his or her own volition, issue any order which appears to be appropriate for the fair and expeditious management of the case and to do justice to the parties.”

IT IS HEREBY ORDERED that Mr. Kollie’s motion is **GRANTED**. The appeals filed in Case Nos. 2020-1454 and 2020-1456 should be consolidated for all purposes.

Original and Authoritative Version: English

Dated this 11th day of February 2021
in Juiz de Fora, Brazil.

(Signed)
Judge Martha Halfeld,
President

Entered in the Register on this 11th day
of February 2021 in New York, United States.

(Signed)
Weicheng Lin, Registrar