



Before: Judge Teresa Bravo
Registry: Nairobi
Registrar: Abena Kwakye-Berko

THIARE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:
Self-represented

Counsel for the Respondent:
Elisabeth Gall, AAS/ALD/OHR
Susan Maddox, AAS/ALD/OHR

Introduction

1. The Applicant is a former Security Officer at the FS-4 level, working with the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (“MONUSCO”) in Kinshasa.
2. On 12 December 2018, he filed an application before the Dispute Tribunal contesting the disciplinary measure of dismissal imposed on him due to misconduct.¹
3. The Respondent filed a reply on 18 January 2019.
4. In light of the submissions by the parties, the Tribunal has decided to hold a case management discussion (“CMD”). The purpose of the CMD is to discuss:
 - a. The possibility of an amicable settlement of the case;
 - b. The facts in the case - specifically whether the Applicant contests the facts as presented by the Respondent, and if so, for the Applicant to clearly identify which facts are contested, why he is contesting them and explain any further evidence he may wish to file;
 - c. The legal issues in the case – specifically the proportionality of the sanction and whether the Respondent took into account all relevant circumstances, including the threats made to the Applicant’s life;
 - d. The arrangements for a hearing on the merits of the case, should a hearing be deemed necessary, including the identification of relevant witnesses and suitable hearing dates;
 - e. The remedy being sought by the Applicant; and
 - f. Any other matter relating to the consideration and determination of this

¹ Application, section V.

application.

ORDERS

5. A CMD in this case will take place on **15 June 2020 at 1400 hours (Geneva Time)** via Teams. The Registry will provide the link.
6. The parties or their duly designated representatives must attend the hearing by electronic means. The parties are requested to provide the Registry with their contact information including a land line telephone number before the hearing.

(Signed)

Judge Teresa Bravo

Dated this 29th day of May 2020

Entered in the Register on this 29th day of May 2020

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi