



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/003

Order No.: 45 (NBI/2025)

Date: 8 April 2025

Original: English

Before: Duty Judge

Registry: Nairobi

Registrar: Wanda L. Carter

KIMANI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON CASE MANAGEMENT**

Counsel for the Applicant:

Fredrick Wambugu Kamuiru

Counsel for the Respondent:

Albert Angeles, DAS/ALD/OHR, UN Secretariat
Seungyoun Seo, DAS/ALD/OHR, UN Secretariat

Introduction

1. The Applicant served as an Administrative Assistant at the United Nations Environment Programme.
2. The Applicant was separated from service of the Organization with compensation *in lieu of* notice and without termination indemnity on 8 October 2024, for serious misconduct in violation of staff regulations 1.2(b), 1.2(q), staff rules 1.2(i) and 1.7. The impugned decision was in relation to her claims for Special Education Grant for the 2019-2020 and 2020-2021 academic years.
3. On 13 January 2025, the Applicant challenged that decision before the United Nations Dispute Tribunal.
4. The Respondent filed his reply on 25 February 2025 and submitted that the contested decision was based on clear and convincing evidence; it was reasonable, fair, legally and procedurally correct.

Considerations and Order

5. The Tribunal has reviewed the parties' submissions and considers that a case management discussion ("CMD") would facilitate fair, efficient and expeditious management and disposal of this case.
6. The purpose of the CMD will be to:
 - a. Ascertain whether the parties are amenable to considering an alternative resolution to the dispute;
 - b. Discuss the claims and issues in the case;
 - c. Identify the factual disputes and legal issues to be determined;
 - d. Consider what further information, if any, is required;
 - e. Identify any documents to be disclosed;

f. Consider if the case may be decided on the basis of the documents, or whether a hearing should be held, and, if there is to be a hearing, to set the dates, identify the witnesses to be called and the documents to be presented; and

g. Discuss any other matter relevant to these proceedings.

7. The parties are directed to confer and provide the Registry with an agreed date for the CMD between **10 and 20 June 2025**.

8. The Tribunal notes that many of the annexes to the application are unclear copies and requests the Applicant to provide the Registry with clear copies of those documents as soon as possible.

(Signed)

Judge Sean Wallace (Duty Judge)

Dated this 8th day of April 2025

Entered in the Register on this 8th day of April 2025

(Signed)

Liliana López-Bello for Wanda L. Carter, Registrar, Nairobi