



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/003
Order No.: 87 (NBI/2025)
Date: 17 June 2025
Original: English

Before: Sean Wallace
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 8 April 2025, the Tribunal issued Order No. 045 (NBI/2025) setting this matter down for a case management discussion (CMD).
4. The CMD with the parties took place as scheduled on 17 June 2025.

The Discussion

5. Counsel for the Applicant moved for leave to file additional documentation. These were documents on i) the Applicant's mental status and health at the time of the investigation and subsequent disciplinary process, ii) witnesses they wish to testify at the hearing, and iii) statements of accounts relevant to the dispute.
6. The Tribunal directed counsel to file a written motion by Friday 20 June 2025. Counsel for the Respondent sought leave to respond and was given until 25 June 2025 to do so.
7. The Tribunal will consider the motion and rule on the need for an oral hearing.
8. Subject to that ruling, the hearing of this matter is tentatively scheduled for 2pm (Nairobi time) on 29 July 2025. The Applicant, her counsel and witnesses will be physically present in the Courtroom for these proceedings.
9. Should the Tribunal rule that a hearing is not necessary, parties will file their respective closing submissions by 29 July 2025.

Orders

10. The following **ORDERS** are made:

- a. The Applicant will file her motion to submit additional evidence by 20 June 2025. The Motion will also include her list of witnesses and a summary of the substance of the testimony anticipated from them;
- b. The Respondent will file his response to the Motion by 25 June 2025;
- c. The oral hearing of this matter will take place at 2pm (Nairobi time) on 29 July 2025.

(Signed)

Judge Sean Wallace

Dated this 17th day of June 2025

Entered in the Register on this 17th day of June 2025

(Signed)

Wanda L. Carter, Registrar, Nairobi