



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/075
Order No.: 156 (NBI/2025)
Date: 10 September 2025
Original: English

Before: Duty Judge
Registry: Nairobi
Registrar: Wanda L. Carter

HASSANEIN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON THE PARTIES' JOINT MOTION
FOR CONSOLIDATION, TRANSFER
AND EXTENSION OF TIME TO
PURSUE AMICABLE SETTLEMENT**

Counsel for Applicant:
Martine Lemothe, OSLA

Counsel for Respondent:
Camila Nkwenti, HRLU/UNOG

Introduction

1. The Applicant, a former staff member, working with the Office for the Coordination of Humanitarian Affairs (“OCHA”) filed an application contesting a decision awarding him partial reimbursement of his claim for the loss of personal effects for himself and for his dependents following the outbreak of war in Sudan and their evacuation.

2. By Order No. 150 (NBI/2025), issued on 1 September 2025, the parties were directed that if they so wished, they should file closing submissions on or before Wednesday, 17 September 2025.

3. On 8 September 2025, the parties filed a joint motion for consolidation, transfer and extension of time to pursue amicable settlement. The parties also request consolidation of the present case, with *Ryder* UNDT/NY/2025/024 and *Opero* UNDT/NBI/2025/078.

4. The parties submit that consolidation is appropriate and justified on the grounds that the cases arise from the same facts and involve substantially similar legal issues. The parties also state that despite the geographic separation of the applications, consolidation is appropriate and justified.

5. They further contend that consolidation of the applications will provide judicial economy, consistency in the outcome and efficient case management; and that the parties will not be prejudiced by the consolidation of the cases.

6. The parties also state that they have initiated preliminary dialogue and are committed to exploring resolution options in good faith. Accordingly, the parties would like to engage in an amicable settlement through the Ombudsman, and thus request an extension of one month, until 11 October 2025, for them to pursue amicable settlement discussion.

Consideration

Consolidation of cases

7. The Tribunal notes that in each case, there is a separate contested decision. Each case has its separate set of facts as separate items were submitted to the United Nations Claims Board for reimbursement, and those items not approved were denied for different reasons. The Tribunal also observes that moving cases from New York to Nairobi, or vice-versa, also involves some challenges which may lead to a delay in the disposal of the case at hand.

8. The Tribunal, therefore, finds that consolidation of the proposed cases is not appropriate as it may lead to a delay in determination of the present case.

Extension of time to pursue settlement

9. The Tribunal notes that the claim for reimbursement was filed on 11 May 2024, and the contested decision was made on 6 November 2024. The Tribunal, therefore, finds that if the parties wanted to settle, they should have done so earlier on, and not after closing submissions were called for by the Tribunal.

10. Of course, there is nothing preventing the parties from pursuing an amicable settlement of the dispute if they so wish, and if an agreement is reached, then the closing submissions will not be necessary. However, the previously imposed deadline for filing closing submissions will not be extended.

Conclusion

11. In view of the foregoing, it is ORDERED THAT:

- a. The parties' joint motion for consolidation, transfer and extension of time to pursue amicable settlement is denied.

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b. The directives as contained in Order No. 150 (NBI/2025) remain unchanged.

(Signed)

Judge Sean Wallace (Duty Judge)

Dated this 10th day of September 2025

Entered in the Register on this 10th day of September 2025

(Signed)

Wanda L. Carter, Registrar, Nairobi