



UNITED NATIONS DISPUTE TRIBUNAL

Case No.:	UNDT/NBI/2024/079
Order No.:	194 (NBI/2025)
Date:	16 October 2025
Original:	English

Before: Judge Sean Wallace

Registry: Nairobi

Registrar: Wanda L. Carter

NABISUBI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for Applicant:

Patrick Mugalula

Counsel for Respondent:

Nicole Wynn, AS/ALD/OHR, UN Secretariat

Victoria Mujunga, AS/ALD/OHR, UN Secretariat

Introduction

1. On 20 December 2024, the Applicant, a former G-4 Team Assistant with the United Nations Office of Internal Oversight Services based in Entebbe, Uganda, filed an application contesting the outcome of the ePAS rebuttal process that she commenced on 25 April 2024 and the decision to not renew her appointment due to poor performance.

2. The Respondent filed a reply arguing that the application is not receivable *ratione temporis* and, should the Tribunal find the application receivable, it is without merit. The Respondent avers that the application “was one hour late”.

3. The Applicant filed a rejoinder to the reply maintaining that the application is receivable and requesting a hearing at which she and two other witnesses will testify.

4. The Respondent responded reiterating that the application is not receivable, arguing that an oral hearing is not necessary because the contested decision is a matter of law, and proposing a list of witnesses should the Tribunal find an oral hearing necessary.

5. In compliance with Order No. 185 (NBI/2025), the Applicant’s Counsel filed an affidavit explaining the technical difficulties he encountered whilst attempting to upload the application into the Tribunal’s Court Case Management System. Counsel attached four annexes in support of his affidavit.

Considerations

6. The Tribunal having reviewed the Applicant’s Counsel’s submissions, finds the application receivable. As per arts. 16.1 and 36 of the UNDT Rules of Procedure, the Tribunal does not consider an oral hearing to be necessary for a fair and expeditious disposal of the case since the pleadings and supporting documents on record are adequate in this respect. However, the parties may file closing submissions.

ORDER

7. The parties shall file their closing submissions by **Thursday, 30 October 2025**, which shall not exceed five pages, in font Times New Roman, font size 12, line spacing of 1.5 lines.

(Signed)

Judge Sean Wallace

Dated this 16th day of October 2025

Entered in the Register on this 16th day of October 2025

(Signed)

Isaac Endeley, for Wanda L. Carter, Registrar, Nairobi