



UNITED NATIONS DISPUTE TRIBUNAL

Case No.:	UNDT/NY/2024/008
Order No.:	014 (NY/2025)
Date:	4 February 2025
Original:	English

Before: Judge Francis Belle

Registry: New York

Registrar: Isaac Endeley

ELOBAID

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Martine E. Lamothe, OSLA
Aly Ahmed, OSLA

Counsel for Respondent:

Albert Angeles, DAS/ALD/OHR, UN Secretariat

Introduction

1. On 24 January 2025, a hearing was held at which the Applicant and MA (name redacted for privacy reasons) gave testimony as per Order No. 003 (NY/2025) dated 16 January 2025.

Consideration

The requested testimonies of NO and MAL (names redacted for privacy reasons)

2. At the beginning of the hearing, Counsel for the Applicant advised the Tribunal that neither NO nor MAL would be able to give testimony as otherwise instructed by the Tribunal in Order No. 003 (NY/2025) upon the Applicant's previous request. Counsel for the Respondent, who had intended to secure their attendance on behalf of the Applicant, explained that (a) since NO is no longer a United Nations staff member, he could not be compelled to participate in the hearing, and (b) MAL could not participate for reasons that were highly confidential.

3. Whereas the Tribunal noted that the Registry had not been informed of this before the hearing, Counsel for the Applicant advised that the Respondent's Counsel had informed her thereabout, including the reasons for which MAL could not participate. In light thereof, Counsel for the Applicant withdrew his request to call MAL as a witness just as he accepted that NO could not participate in the hearing.

4. Accordingly, the Tribunal ordered the hearing to be held as scheduled without either NO or MAL giving testimony.

Closing statements

5. At the end of the hearing, the Tribunal instructed the parties that they were to be ordered to submit written closing statements.

6. In light of the above,

IT IS ORDERED THAT:

7. By **4:00 p.m. on Friday, 28 February 2025**, the Applicant is to file his closing statement, which is to be seven pages maximum, using font Times New Roman, font size 12 and 1.5 line spacing. The closing statement is solely to be based on previously filed pleadings and evidence, and no new pleadings or evidence are allowed at this stage;

8. By **4:00 p.m. on Friday, 21 March 2025**, the Respondent is to file his closing statement responding to the Applicant's closing statement at a maximum length of seven pages, using font Times New Roman, font size 12 and 1.5 line spacing. The closing statement is solely to be based on previously filed pleadings and evidence, and no new pleadings or evidence are allowed at this stage;

9. By **4:00 p.m. on Friday, 28 March 2025**, the Applicant may file a statement of any final observations responding to the Respondent's closing statement. This statement of final observations by the Applicant must be a maximum of two pages, using font Times New Roman, font size 12 and 1.5 line spacing. It must be solely based on previously filed pleadings and evidence, and no new pleadings or evidence are allowed at this stage.

10. Unless otherwise ordered, on receipt of the latest of the aforementioned statements or at the expiration of the provided time limits, the Tribunal will adjudicate on the matter and deliver Judgment based on the papers filed on record.

(Signed)

Judge Francis Belle

Dated this 4th day of January 2025

Entered in the Register on this 4th day of January 2025

(Signed)

Isaac Endeley, Registrar, New York