

# 2015-UNAT-552, Gallo

## UNAT Held or UNDT Pronouncements

UNAT held that it could discern no error in UNDT's computation of the applicable time limits. UNAT considered that the UNDT decision that it had no jurisdiction to consider the merits of the Appellant's claim was reasonable and there were no grounds for overturning it. UNAT dismissed the appeal and affirmed the UNDT judgment.

## Decision Contested or Judgment/Order Appealed

The Applicant contested the findings of a Rebuttal Panel related to performance. UNDT dismissed the application on the basis that it was not receivable, given that the deadline for filing his application with UNDT had expired.

## Legal Principle(s)

The appeals procedure is of a corrective nature and is not an opportunity for a dissatisfied party to reargue his or her case.

## Outcome

Appeal dismissed on merits

Full judgment

[Full judgment](#)

Applicants/Appellants

Gallo

Entity

OIOS

Case Number(s)

2014-636

Tribunal

UNAT

Registry

New York

Date of Judgement

2 Jul 2015

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Temporal (ratione temporis)

Applicable Law

UNAT Statute

- Article 8.1
- Article 8.1(d)(i)(b)

- Article 8.3

#### UNDT RoP

- Article 7.5

#### Related Judgments and Orders

UNDT/2014/070

2012-UNAT-275

2011-UNAT-118

2014-UNAT-432