



UNITED NATIONS DISPUTE TRIBUNAL

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Case No.: UNDT/NBI/2023/001  
Order No.: 028 (NBI/2023)  
Date: 3 February 2023  
Original: English

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**Before:** Judge Agnieszka Klonowiecka-Milart, Duty Judge  
**Registry:** Nairobi  
**Registrar:** Abena Kwakye-Berko

BOZZAY

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON CASE MANAGEMENT**

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**Counsel for the Applicant:**  
Self-represented

**Counsel for the Respondent:**  
Marisa MacLennan, UNHCR  
Jan Schrankel, UNHCR

## **Introduction**

1. The Applicant, a staff member of the United Nations High Commissioner for Refugees (“UNHCR”), filed an application on 2 January 2023 to contest the decision to reduce his Standard Assignment Length (“SAL”) on medical grounds. Due to the subject matter of his application, the Applicant requests anonymity.

2. The Respondent filed a reply on 2 January 2023 in which he seeks dismissal of the application on the basis that the contested decision was well-founded and properly executed. The Respondent does not object to the motion for anonymity.

## **Case management**

3. Pursuant to art. 19 of the Rules of Procedure of the Dispute Tribunal, the Tribunal may at any time issue an order or give any direction which appears to be appropriate for the fair and expeditious disposal of a case and to do justice to the parties.

4. Having taken into consideration the pleadings of the parties, the Tribunal has concluded that the Applicant should be given an opportunity to comment on the Respondent’s reply. Should further clarification be required, the parties will be informed of the date for a case management discussion (“CMD”) once the case is assigned to a judge for adjudication.

## **ORDERS**

5. On or before 3 March 2023, the Applicant shall provide a response to the Respondent’s reply, with a specific focus on paragraphs 4 to 24 and 37 to 64, and state whether he wishes to adduce evidence, from documents or persons for the contested facts. In the latter case, the submission must clearly indicate the disputed facts, their relevance, and the means of proof. Absent an evidentiary submission, the Tribunal shall deem that the parties agree for it to proceed to judgment based on the record before it.

6. The Applicant's motion for anonymity shall be ruled on once the case is assigned to a judge.

*(Signed)*

Judge Agnieszka Klonowiecka-Milart

Dated this 3<sup>rd</sup> day of February 2023

Entered in the Register on this 3<sup>rd</sup> day of February 2023

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi