Case No.: UNDT/NBI/2023/039

Order No.: 25 (NBI/2024)
Date: 23 February 2024

Original: English

Before: Judge Sean Wallace

Registry: Nairobi

Registrar: René M. Vargas M, Officer-in-Charge

BARAZA

v.

SECRETARY-GENERAL OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:

Sètondji Roland Adjovi, Etudes Vihodé

Counsel for the Respondent:

Camila Nkwenti, UNEP

Case No. UNDT/NBI/2023/039

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Introduction

1. By an application filed on 26 April 2023, the Applicant contests the

Administration's decision to "close her complaint filed with the Office of Internal

Oversight Services alleging harassment and abuse of authority against her former

Second Reporting Officer."

2. The Respondent filed a reply on 2 June 2023 submitting that the contested

decision was lawful.

3. The Tribunal held a case management discussion ("CMD") on 22 February 2024.

At the CMD, the Applicant averred that "no genuine and serious investigation was

undertaken". The Applicant, accordingly, indicated that she needs to call 12 witnesses

to prove her case. Further, the Applicant reiterated her request for production of

documents contained in para. 51 of her application.

4. On his part, the Respondent submits that a hearing is not necessary.

Consideration

5. The Tribunal is of the view that prior to deciding on whether a hearing is

necessary or not, the Applicant is required to submit a summary of what each witness

will testify about and what the documents she requests for will show.

Conclusion

6. In view of the foregoing, IT IS ORDERED that on or before **Friday**,

1 March 2024, the Applicant shall file a summary of:

a. What testimony each witness would provide; and

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b. What each requested document would show.

 $\begin{array}{c} \textit{(Signed)} \\ \text{Judge Sean Wallace} \\ \text{Dated this } 23^{\text{rd}} \text{ day of February 2024} \end{array}$

Entered in the Register on this $23^{\rm rd}$ day of February 2024

(Signed) René M. Vargas M, Officer-in-Charge, Nairobi