



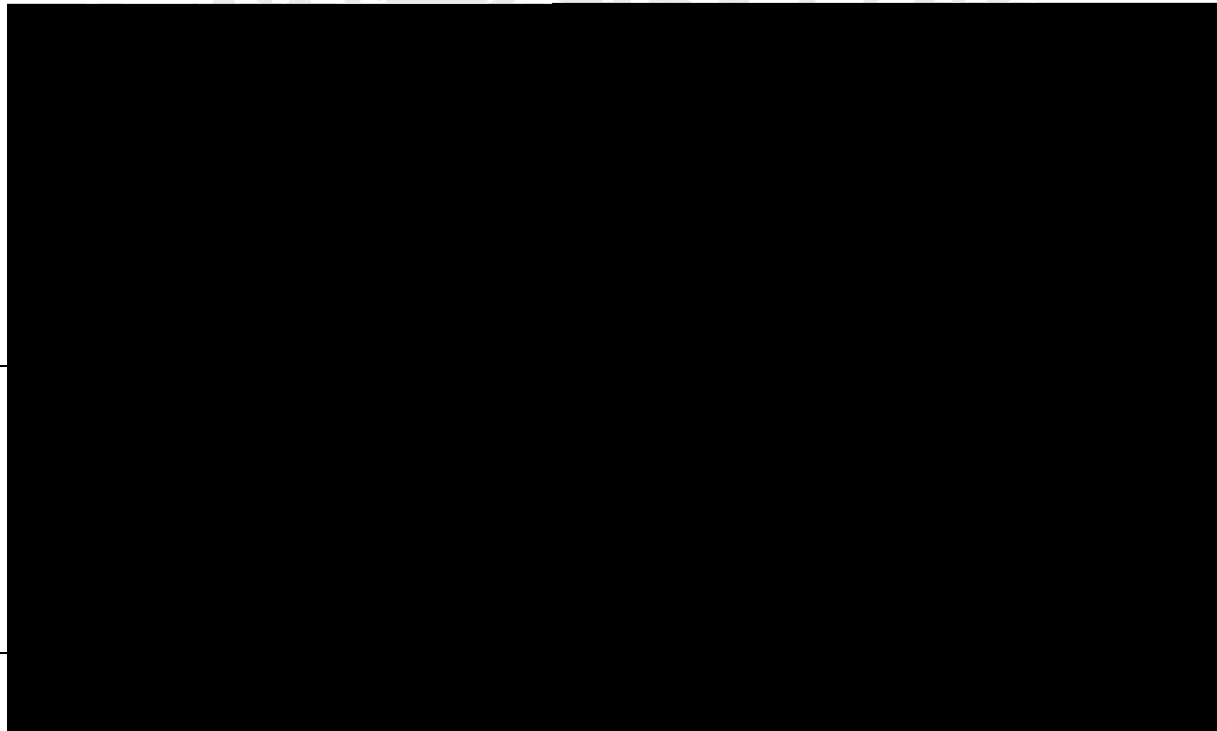
UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D 'APPEL DES NATIONS UNIES

Case No. 2010-119

Rolland
(Appellant)

v.

Secretary-General of the United Nations



Counsel for Appellant: Gritakumar E. Chitty

**ROLLAND'S REQUEST FOR EXTENSION OF TIME TO FILE
ADDITIONAL SUBMISSION AND ANSWER TO CROSS-APPEAL**

1. On 18 May 2010, the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) issued Judgment No. UNDT/2010/ 095 in respect of an application by Catherine Rolland (Rolland). Rolland appealed that Judgment on 24 July 2010. On 12 November 2010, the Secretary-General filed his Answer and a Cross-Appeal.
2. By letter dated 31 December 2010, Counsel for Rolland seeks an extension of time with respect to two distinct filings. First, he seeks a 30-day extension to file an answer to the Secretary-General's Cross-Appeal; and second, he requests 30 additional days to file a

Tribunal has repeatedly held that it “has been strictly enforcing, and will continue to strictly enforce, the various time limits”.²

5. I am not persuaded that the present casewarrants an extension of time to file an answer to the cross-appeal. Because Rolland has an appeal pending before the Appeals Tribunal, she should have ensured to maintain contact to her counsel throughout the proceedings. The relocation to another country is not a convincing reason warranting an extension of time and the situation, as presented, suggests that Rolland failed to exercise due diligence in pursuing her case. Therefore, her request for an extension of time to file an answer to the Secretary-General’s Cross-Appeal must fail.

6. Counsel for Rolland further requests 30 additional days to file a “reply” to the Secretary-General’s Answer. The Appeals Tribunal’s Statute and Rules do only provide for the filing of an appeal and answer. Under Article 31(1) of the Rules, the Appeals Tribunal may allow additional pleadings in exceptional circumstances.³ In the present case, counsel for Rolland has made no effort to demonstrate exceptional circumstances warranting, in this particular case, the filing of additional submissions. Accordingly, her request for an extension of time to file a reply has become moot.

² See *Al-Qubbi v. Secretary-General*, D. 2002/25 (U.N. App. Div. I, 2002), paras. 17-19.

