

Introduction

1. On 15 January 2024, the
of the request for review dated 10.01.2007, which was transferred from the Joint
Disciplinary Committee () to the United Nations Dispute Tribunal following
the closure of the JDC and the establishment of the Dispute Tribunal in July 2009.
2. y email
dated 15 January 2024 that his application could not be processed due to filing
deficiencies and requested him to resubmit it in the proper format.
3. On 25 January 2024 and 16 February 2024, the Registry sent email reminders
to the Applicant and offered him technical assistance with the filing, if needed.
4. On 19 February 2024, the Applicant properly refiled his application, which was
served on the Respondent on the same day.
5. On 1 March 2024, the Respondent filed a motion stating that the application is
suspend the deadline for the
filing of his reply and to determine the receivability of the application as a preliminary
matter.

Facts

- 6.

9. On 1 April 2008, a United States court sentenced the Applicant to 97 months in prison following his criminal conviction, on 7 June 2007, for acts related to his employment with the Procurement Division.

10. As of 1 July 2009, the General Assembly abolished the JDC and all cases pending before the JDC were transferred to the newly established Dispute Tribunal.

11. On 10 September 2019, the Applicant wrote to the Director of the

raise the issue, because it constitutes a matter of law and the Statute prevents the [Dispute Tribunal] from receiving *Christensen*, paras. 20-21).

19. In his refiled application, the Applicant requests the Tribunal adjudicate upon the Request for Review dated 10.01 which, the Applicant alleges, has remained pending before the Dispute Tribunal since July 2009 when the case was transferred to it following the closure of the JDC.

20. The Tribunal has considered the fact that on 10 January 2007, the Applicant did request a review of the contested decision and that on 4 April 2007, he was advised by the then Counsel for the Respondent that his request for review was pending before the JDC.

21. However, the Tribunal observes that the Applicant has not provided any evidence such as a case number or any official communication to support his assertion that his request for review has been pending before the Dispute Tribunal since July 2009. The Dispute Tribunal has no record of any case filed by the Applicant ever having been transferred to it from JDC when the new system of internal justice at the United Nations took force in July 2009.

subsequent failure to pursue the claim for over 12 years, and the absence of any record of a case transferred to it, the Tribunal does not consider itself seized of the application filed in 2007, before the JDC. Therefore, the Tribunal finds that the application is not receivable.

22. Finally, since the Tribunal has found that the application is not receivable, there is no need for the Respondent to file a reply on the merits.

Conclusion

23. The application is dismissed as not receivable.

24. motion to suspend the deadline for filing his reply is granted.

(Signed)

Judge Joelle Adda

Dated this 7th day of March 2024

Entered in the Register on this 7th day of March 2024

(Signed)

Isaac Endeley, Registrar, New York