
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2019/056
Order No.: 129 (NY/2019)
Date: 12 September 2019
Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Nerea Suero Fontecha

HALIDOU

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON CASE MANAGEMENT

Counsel for Applicant:

Sètondji Roland Adjovi

Counsel for Respondent:

Matthias Schuster, ALD/OHR, UN Secretariat

Susan Maddox, ALD/OHR, UN Secretariat

Introduction

1. The Applicant, a former Security Officer with the United Nations Multidimensional Integrated Stabilization Mission in the Central African Republic (MINUSCA), contests the decision to separate him from service with compensation in lieu of notice and with termination indemnity for allegedly physically assaulting a security guard employed by

and Mr. Banengei. The MINUSCA SIU did not interview Mr. Yadendji and Mr. Yaderendji.

5. Under the jurisprudence of the Appeals Tribunal, the Dispute Tribunal can rehear witnesses and gather additional evidence to examine and assess whether the standard of proof has been met (see *Nadasan* 2019-UNAT-918, paras. 39-40).

6. In light of the Applicant's claim that there was a breach of procedural fairness, the Tribunal finds it necessary to hear from Mr. Yadendji and Mr. Yaderendji, two security guards who witnessed the incident