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UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2018/059

Order No.: 12 (NY/2020)

Date: 20 January 2020

Original: English

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**Before:** Judge Joelle Adda

**Registry:** New York

**Registrar:** Nerea Suero Fontecha

SULEMANI

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER**

**ON CASE MANAGEMENT**

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**Counsel for Applicant:**  
Mbili Bunjuki

**Counsel for Respondent:**

## **Introduction**

1. The Applicant, a former staff member with the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (“MONUSCO”), contests the Administration’s decision not to renew his fixed-term appointment beyond 30 June 2018 as a result of downsizing. The application was initially filed with the Nairobi Registry on 12 September 2018.

2. On 16 November 2018, the case was transferred to the New York Registry, and on 20 January 2020, **it was** assigned to the undersigned Judge.

## **Considerations**

3. Pursuant to art. 8.1 of its Statute, **the** Dispute Tribunal has jurisdiction to consider applications appealing an administrative decision only when a staff member has previously submitted the contested decision for management evaluation. As the Appeals Tribunal held in *Aliko* 2015-UNAT-540, at para. 38, the Dispute Tribunal has no competence to address the allegations not raised in the management evaluation request.

4. The Tribunal notes that in the application, the Applicant contests the

6. In light of the above,

IT IS ORDERED THAT:

7. By **4:00 p.m. on Friday, 24 January 2020**, the Respondent is to file a copy of the Applicant's request for management evaluation of 16 July 2018.

*(Signed)*

Judge Joelle Adda

Dated this 20<sup>th</sup> day of January 2020