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UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2021/042

Order No.: 023 (NY/2022)

Date: 3 March 2022

Original: English

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**Before:** Judge Joelle Adda

**Registry:** New York

**Registrar:** Nerea Suero Fontecha

APPLICANT

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

**ORDER**

**ON**



personal embarrassment and discomfort are not sufficient grounds to grant confidentiality.” (see *Buff* 2016-UNAT-639).

6. In this case, the Tribunal considers that as the matter concerns the Applicant’s conduct during a recruitment process, there are no compelling grounds to grant the Applicant’s request for anonymity. Should there be any sensitive medical information pertinent to the case, the information can be appropriately redacted or kept confidential.

*Case management*

Agreed and disputed facts

7. The Applicant submits that the disciplinary decision against the Applicant was unlawful because (a) the facts on which the sanction is based have not been established; (b) the established facts do not qualify as misconduct under the Staff Regulations and R

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14. Upon receipt of the above-referred submissions, the Tribunal will issue the relevant instructions for further case management.

*(Signed)*

Judge Joelle Adda

Dated this 3<sup>rd</sup> day of March 2022