

UNITED NATIONS DISPUTE TRIBUNAL

## Introduction

1. On 8 September 2021, the Applicant filed ~~the~~ application in which he contests the acting United Nations Medical Doctor's decision to deny the Applicant's "request to establish a medical board" of 6 April 2021.
2. On 16 September 2021, the Respondent filed ~~a~~ motion to determine receivability as a preliminary matter in Case No. UNDT/NY/2021/038 by which he also requested the deadline for filing the reply to be suspended.
3. By Order No. 86 (NY/2021) dated 20 September 2021, the Duty Judge of the Dispute Tribunal in New York granted the Respondent's 16 September 2021 motion in Case No. UNDT/NY/2021/038. She therefore ordered that (a) the issue of receivability ~~is~~ to be determined as a preliminary matter once the case is assigned to a Judge of the Dispute Tribunal for adjudication, (b) the deadline for submitting the reply ~~was~~ suspended until further notice and (c) the Applicant could file his observations in response to the Respondent's contentions ~~of~~ receivability by 4 October 2021.
4. The Applicant duly filed his observation on 4 October 2021.
5. By Order No.004 dated 11 January 2022, the Tribunal ordered the parties to file some additional submission on whether the case concerned an appealable administrative decision.
6. The Respondent filed his submission on 24 January 2022 and the Applicant his observations thereto on 4 February 2022.







18. By 4:00 p.m. on Thursday, 19 May 2022, the Respondent is to file his reply. Applicant's motions of 8 September 2021 for a ~~three~~ <sup>five</sup> panel and production of additional evidence are rejected;

19. By 4:00 p.m. on Thursday, 26 May 2022, the Applicant is to file his final observations, if any, to the reply. This submission must be a maximum of ~~five~~ <sup>five</sup> pages, using Times New Roman, font 12 and 1.5 line spacing. It must be solely based on previously filed pleadings and evidence, and no new pleadings or evidence are allowed at this stage.

20. Unless otherwise ordered, on receipt of the latest of the aforementioned statements or at the expiration of the provided time limits, the Tribunal will adjudicate on the matter and deliver Judgment based on the papers filed on record.

*(Signed)*

Judge Joelle Adda

Dated this 5<sup>th</sup> day of May 2022