
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2023/038
Order No.: 072 (NY/2024)
Date: 26 June 2024
Original: English

Before: Judge Margaret Tibulya

Registry: New York

Registrar: Isaac Endeley

ROTHEROE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER
ON CASE MANAGEMENT

Counsel for Applicant:

George G. Irving

Counsel for Respondent:

Miryoung An, DAS/ALD/OHR, UN Secretariat
Halil Göksan, DAS/ALD/OHR, UN Secretariat

Introduction

1. On 27 October 2023, the Applicant, a former Deputy Director of Investment Management with the

the decision to impose upon her the disciplinary measure of separation from service with compensation in lieu of notice and without termination indemnity.

2. On 24 November 2023, the Respondent filed a reply in which he contends that the application is without merit.

3. By Order No. 007 (NY/2024) dated 23 January 2024, the Tribunal instructed the parties to file (a) consolidated lists of agreed and disputed facts and (b) separate submissions on whether they request additional, written and/or oral, evidence to be produced.

4. On 22 March 2024, the parties duly complied with Order No. 007 (NY/2024).

5. On 1 April 2024, the case was assigned to the undersigned Judge.

6. On 29
virtually via MS Teams to discuss the further proceedings.

Considerations

Hearing of the case

7. Having considered representations made at the CMD, the Tribunal notes that the Applicant wishes to have a hearing on the merits in this case and has identified some potential witnesses to give testimony while the Respondent

Case No. UNDT/NY/2023/038

Order No. 072 (NY/2024)

the opportunity to con

b. two Special Audit Review Reports of the Office of Internal Oversight Services;

c. the Draft Governance Audit Report; and

d. any interviews by OIOS of potential victims V01 and V03 in which the Applicant is discussed.

14. Other practicalities regarding the hearing, as directed by the Tribunal, will, in due course, be handled by the Registry in communication with the parties.

(Signed)

Judge Margaret Tibulya

Dated this 26th day of June 2024

Entered in the Register on this 26th day of June 2024

(Signed)

Isaac Endeley, Registrar, New York