

11. The Tribunal issued Order No. 189 (NBI/2016) on 8 April 2016 denying the motion for extension of time, so that the hearing could proceed as previously scheduled. Parties were informed that if the Applicant was unable to comply with the Tribunal's timeline for the hearing, the scheduling order would be vacated and the matter allocated to another judge.

12. On 11 April 2016, the Registry received a communication from counsel acting for the Applicant indicating his inability to comply with the terms stated in Order No. 189 (NBI/2016) and moving for the matter to be allocated to another judge.

13. On 11 April 2016, the Tribunal issued Order No. 192 (NBI/2016) indicating that this matter would be transferred to the docket of a different judge.

14. This matter is now assigned to Judge Alexander W. Hunter, Jr., who has decided to hold a case management discussion with the parties.

15. On 13 January 2017, the Tribunal issued Order No. 008 (NBI/2017) directing the Parties to attend a case management discussion on 31 January 2017. The Parties were also directed to file a paginated bundle of documents, as well as statements of any witnesses they may wish for the Tribunal to hear.

16. The CMD took place on 31 January 2017 by teleconference in the

20. The Respondent is required to include in his submissions the exact amount that was recovered from the Applicant.

21. The Tribunal directs the parties to ensure that their closing submissions include a clear and chronological list of facts leading up to the separation of the Applicant and a list of legal issues that they contend must be deliberated and decided upon by this Tribunal.

(signed)

Judge Alexander W. Hunter, Jr.

Dated this 1st day of February 2017

Entered in the Register on this 1st day of February 2017

(signed)

Abena Kwakye-Berko, Registrar, Nairobi