
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2019/033
Order No: 230 (NBI/2020)
Date: 23 November 2020
Original: English

Before: Judge Agnieszka Klonowiecka Milart
Registry: Nairobi
Registrar: Abena Kwakye Berko

KUATE

v.

SECRETARY GENERAL
OF THE UNITED NATIONS

ORDER ON CASE MANAGEMENT

Counsel for the Applicant:
Jean Jacques Kouembeu Tagne

Counsel for the Respondent:
Nicole Wynn, AAS/ALD/OHR
Rosangela Adamo, AAS/ALD/OHR

Introduction

1. The Applicant is a Conduct and Discipline Officer at the ~~3rd~~ level, working with the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo ("MONUSCO").¹
2. By an application filed on 22 March 2019, the Applicant challenges a decision to make deductions from his salary to be paid ~~to~~ his wife to satisfy child support obligations since November 2015 to present and recoveries of other related entitlements made by the Organization.²
3. The Respondent filed a reply on 26 April 2019 in which it is argued ~~that~~ that contested decisions were ~~lawfu~~ lawful.
4. The Tribunal noted lack of clarity regarding the court decision(s) based upon which the Respondent proceeded with the deductions. In response to ~~Order~~ Order No. 190 (NBI/2020), the Respondent clarified that certain communications directed to the Applicant had been made in error. As a follow up, the Tribunal requests further clarifications.

ORDERS

5. The Respondent is required ~~to~~ explain
 - a. on what basis the Respondent considered that Judgment No 730 (the first instance divorce judgement) was enforceable ~~in~~ despite having been appealed in relation to (a) custody over the children and (b) separation of the spouses
 - b. whether or not the fact that the Organization considered the Applicant

Grande Instance du Wouri in Cameroon on 25 November 2015 (para 32 of the reply) had an impact on the amount of deductions made in account of dependency for the period between the date of Order No. 791 and the finality of divorce decision.

6. The Applican