
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2023/074
Order No.: 153 (NBI/2023)
Date: 3 October 2023
Original: English

Before: Judge Sean Wallace
Registry: Nairobi
Registrar: Eric Muli, Officer-in-Charge

APPLICANT

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**MOTION FOR AN EXTENSION OF
TIME TO FILE AN APPLICATION**

Counsel for the Applicant:
Jason Biafore, OSLA

Counsel for the Respondent:
DAS/ALD/OHR, UN Secretariat

stages of *bona fide* settlement discussions with the objective being to avoid litigation of this matter before the Tribunal; and there was an unavoidable late change of counsel within the Office of Staff Legal Assistance (“OSLA”), whereby the Applicant’s legal representation would be compromised, and the Applicant thereby prejudiced without an extension of time to file.

6. As the parties are engaged in *bona fide* settlement discussions to avoid litigation of this matter before the Tribunal, granting his motion would contribute to a satisfactory resolution of this matter without recourse to litigation.

7. The Tribunal agrees with the Applicant that requiring a complete application at this time could result in “the hardening of positions between the Parties and thereby undermine the *bona fide* efforts at informal resolution, or otherwise prejudice the Applicant’s litigation posture”.

8. The Tribunal find the reasons advanced by the Applicant to be exceptional as required by art. 8.3 of the Statute.

IT IS ORDERED THAT:

9. The motion for an extension of time to file an application until 1 November 2023 is granted.

(Signed)

Judge Sean W6792 reW*in(ge)4()(pti)-99