

Introduction

1. By Order No. 102 (NY/2022) dated 11 November 2022, the Tribunal ordered:
 - a. The Respondent to update his 2 November 2022 submission on the Applicant's disclosure requests; and
 - b. The Applicant to update her 9 November 2022 submission regarding the Respondent's compliance with her disclosure requests.
2. On 23 November 2022, the Respondent filed his submission as per Order No. 102 (NY/2022) and submitted, *ex parte*, Annex R19.
3. On 30 November 2022, the Applicant filed a motion for joinder and, on 7 December 2022, the Respondent filed his opposition to said motion.
4. On 9 December 2022, the Applicant filed her updated submission as per Order No. 102 (NY/2022).

Consideration

The Applicant's disclosure requests

5. The Tribunal notes that several exchanges have taken place in relation to the Applicant's motion for disclosure of evidence, and the parties have had ample opportunity to submit their views in this respect.
6. In paras. 7 and 10 of Order No. 096 (NY/2022), the Tribunal noted that, in summary, the Applicant sought disclosure of:
 - a. "[T]he notice to [AJ] that he was subject to investigation and the closure report created by OIOS";

b. “[A] screenshot of the OIOS case log indicating the documents created during this investigation”;

c.

previously available to the Applicant, the Tribunal finds it appropriate to disclose it to her.

11. Considering that the aforementioned document contains information

22. In preparation for the hearing, the Tribunal deems it appropriate to invite the parties to update their list of witnesses to be called, if any.

23. In light of the above,

IT IS ORDERED THAT:

24. **By 3 p.m. on Monday, 13 February 2023**, the Respondent is to produce a redacted version of Annex R19 as indicated in para. 11 above, which will be shared with the Applicant on an under seal basis;

25. The Applicant's request to order the Respondent to produce as evidence Annex R9 of Case No. UNDT/NY/2022/003 into the present case is granted;

26. **By 3 p.m. on Monday, 13 February 2023**, the Respondent is to file the above-mentioned evidence;

27. The Applicant's motion for joinder is rejected;

28. **By 3 p.m. on Friday, 17 February 2023**, each party is to provide the Tribunal with an updated list of witness(es) to be called for the hearing indicating what disputed fact(s) each of these witnesses is to give testimony about, also setting out the proposed

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