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UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2022/035

Order No.: 030 (NY/2023)

Date: 6 April 2023

Original: English

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**Before:**

## **Introduction**

1. On 28 June 2022, the Applicant, a former staff member of the Office of Internal Oversight Services (“OIOS”) who separated from service on 30 June 2022, filed an application with the Tribunal contesting the “long-term harassment, abuse of authority, humiliation, and retaliation suffered during the last four years of [his] career”. In his application, he also requested authorization to exceed the 10-page limit.

2. On 12 July 2022, the Respondent filed a motion for summary judgment arguing that the application is manifestly not receivable as a matter of law. He also objected to the Applicant’s request to exceed the page limit and requested the Tribunal to grant his motion, to dismiss the application as not receivable, and to suspend the Respondent’s deadline to file a reply pending the Tribunal’s determination of his motion.

3. On 17 July 2022, the Applicant filed a submission requesting the Tribunal, *inter alia*, to dismiss the Respondent’s motion, to deny the Respondent’s request to suspend the deadline to file a reply on the merits and to consider his case receivable.

4. On 15 March 2023, the present case was assigned to the undersigned Judge and was included in his docket for his current deployment.

## **Consideration**

5. Having considered the parties’ submissions to date and the evidence on record, the Tribunal finds that the receivability of the application should be determined as a preliminary matter and that this can be done on the papers without holding a hearing. Consequently, the Tribunal will proceed to determine the issue of receivability.

## **IT IS ORDERED THAT**

6. The Applicant’s request to exceed the page limit is exceptionally granted considering the matters raised therein; and

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