



**UNITED NATIONS APPEALS TRIBUNAL
TRIBUNAL D'APPEL DES NATIONS UNIES**

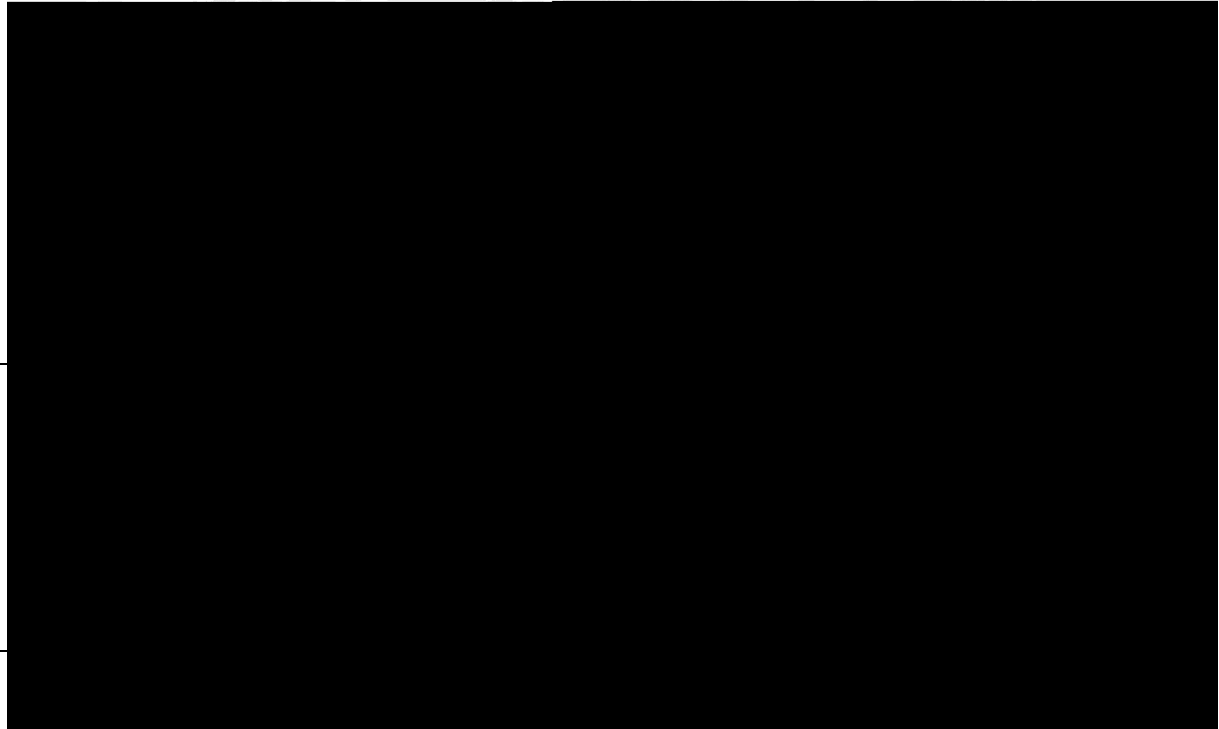
Case No. 2010-141



**Thiam
(Appellant)**

v.

Secretary-General of the United Nations



Counsel for Appellant: Self-represented

REQUEST FOR LEAVE TO FILE REPLY TO RESPONDENT'S ANSWER

1. On 30 September 2010, Mohamed Thiam (Thiam) filed an appeal against Judgment No. UNDT/2010/131 rendered by United Nations Dispute Tribunal (Dispute Tribunal or UNDT) on 22 July 2010. The Secretary-General filed his Respondent's Answer on 19 November 2010.
2. On 19 December 2010, Thiam filed Appeal's observations to the Respondent's answer to the Appeal of UNDT Judgment No2010/131 .
3. Articles 8 and 9 Of the United Nations Appeals Tribunal's Rules of Procedure (Appeals Tribunal and Rules, respectively) provide for an appellant to submit an appeal form, accompanied by a brief, and for respondent to submit an answer form, accompanied by a brief. There is no provision under the Rules for the parties to submit additional pleadings.
4. Under Article 31(1) of the Rules the Appeals Tribunal may however allow additional pleadings in exceptional circumstances.
5. A review of Thiam's suggested additional filing reveals that his submissions relate directly to the receivability of the appeal which the Secretary-General has challenged in his Respondent's Answer. In my view this justifies a finding of exceptional circumstances warranting the filing of Thiam's additional pleading.

