Case No.:
 UNDT/NBI/2024/059

 Judgment No.:
 UNDT/2024/065

 Date:
 26 September 2024

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Introduction

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May 2024, to close her case (after having paid the costs, the Applicant was charged off by the hospital where her husband was hosted till his death).

- 6. In its letter, Cigna Healthcare, partially acknowledging its delay in intervening in the case, informed the Applicant that a guarantee of payment had been issued on 31 March 2024, and that it could not be held responsible for the unfortunate death of her husband.
- 7. The primary issue to be determined in this case is the application's receivability.
- 8. The Tribunal may consider matters of receivability on a priority basis without transmitting the application to the Respondent or awaiting the Respondent's reply before considering the request.¹. Therefore, after reviewing the application and its annexes, the Tribunal finds that the matter can be determined on a priority basis without transmitting a copy of the application to the Respondent for a reply
- 9. Article 2(1) (a) of the UNDT Statute reads:

The Dispute Tribunal shall be competent to hear and pass judgement on an application filed by an individual [...].

- (a) To appeal an administrative decision that is alleged to be in non-compliance with the terms of appointment or the contract of employment. The terms "contract" and "terms of appointment" include all pertinent regulations and rules and all relevant administrative issuances in force at the time of alleged non-compliance [...]
- 10. Given that a staff member can challenge before this Tribunal an "administrative decision alleging non-compliance with [her] contract of employment or terms of appointment.", the Tribunal notes that the Applicant, self-represented, challenges only the letter from Cigna Healthcare, which was issued by a third party and does not constitute a reviewable administrative decision coming from the Organization.

¹ *Morales* UNDT/2019/158; *Prakash* UNDT/2021/083, *White* UNDT/2021/089; *Cherneva* UNDT/2021/101.