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**OFFICE OF INTERNAL OVERSIGHT SERVICES
INVESTIGATIONS DIVISION**

*This Report is protected by paragraph 18 of
ST/SGB/273 of 7 September 1994*

**REPORT OF THE INVESTIGATION OF AN ALLEGATION OF SEXUAL
ABUSE AGAINST A [REDACTED]**

REDACTED REPORT

ID Case No. 0040-07

22 JUNE 2007

STRICTLY CONFIDENTIAL

This Investigation Report of the Investigations Division of the United Nations Office of Internal Oversight Services is provided upon your request pursuant to paragraph 1(c) of General Assembly resolution A/R ES/59/272. The report has been redacted in part pursuant to paragraph 2 of this resolution to protect confidentiality and sensitive information. OIOS's transmission of this Report does not constitute its publication. OIOS does not bear any responsibility for any further dissemination of the Report.

CONFIDENTIAL

United Nations
INTEROFFICE MEMORANDUM



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MEMORANDUM INTERIEUR

TO: [REDACTED]

A: [REDACTED]

THROUGH:
S/C DE: [REDACTED]

FROM: [REDACTED]

DE: [REDACTED]

SUBJECT: **Report of the investigation of an allegation of sexual abuse against a [REDACTED]**

OBJET: [REDACTED]

1. On [REDACTED] the Investigations Division of the Office of Internal Oversight Services (ID/OIOS) received an allegation of sexual abuse against [REDACTED] a [REDACTED]

[REDACTED] in [REDACTED] from the [REDACTED]

[REDACTED] in the [REDACTED]

In particular, it was alleged that on [REDACTED] [REDACTED] raped a [REDACTED] national (hereafter referred to as [REDACTED]), who was employed as a [REDACTED] at [REDACTED] in [REDACTED].

2. ID/OIOS conducted an investigation into the matter, which included, but was not limited to, interviews with [REDACTED] with [REDACTED] with other persons and with [REDACTED]. The information obtained from the interviews is as follows:

Interview of [REDACTED]

3. During [REDACTED] interview, [REDACTED] stated that [REDACTED] had been employed as a [REDACTED] at [REDACTED] residence, from [REDACTED] to [REDACTED]. According to [REDACTED], [REDACTED] made unwelcome sexual advances towards [REDACTED] shortly after [REDACTED] started [REDACTED] employment. But [REDACTED] rejected [REDACTED] advances, telling [REDACTED] that [REDACTED] was a married [REDACTED] with [REDACTED] children.

4. [REDACTED] further stated that on the morning of [REDACTED] when [REDACTED] was working at [REDACTED] residence, [REDACTED] was about to take a shower and was only wearing a towel around [REDACTED] waist. [REDACTED] asked [REDACTED] to go into [REDACTED] bedroom to collect [REDACTED] shoes, which [REDACTED] did. According to [REDACTED], when [REDACTED] turned to leave the room, [REDACTED] blocked [REDACTED] exit, grabbed [REDACTED] by the throat, pushed [REDACTED] onto the bed, and raped [REDACTED].

5. After the alleged rape, [REDACTED] returned home, showered and washed [REDACTED] clothes. [REDACTED] said that [REDACTED] did not seek any medical treatment following [REDACTED] alleged rape because [REDACTED] did not sustain any injuries. [REDACTED] later, [REDACTED] returned to [REDACTED] residence and prepared [REDACTED].

lunch. [redacted] added that despite [redacted] alleged rape, [redacted] continued to work for [redacted] but ensured that they were never alone together in the house.

6. On [redacted] told [redacted] about the alleged rape. [redacted] terminated [redacted] employment on [redacted]. According to [redacted], [redacted] told [redacted] that [redacted] services were no longer necessary.

7. [redacted] also stated that both [redacted] and [redacted] were in dispute with [redacted] over the latter's alleged failure to pay [redacted] salary for the months of [redacted] but [redacted] denied that this dispute had any bearing on [redacted] complaint.

Interview of [redacted]

8. During [redacted] interview with OIOS, [redacted] corroborated the account provided by [redacted] [redacted] added that on [redacted] reported the alleged rape to [redacted] who told [redacted] that [redacted] would follow-up on the case and would call [redacted] back. According to [redacted] however, the latter failed to do so.

Interview of [redacted]

9. [redacted] confirmed that [redacted] meet with [redacted] on [redacted] but, contrary to the account of [redacted], [redacted] advised OIOS that [redacted] did not tell [redacted] that [redacted] had raped [redacted]. According to [redacted], [redacted] only mentioned that [redacted] had had sexual relations with [redacted] and this is why [redacted] did not document [redacted] meeting with [redacted] and did not inform the [redacted] about [redacted] complaint.

10. [redacted] further stated that [redacted] informed [redacted] that [redacted] and [redacted] were in dispute with [redacted] over the latter's alleged failure to pay [redacted] salary for the months of [redacted] but denied that this dispute had any bearing on the complaint.

Interview of [redacted]

11. [redacted] confirmed that [redacted] employed [redacted] as [redacted] between [redacted] and [redacted] but [redacted] denied making unwelcome sexual advances towards [redacted] having had any type of sexual relations with [redacted] or raping [redacted].

12. [redacted] also denied owing [redacted] any wages and stated that [redacted] believed that the complaint against [redacted] was motivated by [redacted] refusal to [redacted] as requested by [redacted]. According to [redacted] [redacted] was a [redacted] who was paid a commission - equivalent to [redacted] - on every [redacted] was able to lease. [redacted] stated that [redacted] refused to [redacted], even though [redacted] threatened [redacted] that [redacted] would made allegations against [redacted] to [redacted].

13. [redacted] further stated that [redacted] terminated [redacted]s employment in [redacted] and employed another [redacted] subsequently re-hired [redacted] after representations from [redacted], but after speaking to [redacted] about [redacted] problems with [redacted] once again decided to terminate [redacted] employment.

Interview of [REDACTED]

14. [REDACTED] of [REDACTED] in [REDACTED] and [REDACTED] supervisor corroborated the account of [REDACTED] confirming that [REDACTED] had spoken to [REDACTED] about [REDACTED] alleged problems with [REDACTED]) and [REDACTED]

15. [REDACTED] also confirmed that [REDACTED] had told [REDACTED] that [REDACTED] was pressuring [REDACTED] to [REDACTED] another [REDACTED] and had demanded money, or [REDACTED] would make allegations about [REDACTED] to [REDACTED]. According to [REDACTED] [REDACTED] advised [REDACTED] to report [REDACTED] concerns to [REDACTED] and to terminate [REDACTED] s employment.

Conclusions and Recommendation

16. Given the circumstances of this case, namely: (i) the fact that no medical evidence could be obtained; (ii) the questionable conduct of [REDACTED], who after [REDACTED] alleged rape, returned to the home of [REDACTED] to prepare [REDACTED] lunch and continued working for [REDACTED] until [REDACTED] terminated [REDACTED] employment, coupled with [REDACTED] failure to report the matter for a certain period; (iii) the fact that the account offered by [REDACTED] about [REDACTED] alleged problems with both [REDACTED] and [REDACTED] was corroborated by [REDACTED] supervisor; ID/OIOS concludes that the allegation of rape against [REDACTED] is unsubstantiated.

17. Consequently, ID/OIOS recommends that [REDACTED] provide a copy of this report to [REDACTED], so that both the [REDACTED] and [REDACTED] be informed that the allegation made against [REDACTED] cannot be substantiated. [REDACTED]

18. Your response as to any actions taken or considered with respect to this report of investigation would be greatly appreciated by [REDACTED]. Should you have any questions or comments, please do not hesitate to contact me at [REDACTED]. [REDACTED]

19. Thank you and best regards.

cc: [REDACTED]