



**Before:** Judge Thomas Laker

**Registry:** Geneva

**Registrar:** Víctor Rodríguez

SAMUEL-THAMBIAH

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

---

**JUDGMENT**

---

**Counsel for Applicant:**  
Ammal Oummih

**Counsel for Respondent:**  
Bettina Gerber, UNOG

## **Introduction**

1. By application dated 22 April 2010, the applicant contested the “[f]ailure for [the Human Resources Management Service (HRMS), United Nations Office at Geneva (UNOG)] to issue a temporary contract of employment and attempting to change the terms and duration of the contract ‘midstream’”.

## **Facts**

2. Upon receipt of the said application at the Geneva Registry of the United Nations Dispute Tribunal on 22 April 2010, it was transmitted to the respondent on 23 April 2010 for reply.

3. The respondent’s reply was submitted on 21 May 2010.

4. On 18 June 2010, the parties were informed that the Judge entrusted with examining the case intended to decide on this application by summary judgment and they were invited to take position thereon by no later than 5 July 2010.

5. On 25 June 2010, the counsel for applicant addressed to the Tribunal a request for extension of time to file final observations until 19 July 2010, which was granted on 28 June 2010.

6. On 19 July 2010, the counsel for applicant informed the Tribunal that the applicant had “decided not to further pursue the matter”, and requested same “to dismiss the application on withdrawal by applicant”.

## **Considerations**

7. The Tribunal takes note that the applicant withdraws his application at this stage.

**Conclusion**

8. In view of the foregoing, the Tribunal DECIDES:

This application having been withdrawn, it no longer constitutes a matter for adjudication before the Tribunal. Accordingly, the proceedings are hereby closed.

*(Signed)*

Judge Thomas Laker

Dated this 10<sup>th</sup> day of August 2010

Entered in the Register on this 10<sup>th</sup> day of August 2010

*(Signed)*

Víctor Rodríguez, Registrar, UNDT, Geneva