



Before: Judge Alexander W. Hunter, Jr.

Registry: New York

Registrar: Nerea Suero Fontecha

DEL PRADO

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

JUDGMENT

ON WITHDRAWAL

Counsel for Applicant:
Mohamed Abdou, OSLA

Counsel for Respondent:
Jérôme Blanchard, HRMS/UNOG

Introduction

1. On 24 May 2018, the Applicant, a Human Rights Officer at the P-3 level, step 13, filed an application contesting the decision not to consider the Applicant's candidacy for the 2018 sabbatical leave programme and the related decision not to submit the Applicant's file to the Office of Human Resources in New York (previously named Office of Human Resources Management) for consideration. As remedies, the Applicant sought that the impugned decision be rescinded and that his application for the sabbatical leave programme be reconsidered.

2. On 27 June 2018, the Respondent duly filed his reply, submitting the application was without merit.

3. By Order No. 9 (NY/2019) dated 9 January 2019, the Tribunal instructed the parties to file a joint submission by 29 January 2019, outlining, *inter alia*, the agreed and disputed facts and informing the Tribunal about their willingness to enter into negotiations on resolving the case amicably.

4. On 23 January 2019, the Applicant, by and through his Counsel, submitted a "Notice on withdrawal," stating, *inter alia*, that,

... The Applicant considers that his admission to 2019 Sabbatical Leave Programme effectively resolves his grievances and adequately remedy the breaches of his contractual rights.

.. The Applicant hereby informs the Tribunal that he no longer wishes to pursue this case.

Consideration

5. The Tribunal commends the parties for their successful *inter partes* settlement negotiations and sees no obstacle to the withdrawal of this case.

Conclusion

6. Case No. UNDT/NY/2018/069 is closed and the Applicant is without liberty to reinstate.

(Signed)

Judge Alexander W. Hunter, Jr.

Dated this 25th day of January 2019

Entered in the Register on this 25th day of January 2019

(Signed)

Nerea Suero Fontecha, Registrar