



Before: Judge Goolam Meeran

Registry: New York

Registrar: Nerea Suero Fontecha

LYNN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

JUDGMENT

ON WITHDRAWAL

Counsel for Applicant:

Brandon Gardner, OSLA

Counsel for Respondent:

Nicole Wynn, ALD/ OHR, UN Secretariat

Rosangela Adamo, ALD/OHR, UN Secretariat

Introduction

1. On 6 August 2018, the Applicant filed an application contesting the selection decision relating to Job Opening 93100 (“JO 9310”) in the United Nations Assistance Mission for Iraq (“UNAMI”). He claimed that the Administration acted unlawfully by closing JO 93100 without filling the post and advertising a temporary job opening to fill the same position after the selected candidate declined the offer. The Applicant submitted that he was identified in the selection memorandum as the next alternate suitable and rostered candidate. Therefore, he should have been selected.

2. The Respondent replied that the application was moot and not receivable since UNAMI cancelled the temporary job opening and was considering the Applicant together with the other recommended candidate for selection under the resumed recruitment exercise for JO 93100.

3. On 4 June 2019, the case was reassigned to the undersigned Judge.

4. By Order No. 97 (NY/2019) dated 4 June 2019, the Tribunal directed the Respondent to state whether the selection process has been completed and, if so, when was it completed and what is the current status of the Applicant. The parties were further directed to attend a Case Management Discussion on 10 June 2019.

5. On 6 June 2019, the Applicant filed a notice of withdrawal of his claims.

Conclusion

6. There is no longer a matter for judicial consideration and determination in this case,

Judgment

7. It is ordered that case number UNDT/NY/2018/060 be closed.

(Signed)

Judge Goolam Meeran

Dated this 10th day of June 2019

Entered in the Register on this 10th day of June 2019

(Signed)

Nerea Suero Fontecha, Registrar, New York