



Before: Judge Sun Xiangzhuang

Registry: Geneva

Registrar: René M. Vargas M.

PUHALOVIC

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON
MOTION FOR WITHDRAWAL**

Counsel for Applicant:

Ana Giulia Stella, OSLA
Dorota Banaszewska, OSLA

Counsel for Respondent:

Bettina Gerber, LPAS, UNOG

Introduction

1. By application filed on 25 October 2022, the Applicant contests the decision to reject her Appendix D claim.
2. On 26 October 2022, the application was served on the Respondent with a deadline for reply set to 25 November 2022.
3. By Order No. 110 (GVA/2022) of 18 November 2022, the deadline for the filing of the Respondent's reply was extended to 6 December 2022.
4. By Order No. 121 (GVA/2022) of 7 December 2022, the above-mentioned deadline was extended to 10 January 2023 as the parties were exploring settling the matter under the auspices of the United Nations Ombudsman and Mediation Services.
5. Upon the parties' requests dated 10 January 2023, 10 March 2023, 25 April 2023, 22 May 2023, and 28 June 2023, the Tribunal ordered that the proceedings be suspended until 31 July 2023 pending mediation efforts between them.
6. On 28 July 2023, the Applicant filed a motion to withdraw her application, informing the Tribunal that the parties had reached a settlement agreement and informally resolved the dispute at issue.

Consideration

7. Considering that the amicable settlement of disputes is encouraged and is important, especially in circumstances where there is an ongoing employment relationship, the Tribunal commends both parties for their good faith efforts in resolving this case amicably by mutual agreement.
8. Having reviewed the Applicant's motion, the Tribunal sees no obstacle to the withdrawal of the application.

9. The Applicant's clear and unequivocal withdrawal of her application through a final and binding mutual agreement requires no pronouncement on the merits and concludes the current matter before the Tribunal. As the matter has now been settled by mutual agreement, there is no longer any matter for adjudication before the Tribunal.

Conclusion

10. In view of the foregoing, IT IS ORDERED THAT Case No. UNDT/GVA/2022/035 be hereby closed and struck from the Tribunal's docket.

(Signed)

Judge Sun Xiangzhuang

Dated this 31st day of July 2023

Entered in the Register on this 31st day of July 2023

(Signed)

René M. Vargas M., Registrar, Geneva