



**Before:** Judge Sun Xiangzhuang

**Registry:** Geneva

**Registrar:** René M. Vargas M.

SCANLON

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON MOTION FOR  
WITHDRAWAL**

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**Counsel for Applicant:**

Sètonджи Roland Adjovi, Etudes Vihodé Ltée  
Anthony Kreil Wilson, Etudes Vihodé Ltée

**Counsel for Respondent:**

Jonathan Croft, UN Secretariat

## **Introduction**

1. On 4 September 2022, the Applicant, a former staff member of the United Nations Environment Programme (“UNEP”), filed an application contesting the decision to impose on him the disciplinary measure of a fine equivalent to six months’ net base salary.
2. On 24 October 2022, the Respondent filed his reply.
3. On 1 September 2023, a case management discussion took place virtually via Microsoft Teams, with the presence of the Applicant and Counsel for the Respondent.
4. By Order No. 117 (GVA/2023) of 8 September 2023, the Tribunal, *inter alia*, instructed the parties to explore resolving the dispute amicably and revert to it in this respect.
5. On 28 September 2023, the parties filed a joint motion requesting the Tribunal to temporarily suspend the proceedings until 26 October 2023 to explore an amicable settlement of the present matter.
6. On 26 October 2023, the Applicant filed a motion informing the Tribunal that pursuant to the terms and conditions of a confidential settlement agreement, he wished to withdraw his application without the ability to reinstate.

## **Consideration**

7. 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 his application through a final and mutually binding agreement requires no pronouncement on the merits and concludes the current matter before the Tribunal.

10. Consequently, there is no longer any matter for adjudication before the Tribunal.

**Conclusion**

11. In view of the foregoing, it is ORDERED THAT Case No. UNDT/GVA/2022/031 be hereby closed and stuck from the Tribunal's docket.

*(Signed)*

Judge Sun Xiangzhuang

Dated this 27<sup>th</sup> day of October 2023

Entered in the Register on this 27<sup>th</sup> day of October 2023

*(Signed)*

René M. Vargas M., Registrar, Geneva