



**Before:** Judge Sun Xiangzhuang

**Registry:** Geneva

**Registrar:** René M. Vargas M.

RUSDIA

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER  
ON MOTION FOR WITHDRAWAL**

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**Counsel for Applicant:**

Robbie Leighton, OSLA

**Counsel for Respondent:**

Alister Cumming, UNICEF

Chinonyelum Esther Uwazie, UNICEF

## **Introduction**

1. By application filed on 18 December 2023, the Applicant, a staff member of the United Nations Children’s Fund (“UNICEF”), contests the decision to refuse return Education Grant Travel for her three children for the 2022-2023 academic year.
2. On 18 January 2024, the Respondent filed his reply.
3. Upon instruction from the Tribunal by Order No. 22 (GVA/2024), the parties started exploring informal resolution. After several joint motions and Orders suspending the proceedings pending the conclusion of settlement discussions, the Applicant filed a motion to withdraw on 30 August 2024.

## **Consideration**

4. The Applicant informs the Tribunal that the matter under dispute has been settled through negotiations and requests to withdraw her application.
5. Considering that amicable settlement of disputes is strongly encouraged, the Tribunal commends both parties for their good faith efforts in resolving this case amicably by mutual agreement.
6. Having reviewed the Applicant’s motion, the Tribunal sees no obstacle to the withdrawal of the application.
7. 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.
8. As the matter has now been settled by a mutual settlement agreement, there is no longer any matter for adjudication before the Tribunal.

Case No. UNDT/GVA/2023/063

Order No. 99 (GVA/2024)

**Conclusion**

9. In view of the foregoing, it is ORDERED THAT Case No. UNDT/GVA/2023/063 (Rusdia) be hereby closed without liberty to reinstate and struck from the Tribunal's docket.

*(Signed)*

Judge Sun Xiangzhuang

Dated this 2<sup>nd</sup> day of September 2024

Entered in the Register on this 2<sup>nd</sup> day of September 2024

*(Signed)*

René M. Vargas M., Registrar, Geneva