



**Before:** Judge Sun Xiangzhuang

**Registry:** Geneva

**Registrar:** René M. Vargas M.

SAMARASINHA

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER  
ON MOTION FOR WITHDRAWAL**

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**Counsel for Applicant:**

Manuel Calzada

**Counsel for Respondent:**

UNDP

### **Introduction**

1. On 10 September 2024, the Applicant, a staff member of the United Nations Development Programme, filed a “motion for interim measures pending management evaluation”, which the Tribunal registered under Case No. UNDT/GVA/2024/037.
2. On 11 September 2024, the Tribunal instructed the Applicant, *inter alia*, to clarify whether he intended to file an application for suspension of action under art. 13 of the Tribunal’s Rules of Procedure or a motion for interim measures under art. 14 of said Rules of Procedure.
3. On 13 September 2024, the Applicant replied to the Tribunal indicating that he intended to file a motion for interim measures in another pending case before the Tribunal.
4. On 16 September 2024, the Applicant filed a motion to withdraw his application under Case No. UNDT/GVA/2024/037, indicating that the matter is being dealt with through a motion for interim measures in Case No. UNDT/GVA/2024/015 (Samarasinha). He consequently requested the Tribunal to discontinue the present proceedings.

### **Consideration**

5. Having reviewed the Applicant’s motion, the Tribunal sees no obstacle to the withdrawal of the application.

### **Conclusion**

6. In view of the foregoing, it is ORDERED THAT there being no further matter for adjudication before the Tribunal, Case No. UNDT/GVA/2024/037 is hereby closed and struck from the Tribunal’s docket.

(Signed)

Judge Sun Xiangzhuang

Dated this 16<sup>th</sup> day of September 2024

Case No. UNDT/GVA/2024/037

Order No. 109 (GVA/2024)

Entered in the Register on this 16<sup>th</sup> day of September 2024

*(Signed)*

René M. Vargas M., Registrar, Geneva