



Before: Judge Sun Xiangzhuang

Registry: Geneva

Registrar: Liliana López Bello

SAMARASINHA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON MOTION FOR WITHDRAWAL**

Counsel for Applicant:

Manuel Calzada

Counsel for Respondent:

Elizabeth Gall, UNDP

Introduction

1. The Applicant, a staff member of the United Nations Development Fund (“UNDP”), filed, on 9 May 2024, the current application contesting the 1 December 2023 decision to place him on Administrative Leave Without Pay (“ALWOP”).
2. On 18 June 2024, the Respondent filed his reply.
3. On 6 August 2024, the Applicant filed a motion for production of evidence.
4. By Order No. 89 (GVA/2024), the Tribunal instructed the Respondent to file a response to the Applicant’s motion. It also ordered the Applicant to file a rejoinder by 30 August 2024, and encouraged the parties to explore amicable settlement asking them to revert to the Tribunal in this respect by 6 September 2024.
5. On 13 September 2024, the Applicant filed a motion for interim measures pending proceedings, which was dismissed by Order No. 115 (GVA/2024).
6. On 7 November 2024, the Respondent informed the Tribunal that the parties’ efforts to resolve the dispute amicably were unsuccessful.
7. On 20 December 2024, the Applicant filed a motion to withdraw his application, indicating that the “contested issue is now moot and does not require a remedy through the Tribunal.”

Consideration

8. Having reviewed the Applicant’s 20 December 2024 filing, the Tribunal sees no obstacle to the withdrawal of the application. Said withdrawal requires no pronouncement on the merits and concludes the current matter before the Tribunal.

Case No. UNDT/GVA/2024/015

Order No. 141 (GVA/2024)

Conclusion

9. In view of the foregoing, it is ORDERED THAT there being no further matter for adjudication before the Tribunal, Case No. UNDT/GVA/2024/015 is hereby closed and struck from the Tribunal's docket.

(Signed)

Judge Sun Xiangzhuang

Dated this 23rd day of December 2024

Entered in the Register on this 23rd day of December 2024

(Signed)

Liliana López Bello, Registrar, Geneva