



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2010/26/
UNAT/1675
Order No.: 151 (NBI/ 2010)
Date: 6 August 2010
Original: English

Before: Judge Nkemdilim Izuako

Registry: Nairobi

Registrar: Jean-Pelé Fomété

TISSOT

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER STRIKING OUT THE
APPLICATION**

Counsel for applicant:

Linda Saputelli

Counsel for respondent:

Emily Langston, ALS/OHRM, UN Secretariat

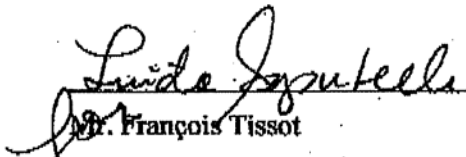
1. At the time of the contested decision, the Applicant was a Chief Administrative Officer at the United Nations Mission in the Democratic Republic of Congo (MONUC). The issue in this Application was whether compensation awarded to the Applicant by the administration pursuant to a Joint Appeals Board recommendation was adequate.


2. On 27 May 2010, the Parties were ordered to inform the Tribunal by 4 June 2010 of whether they were prepared to consider the option of mediation before consideration and determination of the present case¹. The Tribunal further ordered that in the event that the Parties were not agreeable to exploring a mediated settlement, they were to submit their respective responses to questions contained in paragraph 5 of the said Order by 30 June 2010.

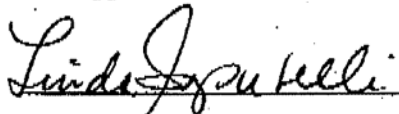
3. By a Motion dated 4 June 2010, the Respondent informed the Tribunal that discussions were ongoing between the Parties in this matter and requested the Tribunal to grant an extension of time until 30 July 2010 to allow the Parties sufficient opportunity to pursue those discussions. The request was granted on 29 June 2010. On 5 August 2010, the Parties filed a joint statement in the following terms:

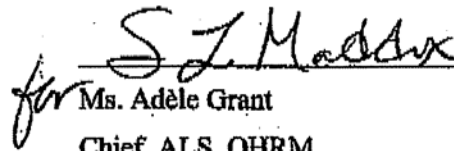
¹ UNDT Order No. 096 (NBI/ 2010)

In accordance with the Order of the Tribunal dated 3 August 2010, the Parties hereby jointly submit that, pursuant to a Settlement Agreement dated 29 July 2010, the contents of which shall remain confidential, the Parties have reached a full and final settlement of this matter.


Mr. François Tissot
The Applicant


Ms. Emily Langston, Legal Officer, ALS
Counsel for the Respondent


Ms. Linda Saputelli
Counsel for the Applicant


for Ms. Adèle Grant
Chief, ALS, OHRM

ORDER

5. In view of the foregoing, the Tribunal hereby makes the following Order:
- (i) The present Application to withdraw is hereby granted.
 - (ii) The case is accordingly struck out.

(Signed)

Judge Nkemdilim Izuako

Dated this 6th day of August 2010

Entered in the Register on this 6th day of August 2010

(Signed)

Jean-Pelé Fomété, Registrar, UNDT, Nairobi