



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2015/055

Order No.: 180 (NBI/2015)

Date: 19 May 2015

Original: English

Before: Judge Nkemdilim Izuako

Registry: Nairobi

Registrar: Abena Kwakye-Berko

CHEMINGUI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON THE APPLICANT'S
NOTICE OF WITHDRAWAL**

Counsel for the Applicant:
Marissa MacLennan, OSLA

Counsel for the Respondent:
Steven Dietrich, ALS/OHRM
Nicole Wynn, ALS/OHRM

Introduction

1. The Applicant is a Senior Economist at the United Nations Economic and Social Commission for Western Asia (ESCWA). He serves at the P-5 level on a fixed-term appointment.

2. On 13 May 2015, he filed an Application for Suspension of Action, pending management evaluation, seeking the suspension of the decision to laterally reassign him to the position of Regional Adviser on Trade in the Economic Development and Integration Division (EDID).

3. The Respondent filed a Reply to the Application on 18 May 2015. The Respondent submitted that on 18 May 2015, the Applicant was advised that the ESCWA Administration had suspended the contested decision pending management evaluation and that the Application is therefore moot.

4. On 19 May 2015, the Applicant prayed the Tribunal for leave to allow him to withdraw his Application “based on the suspension of implementation of the contested decision by ESCWA”.

ORDER

5. The Tribunal hereby **RECORDS** the Applicant’s motion for withdrawal and **ORDERS** that the matter of *Chemingui v Secretary-General of the United Nations* (UNDT/NBI/2015/055) be struck off the Court’s docket.

(Signed)

Judge Nkemdilim Izuako

Dated this 19th day of May 2015

Entered in the Register on this 19th day of May 2015

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi