



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2015/070

Order No.: 234 (NBI/2015)

Date: 8 July 2015

Original: English

Before: Judge Nkemdilim Izuako

Registry: Nairobi

Registrar: Abena Kwakye-Berko

AKOR

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

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

Counsel for the Applicant:

Sètondji Roland Adjovi
Amboko Wameyo

Counsel for the Respondent:

Steven Dietrich, ALS/OHRM

Introduction

1. The Applicant is a Chief Surface and Air Transport Officer at the United Nations Interim Security Force for Abyei (UNISFA), in Abyei Sudan, currently serving at the FS 7 level.

2. On 25 June 2015, he filed an Application with the Tribunal contesting the decision to “return/reassign/transfer [him] to the position of Chief Transport Officer (CTO) within UNISFA” (“the Contested Decision”).

3. The Application was served on the Respondent on 26 June 2015 with a deadline to file his Reply by 27 July 2015.

4. On 30 June 2015, the Applicant filed a “Motion for Interim Measures Pending Proceedings” pursuant to art. 10 of the Statute of the Dispute Tribunal and art. 14 of its Rules of Procedure.

5. On 30 June 2015, the Tribunal issued Order No. 227 (NBI/2015) in which it granted an interim suspension of the Contested Decision pending a review of the Respondent’s submissions and a full determination of the Motion.

6. The Tribunal held hearings on the said Motion for Interim Measures on 3 and 6 July 2015. During the hearing on 6 July 2015, the Tribunal proposed and the Parties consented to the possibility of pursuing an informal settlement of the dispute.

7. On 7 July 2015, the Applicant filed a Motion titled “Withdrawal of Applications” in which he submitted, inter alia,

As discussed at the hearing, the Applicant has decided to withdraw both his Application for interim measure[s] and the Application on the merits without prejudice to reinstating the claim in case of failure of reaching an out of court settlement.

ORDERS

8. The Tribunal hereby **GRANTS** the Applicant's Motion for withdrawal and **ORDERS** that the matter of *Akor v The Secretary-General of the United Nations* (UNDT/NBI/2015/070) be struck off the Court's docket.

(Signed)

Judge Nkemdilim Izuako

Dated this 8th day of July 2015

Entered in the Register on this 8th day of July 2015

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi