



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2015/128
Order No.: 402 (NBI/2016)
Date: 25 July 2016
Original: English

Before: Judge Nkemdilim Izuako

Registry: Nairobi

Registrar: Abena Kwakye-Berko

MWIRA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON THE APPLICANT'S
MOTION TO WITHDRAW
APPLICATION**

Counsel for the Applicant:

Nicole Washienko, OSLA

Counsel for the Respondent:

Stephen Dietrich, ALS/OHRM

Nicole Wynn, ALS/OHRM

Introduction

1. The Applicant is a former staff member of the United Nations Organization Stabilization Mission in the Democratic Republic of Congo (MONUSCO). She served at the GS-5 level.

2. On 11 November 2015, she filed an Application contesting the decision not to renew her fixed-term appointment and to separate her from service on the grounds of abolition of her post and to offer her an Independent Contractor arrangement.

3. The Respondent filed a Reply to the Application on 14 December 2015.

4. On 25 July 2016, the Applicant informed the Tribunal that since the filing of the Application, the Applicant has been placed on a fixed-term contract in MONUSCO and that given the Applicant's placement on a fixed-term contract, she wishes to withdraw her Application on the merits.

ORDER

5. The Tribunal hereby **GRANTS** the Applicant's Motion and **ORDERS** that the matter of *Mwira v Secretary General of the United Nations* (UNDT/NBI/2015/128) be struck off the Court's docket.

(Signed)

Judge Nkemdilim Izuako

Dated this 25th day of July 2016

Entered in the Register on this 25th day of July 2016

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi