



**Before:** Judge Nkemdilim Izuako

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

HASSAN

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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

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**Counsel for the Applicant:**

Nicole Washienko, OSLA  
Marisa Maclellan, OSLA

**Counsel for the Respondent:**

Thomas Jacob, UNDP

## **Introduction**

1. The Applicant is a former staff member of the United Nations Development Programme (UNDP) in Ethiopia. On 20 April 2017, he filed an application with the United Nations Dispute Tribunal (UNDT) to contest the Respondent's decision to not renew his appointment and to separate him from service on 30 June 2016.

2. The application was served on the Respondent on 21 April 2017.

3. On 22 April 2017, the parties filed a joint motion seeking suspension of proceedings for 45 days to enable them to pursue informal resolution of this matter via the Office of the Ombudsman for the United Nations Funds and Programmes. The parties informed the Tribunal that the Office of the Ombudsman for the United Nations Funds and Programmes (the Ombudsman) had agreed to mediate this matter.

4. The Tribunal issued Order No. 095 (NBI/2017) on 10 May 2017, granting the parties' motion for suspension of proceedings.

5. On 27 June 2017 and 25 August 2017, the Ombudsman moved the Tribunal for further extensions of the suspension of proceedings with a view to the parties' concluding the mediation process. The Tribunal granted these extensions in its Order Nos. 118 (NBI/2017) and 141 (NBI/2017) until 31 August 2017 and 16 October 2017, respectively.

6. The parties moved the Tribunal for an additional two-week extension on 29 September 2017. The Tribunal issued Order No. 172 (NBI/2017) granting the request for further suspension of proceedings until 31 October 2017.

7. On 31 October 2017, the parties filed a joint motion for further suspension of proceedings for one month to enable them to finalize a written agreement. The parties were granted a suspension until 4 December 2017.

8. On 5 December 2017, the Applicant filed a motion to withdraw his application on the basis that the parties had reached a settlement in the matter.

9. The Tribunal commends the parties for resolving this matter informally.

**ORDER**

10. The Tribunal accordingly orders that the matter of *Hassan v. Secretary-General of the United Nations*, Case No. UNDT/NBI/2017/039, be struck off the Tribunal's docket.

*(Signed)*

Judge Nkemdilim Izuako

Dated this 6<sup>th</sup> day of December 2017

Entered in the Register on this 6<sup>th</sup> day of December 2017

*(Signed)*

Abena Kwakye-Berko, Registrar, Nairobi