



**Before:** Judge Agnieszka Klonowiecka-Milart

**Registry:** Nairobi

**Registrar:** Abena Kwakye-Berko

BUINGO

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

---

**ORDER ON AN APPLICATION FOR  
SUSPENSION OF ACTION PENDING  
MANAGEMENT EVALUATION**

---

**Counsel for the Applicant:**  
Self-represented

**Counsel for the Respondent:**  
Rosangela Adamo, AAS/ALD/OHR

## **INTRODUCTION**

1. The Applicant is a Disarmament Demobilisation Reintegration Assistant at the United Nations Organization Stabilization Mission in the Democratic Republic of the Congo (MONUSCO). He serves on a fixed term appointment at the GS9 level and is based in Goma.

### **The Application**

2. On 8 July 2019, the Applicant moved, pursuant to art. 13 of the Rules of Procedure, to suspend the Respondent's decision to separate him from service upon expiry of his current contract on 12 July 2019. The Respondent's decision is based on the putative abolition, by the General Assembly, of the post encumbered by the Applicant.

3. The Application was served on the Respondent on the day it was received by the Registry, and the latter filed his Reply on 9 July 2019. The Respondent submits that the Tribunal lacks jurisdiction to consider the application because the impugned decision has already been suspended "pending management evaluation."

## **ORDER**

4. As the Respondent has suspended implementation of the impugned decision pending management evaluation, the Tribunal considers the application for suspension of action before it to be moot.

5. This application for suspension of action is **DISMISSED**.

*(signed)*

Judge Agnieszka Klonowiecka-Milart

Dated this 11<sup>th</sup> day of July 2019

Entered in the Register on this 11<sup>th</sup> day of July 2019

*(signed)*

Abena Kwakye-Berko, Registrar, Nairobi