



Before: Judge Margaret Tibulya

Registry: Nairobi

Registrar: Abena Kwakye-Berko

JAMES

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON THE PARTIES' JOINT
MOTION TO SUSPEND PROCEEDINGS**

Counsel for the Applicant:

Self-represented

Counsel for the Respondent:

Alan Gutman, AAS/ALD/OHR

Introduction

1. On 6 November 2019, the Applicant filed an application challenging the decisions of the United Nations Integrated Peacebuilding Office in Guinea-Bissau (UNIOGBIS) on; (a) the non-extension of his fixed-term appointment; and (b) not placing him on another suitable job position.¹

2. The application was served on the Respondent with a deadline to file a reply on 10 December 2019.

3. On 22 November 2019, the Parties moved the Tribunal to suspend proceedings in this case until 6 January 2020 on the ground that they are engaged in discussions with a view to resolving their dispute. According to the Parties, the Management Evaluation Unit and the Applicant have now reached an agreement in principle. The Agreement is only awaiting the review and approval of the Under-Secretary-General for Management Strategy, Policy and Compliance.

4. The Tribunal commends the Parties for attempting to resolve this dispute without recourse to litigation and, pursuant to art. 35 of the UNDT Rules of Procedure, grants their joint motion as prayed.

ORDER

IT IS ACCORDINGLY ORDERED

5. The proceedings in the present case are suspended until 6 January 2020.

6. The deadline for the reply is extended to 6 January 2020.

7. On or before 6 January 2020, the Parties shall inform the Tribunal as to whether the case has been resolved. If so, the Applicant shall confirm to the Tribunal, in writing, that her application is withdrawn finally and entirely.

¹ Application, section V

Case No.: UNDT/NBI/2019/154

Order No.: 212 (NBI/2019)

(Signed)

Judge Margaret Tibulya

Dated this 9th day of December 2019

Entered in the Register on this 9th day of December 2019

(Signed)

Eric Muli, Legal Officer, for,
Abena Kwakye-Berko, Registrar, Nairobi