



Before: Judge Agnieszka Klonowiecka-Milart

Registry: Nairobi

Registrar: Abena Kwakye-Berko

NGOMESIA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

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

Counsel for the Applicant:

Shubha Naik, OSLA

Counsel for the Respondent:

Amboko Kwizera Buhozozo, ECA

Introduction

1. The Applicant is an Economic Affairs Officer, working with the Economic Commission for Africa (ECA), based in Addis Ababa, Ethiopia. He serves on a fixed-term appointment at the P-4 level, step 9.¹

2. On 24 January 2020, the Applicant filed an application for suspension of action pending management evaluation before the United Nations Dispute Tribunal in Nairobi. He seeks suspension of the decision not to renew his contract beyond 31 January 2020 pending management evaluation.

Facts

3. The Respondent filed a reply on 27 January 2020 asserting, *inter alia*, that the application for suspension of action is moot because implementation of the impugned decision has been suspended by ECA pending management evaluation. The Respondent provided a letter informing the Applicant of the extension of his appointment as proof.²

4. As ECA has suspended implementation of the impugned decision pending management evaluation, this application for suspension of action is moot and cannot be entertained by the Tribunal.

ORDER

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

¹ Application, section I.

² Reply, annex 1.

Case No. UNDT/NBI/2020/010

Order No.: 026 (NBI/2020)

(Signed)

Judge Agnieszka Klonowiecka-Milart

Dated this 28th day of January 2020

Entered in the Register on this 28th day of January 2020

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi