



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2019/139/R1

Order No.: 070 (NBI/2021)

Date: 31 March 2021

Original: English

Before: Judge Rachel Sophie Sikwese

Registry: Nairobi

Registrar: Abena Kwakye-Berko

HANDY

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON WITHDRAWAL

Counsel for the Applicant:

Brandon Gardner, OSLA

Counsel for the Respondent:

Nicole Wynn, AAS/ALD/OHR

Rosangela Adamo, AAS/ALD/OHR

Background

1. The Applicant, a staff member with the United Nations Multidimensional Integrated Stabilization Mission in the Central African Republic contests the decision to not renew his fixed-term appointment beyond 31 July 2019.
2. By Judgment No. UNDT/2019/160, the United Nations Dispute Tribunal determined that the application was moot.
3. By Judgment No. 2020-UNAT-1015, the United Nations Appeals Tribunal decided that the UNDT erred in its decision and remanded the matter back for proper determination.
4. The Applicant filed a response to the Respondent's reply of 21 October 2019 on 13 January 2021. The reply, however, did not include the Respondent's submissions on the merits of the application.
5. On 17 February 2021, the Tribunal ordered the Respondent to file a reply on the merits by 4 March 2021.
6. On 1 March 2021, the parties filed a joint motion seeking suspension of the proceedings for 30 days on the ground that they were making substantial progress toward an informal settlement of the case but needed additional time to conclude settlement discussions.
7. Vide Order No. 061 (NBI/2021), the Tribunal granted the parties' motion and suspended the proceedings until 12 April 2021.
8. On 30 March 2021, the Applicant filed a motion seeking leave to withdraw all allegations and claims in these proceedings following the signing of a settlement agreement between the parties.

ORDER

9. The Tribunal commends the parties for having resolved this matter *inter partes*.

10. The Tribunal hereby **RECORDS** the contents of the Applicant's notice of withdrawal and **ORDERS** that the matter of *Handy v Secretary-General of the United Nations* (UNDT/NBI/2019/139/R1) be struck off the Tribunal's docket.

(Signed)

Judge Rachel Sophie Sikwese

Dated this 31st day of March 2021

Entered in the Register on this 31st day of March 2021

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi