



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2022/013
Order No.: 172 (NBI/2022)
Date: 14 December 2022
Original: English

Before: Judge Eleanor Donaldson-Honeywell

Registry: Nairobi

Registrar: Abena Kwakye-Berko

LUGEMWA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER ON THE APPLICANT'S MOTION
FOR LEAVE TO WITHDRAW THE
APPLICATION**

Counsel for the Applicant:
Jacqueline Lule, OSLA

Counsel for the Respondent:
Cynthia Cline, ECA

Introduction

1. The Applicant is contesting the decision to reassign him by way of lateral transfer to a Regular Programme of Technical Cooperation post on a three-month contract, renewable up to six months, in preparation for on boarding a new member of staff to the Applicant's current position.

2. On 12 October 2022, the Tribunal issued Order No. 149 (NBI/2022) in which, *inter alia*, the deadline for the Respondent to file closing submissions was set at 14 November 2022.

3. On 15 November 2022, the parties filed a joint motion requesting the Tribunal to stay and/or suspend the proceedings for 30 days as they were negotiating for a potential settlement. On the same date, the Tribunal suspended the proceedings until 5.00 p.m. (Nairobi time) on 13 December 2022.

4. On 23 November 2022, the Respondent wrote to the Tribunal to advise that parties had reached agreement and that the necessary paperwork was being prepared.

5. On 14 December 2022, the Applicant filed a motion seeking leave to withdraw the application on the ground that, on 14 December 2022, the parties executed a settlement agreement in full and final settlement of this case.

ORDERS

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

7. The Tribunal hereby ORDERS that Case No. UNDT/NBI/2022/013 be struck off its docket.

(Signed)

Judge Eleanor Donaldson-Honeywell

Dated this 14th day of December 2022

Entered in the Register on this 14th day of December 2022

(Signed)

Abena Kwakye-Berko, Registrar, Nairobi