



**Before:** Judge Francis Belle  
**Registry:** Nairobi  
**Registrar:** René M. Vargas M., Officer-in-Charge

HENRY

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON WITHDRAWAL  
OF AN APPLICATION**

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**Counsel for the Applicant:**

Self-represented

**Counsel for the Respondent:**

AS/ALD/OHR, UN Secretariat

## **Introduction**

1. The Applicant is a Close Protection Officer working with the United Nations Support Office in Somalia.
2. On 17 January 2024, the Applicant filed a first application for suspension of action pending management evaluation of the decision that he describes as “retroactive modification of [his] contractual status (duty station)”. This application was registered under Case No. UNDT/NBI/2024/003.
3. By Order No. 7 (NBI/2024), issued on 19 January 2024, the Tribunal dismissed the above-mentioned application as not receivable because, among others, the Applicant had not requested management evaluation of the decision he sought to challenge.
4. On 23 January 2024, the Applicant filed a second application for suspension of action of the same decision, which was registered under Case No. UNDT/NBI/2024/005.

## **Consideration**

5. On 25 January 2024, the Registry, noting that the Applicant indicated in sec. VI of his application form that he had not requested management evaluation of the decision he sought to have suspended, wrote to the Applicant asking him to confirm if he had requested management evaluation. In the negative, the Registry suggested to the Applicant to consider withdrawing his second application for suspension of action.
6. By email of 31 January 2024, the Applicant confirmed to the Registry that he intends to request management evaluation of the decision he seeks to have suspended. The Applicant also requested the Registry to withdraw his application.
7. The Tribunal does not see any obstacles for the withdrawal of the application registered under Case No. UNDT/NBI/2024/005.

8. The Applicant's clear and unequivocal withdrawal of his application requires no pronouncement on the merits and concludes the current matter before the Tribunal.

**Conclusion**

9. In view of the foregoing, it is ORDERED THAT there being no further matter for adjudication before the Tribunal, Case No. UNDT/NBI/2024/005 be hereby closed and struck from the Tribunal's docket.

*(Signed)*

Judge Francis Belle

Dated this 2<sup>nd</sup> day of February 2024

Entered in the Register on this 2<sup>nd</sup> day of February 2024

*(Signed)*

René M. Vargas M., Officer-in-Charge, Nairobi