



Before: Duty Judge
Registry: Nairobi
Registrar: René M. Vargas M., Officer-in-Charge

BERQUIN

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON THE APPLICANT'S REQUEST TO
WITHDRAW PROCEEDINGS**

Counsel for Applicant:
Marco Gambardella, OSLA

Counsel for Respondent:
Alister Cumming, UNICEF

Introduction

1. On 23 April 2024, the Applicant filed a motion for extension of time to file an application before the Dispute Tribunal in respect of a decision to withdraw her offer of appointment. In her motion, she submitted that the parties were engaged in advanced stages of *bona fide* settlement discussions.

2. By Order No. 48 (NBI/2024), issued on 25 April 2024, the Applicant's motion for extension of time to file an application was granted. The Applicant was also directed to file her application on or before 29 May 2024.

3. On 19 June 2024, the Applicant filed a request for withdrawal of proceedings.

Consideration

4. In support of her request for withdrawal of proceedings, the Applicant indicates that settlement discussions resulted in the successful implementation of a settlement between the parties. Consequently, she confirms therein her withdrawal of all allegations and claims in the present proceedings before the Tribunal and seeks to discontinue them.

5. The Tribunal commends the parties for their successful *inter partes* settlement negotiations. As the Applicant has withdrawn the proceedings, there is no matter remaining for the Tribunal's adjudication.

Conclusion

6. In light of the foregoing, it is ORDERED that Case No. UNDT/NBI/2024/028 is hereby closed.

(Signed)

Judge Sean Wallace

Dated this 24th day of June 2024

Entered in the Register on this 24th day of June 2024

(Signed)

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