



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2010/061

Order No.: 188 (NY/2010)

Date: 29 July 2010

Original: English

Before: Judge Ebrahim-Carstens

Registry: New York

Registrar: Hafida Lahiouel

FERNANDEZ DE CORDOBA BRIZ

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

**INTERIM MEASURES
UNDER ART. 10.2 OF THE STATUTE**

Counsel for applicant:
Bart Willemsen, OSLA

Counsel for respondent:
Bettina Gerber, HRMS/UNOG

Procedural background

1. On 21 May 2010, the applicant filed an application for interim measures under art 10.2 of the Statute after submitting the underlying application on the merits on the same day. On 26 May 2010, the respondent submitted its response. A hearing was held on 27 May 2010 where both parties presented their cases. On the same day, Order No. 135 (NY/2010) was issued dismissing the application for interim measures and providing that reasons would follow. On 23 July 2010, the applicant filed a second application for interim measures. On 28 July 2010, Order No. 186 (NY/2010) was issued providing the reasons for the previous order. On 29 July 2010, a hearing was held concerning the second application for interim measures.

The second motion for interim measures

2. At the hearing, the applicant's counsel informed that, after consultations with the applicant and in light of Order No. 186 (NY/2010), the applicant was withdrawing his present application. However, he reserved his right to make further motions at a later stage in the proceedings.

IT IS ORDERED THAT—

3. The applicant having withdrawn the application for interim measure, there is no longer any matter for adjudication.

(Signed)

Judge Ebrahim-Carstens

Dated this 29th day of July 2010