



**Before:** Judge Goolam Meeran

**Registry:** New York

**Registrar:** Hafida Lahiouel

GAIGBE-TOGBE

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

---

**ORDER**

**ON WITHDRAWAL**

---

**Counsel for Applicant:**

Miles Hastie, OSLA

**Counsel for Respondent:**

Elizabeth Gall, ALS/OHRM, UN Secretariat

Alan Gutman, ALS/OHRM, UN Secretariat

## **Introduction**

1. On 27 February 2015, the Applicant a P-4 level Population Affairs Officer in the Department of Economic and Social Affairs (“DESA”), filed an application concerning selection for a P-5 level post.

## **Case management**

2. This case was assigned to the undersigned Judge on 18 September 2015.

3. By Order No. 238 (NY/2015), dated 22 September 2015, the Tribunal directed the parties to attend a case management discussion (“CMD”) on 29 September 2015. Among the issues dealt with at the CMD were: (i) proposed consolidation of this case with another case involving the same selection exercise (Case No. UNDT/NY/2015/008, filed by Mr. Andreev, also a P-4 level Population Affairs Officer); (ii) identification of the core issues in this case; (iii) outstanding document disclosure requests; and (iv) preparation for a hearing on the merits.

4. By Orders No. 232 (NY/2015) and 250 (NY/2015), the Tribunal directed by consent that Cases No. UNDT/NY/2015/008 and No. UNDT/NY/2015/009 be subject to an order for combined proceedings. The Tribunal set the dates for a full merits hearing and directed the parties to file further documents and submissions in preparation for the hearing.

5. On 9 October 2015, the second day of the hearing, Mr. Gaigbe-Togbe requested that the proceedings in his case be stayed. The Tribunal made an *ex tempore* order granting his request. By Orders No. 265 and 266 (NY/2015), dated 12 October 2015, the Tribunal directed that the proceedings in Cases

No. UNDT/NY/2015/008 and No. UNDT/NY/2015/009 be severed and each case be subject to separate consideration and disposal.

6. Further, by Order No. 265 (NY/2015), the parties in Case No. UNDT/NY/2015/009 were ordered to file a submission by 12 November 2015 stating whether further proceedings are required in relation to this case, or whether the matter has been resolved, in which case the Applicant was to file a motion withdrawing his application.

7. On 14 October 2015, the Tribunal issued Judgment No. UNDT/2015/095 in Case No. UNDT/NY/2015/008 (*Andreev*).

**Motion to withdraw**

8. On 23 October 2015, the Applicant filed a submission entitled “Applicant’s notice of withdrawal of UNDT application” and stating: “The Applicant hereby withdraws his UNDT Application”.

9. There being no further matters for judicial consideration in this case,

IT IS ORDERED THAT:

10. Case No. UNDT/NY/2015/009 be closed.

*(Signed)*

Judge Goolam Meeran

Dated this 23<sup>rd</sup> day of October 2015