



Before: Judge Joelle Adda
Registry: New York
Registrar: Nerea Suero Fontecha

CARLSON

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON SUSPENSION OF ACTION

Counsel for Applicant:
Dorota Banaszewska, OSLA

Counsel for Respondent:
Esther Shamash, UNDP

Introduction

1. On 5 February 2021, the Applicant filed an application under art. 2.2 of the Dispute Tribunal's Statute and art. 13 of its Rules of Procedure seeking to suspend the decision, pending management evaluation, of the decision to separate her from service on 12 February 2021.

2. On 9 February 2021, as directed by the Tribunal, the Respondent duly filed his reply in which he informed the Tribunal that on 8 February 2021, the Respondent granted the Applicant's request for suspension of action. The Respondent submitted that as the relief requested by the Applicant has already been granted, the Applicant's request is moot.

Consideration

3. In accordance with art. 2.2 of the Dispute Tribunal's Statute, and as also reflected in art. 13 of its Rules of Procedure, the Dispute Tribunal,

... shall be competent to hear and pass judgement on an application filed by an individual requesting the Dispute Tribunal to suspend, during the pendency of the management evaluation, the implementation of a contested administrative decision that is the subject of an ongoing management evaluation ...

4. As the Respondent informs that the Administration has now decided to suspend the contested decision to separate the Applicant from service on 12 February 2021, during the pendency of the management evaluation process, the purpose of the present application for suspension of action has been rendered moot. The application is therefore to be rejected.

IT IS ORDERED THAT:

5. The application is rejected.

(Signed)

Judge Joelle Adda

Dated this 10th day of February 2021