



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2020/019
Order No.: 57 (NY/2021)
Date: 10 June 2021
Original: English

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

RAO

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON WITHDRAWAL

Counsel for Applicant:
Ibrahima Faye

Counsel for Respondent:
Alan Gutman, ALD/OHR, UN Secretariat

Note: Reference to UNJSPF with regard to the Applicant's Counsel has been removed. The date and the content of the order remain identical.

Introduction

1. On 18 May 2020, the Applicant, a staff member with the United Nations Joint Staff Pension Fund (“UNJSPF”), filed an application contesting a decision to transfer his post from the Client Service Outreach Section to the Operation Support Section.

2. On 18 June 2020, the Respondent filed his reply in which he contended that the application was not receivable and, in any event, without merit.

3. By Order No. 15 (NY/2021) of 25 February 2021, the Tribunal directed the parties in this case to make further submissions and invited them to consider resolving the matter amicably.

4. On 10 March 2021, the Parties informed the Tribunal that they had agreed to engage in mediation in an effort to resolve this matter amicably and requested that the Tribunal refer the matter to the Mediation Division of the Office of the Ombudsman and Mediation Services.

5. By Order No. 21 (NY/2021) dated 11 March 2021, the Tribunal suspended the proceedings under art. 15 of its Rules of Procedure and referred it to the Mediation Division.

6. On 9 June 2021, the Applicant submitted a “full, entire and final” withdrawal of the application “[p]ursuant to the terms and conditions of a Confidential Settlement Agreement signed between the Applicant and the Respondent on 08 June 2021”.

7. In light of the above,

IT IS ORDERED THAT:

8. As the Applicant has withdrawn the application, there being no matter remaining for adjudication by the Dispute Tribunal, Case No. UNDT/NY/2020/019 is hereby closed.

(Signed)

Judge Joelle Adda

Dated this 10th day of June 2021