



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2022/039  
Order No.: 075 (NY/2022)  
Date: 10 August 2022  
Original: English

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**Before:** Judge Joelle Adda  
**Registry:** New York  
**Registrar:** René M. Vargas M., Officer-in-Charge

SCHIFFERLING

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER ON AN APPLICATION FOR  
SUSPENSION OF ACTION PENDING  
MANAGEMENT EVALUATION**

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**Counsel for Applicant:**

Cristián Gimenez Corte

**Counsel for Respondent:**

Kong Leong Toh, UNOPS

## **Introduction**

1. By application filed on 6 August 2022, the Applicant, a Senior Program Manager of the United Nations Office for Project Services (“UNOPS”), assigned to the Office of Information and Communications Technology (“OICT”), UN Secretariat, requests suspension of action, pending management evaluation, of the decision to abolish the post he was encumbering and separate him from service.
2. The application for suspension of action was served on the Respondent on 8 August 2022. He filed his reply on 9 August 2022.

## **Consideration**

3. In his reply, the Respondent informed the Tribunal that UNOPS does not have access to the UN OICT intranet portal referred to by the Applicant, and therefore, cannot analyse and review the Applicant’s allegations that he had a legitimate expectation of renewal based on an alleged promise made by the Assistant Secretary General (“ASG”) and Chief Information Technology Officer (“CITO”) during a recent Town Hall meeting.
4. As a result, the Respondent decided to voluntarily suspend the implementation of the contested decision pending management evaluation.
5. It follows from the above, that the application for suspension of action has become moot.

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## **Conclusion**

6. In view of the foregoing, the application for suspension of action is dismissed.

*(Signed)*

Judge Joelle Adda

Dated this 10<sup>th</sup> day of August 2022