



Before: Judge Joelle Adda

Registry: New York

Registrar: Isaac Endeley

RWANDEKEYE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON WITHDRAWAL

Counsel for Applicant:

Jason Biafore, OSLA

Counsel for Respondent:

Tamal Mandal, DMSPC/OHR/ALD

1. On 27 December 2023, the Applicant filed an application requesting under art. 2.2 of the Dispute Tribunal’s Statute and art. 13 of its Rules of Procedure an urgent suspension, pending management evaluation, of the decision to terminate his continuing appointment on 31 December 2023.

2. Together with the application for suspension of action, the Applicant also filed a motion for suspension of the contested decision during the pendency of the Tribunal’s consideration of this application (a so-called *Villamoran*-type request).

3. By regular email of 27 December 2023, the Registry acknowledged receipt of the application and ordered the Respondent to file his reply by 2 January 2024. On the same day, the undersigned Judge further informed the parties by email that the motion for interim suspension was granted.

4. On 29 December 2023, the Applicant filed a “request for withdrawal of proceedings” in which he states that “[o]n 28 December 2023, the Management Evaluation Unit communicated to the Applicant, [...] that “the contested decision has been suspended pending management evaluation...” thereby rendering the instant application moot. [...] Therefore, the Applicant [...] seeks now to withdraw the instant application for Suspension of Action”.

IT IS ORDERED THAT:

5. As the Applicant has withdrawn the application, there being no matter remaining for adjudication by the Dispute Tribunal, Case No. UNDT/NY/2023/046 is hereby closed.

(Signed)

Judge Joelle Adda

Dated this 2nd day of January 2024

Entered in the Register on this 2nd day of January 2024

(Signed)

for: Isaac Endeley, Registrar, New York