



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2024/027
Order No.: 078 (NY/2024)
Date: 9 July 2024
Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Isaac Endeley

DIAS DA SILVA

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

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

Counsel for Applicant:

Ana Giulia Stella, OSLA

Counsel for Respondent:

Lucienne Pierre, AS/ALD/OHR/UN Secretariat
Kathleen Welshman, AS/ALD/OHR/UN Secretariat

Introduction

1. On 2 July 2024, the Applicant, a staff member with the United Nations Economic Commission for Latin America and the Caribbean (“ECLAC”), based in Brasilia, Brazil, filed an application seeking suspension of the implementation of a 7 May 2024 decision to not renew his appointment beyond its expiration on 5 August 2024.

2. On 8 July 2024, the Respondent filed a reply informing the Tribunal that the Administration has decided to extend the Applicant’s appointment until 15 August 2024, which is the deadline for the Administration to respond to the Applicant’s request for management evaluation.

Consideration

3. In the application, the Applicant requests the suspension of the contested decision until the completion of management evaluation review.

4. In his reply, the Respondent submits that the application is moot since the Administration has suspended the contested decision pending management evaluation.

5. The Tribunal notes that the Administration has extended the Applicant’s appointment until 15 August 2024, which is the deadline for the Administration to respond to the Applicant’s request for management evaluation.

6. Since the Administration has suspended the contested decision pending management evaluation as requested by the Applicant, there is no further decision to be made by the Tribunal.

7. In light of the above,

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IT IS ORDERED THAT:

8. The application is rejected as it is moot.

(Signed)

Judge Joelle Adda

Dated this 9th day of July 2024

Entered in the Register on this 9th day of July 2024

(Signed)

Isaac Endeley, Registrar, New York