



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2024/016

Order No.: 038 (NY/2024)

Date: 28 March 2024

Original: English

Before: Judge Joelle Adda

Registry: New York

Registrar: Isaac Endeley

GUADALUPE

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

**ON WITHDRAWAL OF AN
APPLICATION FOR SUSPENSION OF
ACTION**

Counsel for Applicant:
Robbie Leighton, OSLA

Counsel for Respondent:
Jan Schrankel, UNHCR

Introduction

1. On 25 March 2024, the Applicant, a staff member with the United Nations Refugee Agency (“UNHCR”), filed an application requesting urgent relief under art. 2.2 of the Dispute Tribunal’s Statute and art. 13 of its Rules of Procedure seeking to suspend, pending management evaluation, the “[i]mplied decision to separate [the Applicant] by termination”.
2. On the same day, the Tribunal ordered the Respondent, by email, to file his reply by 27 March 2024 and to not take any further steps regarding the contested implied decision to separate the Applicant until the determination of the present suspension of action application under *Villamorán* 2011-UNAT-160.
3. On 27 March 2024, the Respondent duly filed his reply submitting that the application is moot as on 27 March 2024, the Applicant was informed of the outcome of his request for management evaluation.
4. On 27 March 2024, the Applicant filed a motion to withdraw his application for suspension of action as he had received the management evaluation response.

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 As the Applicant has withdrawn the application, there being no matter remaining for adjudication by the Dispute Tribunal, Case No. UNDT/NY/2024/016 is hereby closed.

(Signed)

Judge Joelle Adda

Dated this 28th day of March 2024

Entered in the Register on this 28th day of March 2024

(Signed)

Isaac Endeley, Registrar, New York