



UNITED NATIONS DISPUTE TRIBUNAL

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Case No.: UNDT/NY/2015/026  
Order No.: 139 (NY/2015)  
Date: 10 July 2015  
Original: English

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**Before:** Judge Ebrahim-Carstens

**Registry:** New York

**Registrar:** Hafida Lahiouel

RAHMAN

v.

SECRETARY-GENERAL  
OF THE UNITED NATIONS

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**ORDER**

**ON WITHDRAWAL**

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**Counsel for Applicant:**  
George Irving

**Counsel for Respondent:**  
Susan Maddox, ALS/OHRM, UN Secretariat

## **Introduction**

1. On 4 May 2015, the Applicant, a Principal Officer at the D-1 level filed an application contesting “the [r]ejection of [his] requests for protection against retaliation in terms of making [him] whole and preventing further detrimental actions”.

2. By email of the same date to the parties, the Registry of the Dispute Tribunal in New York acknowledged receipt of the application, served it on the Respondent, and instructed him to submit his reply by 3 June 2015.

3. By joint submission dated 29 May 2015, and subsequently by another joint submission dated 26 June 2015, the parties notified the Tribunal that they were “engaged in without prejudice discussions, with a view of finding an amicable resolution of this case” and requested the Tribunal to suspend proceedings, including the time limit for submitting the Respondent’s reply. By Order Nos. 104 and 127 (NY/2015) dated 1 and 26 June 2015, the Tribunal suspended the proceedings and granted the Respondent the requested extensions of time.

4. On 8 July 2015, the Applicant, through his Counsel, filed a notice of withdrawal of his application premised on a settlement agreement between the parties.

## **Consideration**

5. In the notice of withdrawal, the Applicant states that “[p]ursuant to the terms and conditions of a settlement agreement, the Applicant hereby withdraws all of the application and his allegations and claims in the proceedings before the Dispute Tribunal”.

6. The Tribunal commends both Counsel for the Applicant and Respondent, and the parties, for their good faith efforts at resolving the case amicably. Such efforts

should be encouraged as the amicable resolution of disputes is an essential component of the new system of internal justice, not only saving valuable resources of the Organization but contributing also to a harmonious working environment and culture.

**Conclusion**

7. The Applicant having withdrawn his application pursuant to the terms and conditions of a settlement agreement between the parties, there no longer being any determination for the Tribunal to make, this file is closed.

*(Signed)*

Judge Ebrahim-Carstens

Dated this 10<sup>th</sup> day of July 2015