



Before: Judge Teresa Bravo

Registry: Geneva

Registrar: René M. Vargas M.

ASHI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

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

Counsel for Applicant:

Self-represented

Counsel for Respondent:

Louis Lapicerella, UNHCR

Sandra Lando, UNHCR

Introduction

1. By application filed on 6 July 2020, the Applicant, a staff member of the Office of the United Nations High Commissioner for Refugees (“UNHCR”), requests suspension of action, pending management evaluation, of the decision not to renew her contract beyond 30 June 2020.
2. The same day, the Registry served the application on the Respondent with 8 July 2018 as the deadline to file his reply.
3. On 7 July 2020, the Applicant informed the Registry *inter alia* that her contract had been extended until 31 July 2020.
4. On 8 July 2020, the Respondent filed his reply confirming that the Applicant’s contract had been extended until 31 July 2020 pending the outcome of her management evaluation request. He also indicated that if the management evaluation is not completed by 31 July 2020, her contract would be further extended until a decision on her management evaluation request is issued. The Respondent requested the Tribunal to dismiss the application, which he noted is moot.

Consideration

5. The Tribunal notes that both parties have expressly indicated that the Applicant’s contract has been extended until 31 July 2020, which is corroborated by the extract from the UNHCR’s human resources management system showing that such extension has been processed.
6. The Tribunal therefore finds that the decision for which the Applicant has sought suspension, i.e., the non-renewal of her contract beyond 30 June 2020, has been rescinded and that, consequently, the application for suspension of action has become moot.
7. Having said the above, the Tribunal notes that in her email dated 7 July 2020, the Applicant indicates that even if her contract has been renewed, her “claim remains the same as there are no prospects for renewal”. The Tribunal underlines that the Applicant retains the right to contest the non-renewal of her contract beyond

31 July 2020 or any other given date, if she so wishes, as each decision is considered on its own merits.

8. The Tribunal encourages the Applicant, a self-represented staff member, to seek the assistance of the Office of the Staff Legal Assistance (“OSLA”) to obtain legal advice in relation to her claims.

Conclusion

9. In view of the foregoing, the application for suspension of action pending management evaluation is dismissed.

(Signed)

Judge Teresa Bravo

Dated this 13th day of July 2020

Entered in the Register on this 13th day of July 2020

(Signed)

René M. Vargas M., Registrar, Geneva