



Before: Judge Eleanor Donaldson-Honeywell
Registry: Geneva
Registrar: René M. Vargas M.

KIOSES

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

ON WITHDRAWAL

Counsel for Applicant:

Julia Lee, OSLA

Counsel for Respondent:

Rosangela Adamo, AAS/ALD/OHR, UN Secretariat
Nicole Wynn, AAS/ALD/OHR, UN Secretariat

Introduction

1. At the time of the application, the Applicant served on a fixed-term appointment at the United Nations Assistance Mission in Afghanistan (“UNAMA”), as a Procurement Assistant at the FS5 level.
2. On 19 March 2019, he filed an application before the Geneva Registry of the United Nations Dispute Tribunal to challenge the Respondent’s failure to fully and properly process the payment of his special post allowance (“SPA”).
3. On 1 April 2019, the Respondent filed his reply to the application. The Respondent submitted that the SPA claimed by the Applicant had been paid in full, and that he was not entitled to compensation for the delay in payment as there was no evidence that it caused him any harm.
4. On 2 February 2021, the Tribunal issued Order No. 17 (GVA/2021) setting this matter down for a case management discussion (“CMD”).
5. The CMD took place, as scheduled, on 11 February 2021 and both parties appeared represented by Counsel.
6. Neither party objected to the Tribunal’s proposition to adjudicate this matter on the basis of their written submissions.
7. On 12 February 2021, the Tribunal issued Order No. 39 reiterating its directions at the CMD in which the parties were strongly encouraged to resolve this dispute *inter partes*.
8. On 25 March 2021, the Applicant filed a notice of withdrawal of his application and informed the Tribunal that the matter has been resolved.

ORDER

9. The Tribunal commends the parties for having resolved this matter *inter partes*.

10. The Tribunal hereby **RECORDS** the contents of the Applicant's notice of withdrawal and **ORDERS** that the matter of *Kioses v Secretary-General of the United Nations* (UNDT/GVA/2019/011) be struck off the Tribunal's docket.

(Signed)

Judge Eleanor Donaldson-Honeywell

Dated this 26th day of March 2021

Entered in the Register on this 26th day of March 2021

(Signed)

René M. Vargas M., Registrar, Geneva