



UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NBI/2025/079
Order No.: 118 (NBI/2025)
Date: 1 August 2025
Original: English

Before: Judge Sean Wallace

Registry: Nairobi

Registrar: Wanda L. Carter

AL-ZUBAIRI

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

**ORDER
ON MOTION FOR WITHDRAWAL**

Counsel for Applicant:

Aly Ahmed, OSLA

Counsel for Respondent:

Elizabeth Brown, UNHCR

Rebecca Britnell, UNHCR

Introduction

1. The Applicant is a Senior Field Security Assistant with the United Nations Refugee Agency (“UNHCR”) based in Yemen.
2. On 31 July 2025, he filed an application to suspend, pending management evaluation, two related administrative decisions: the decision to terminate his appointment effective 31 July 2025 “with one day notice period”; and the decision “to shorten the notice period from six months to less than one month.”
3. In his application, the Applicant claimed that the termination decision was made on 14 July 2025 and that he was notified on the decision on 29 July 2025. He further claims that the decision to shorten the notice period was made on 29 May 2025 and “he got aware of” that decision on 15 June 2025.
4. On 30 July 2025, the Applicant filed a request for management evaluation of the contested decisions. He filed his application for suspension of action pending management evaluation in the early morning of 31 July 2025.

Procedural background

5. By Order No. 117 (NBI/2025) issued 31 July 2025, the Tribunal
 - a. granted the Applicant’s request for a suspension of the contested decision pursuant to Articles 19 and 36(1) of the UNDT Rules of Procedure;
 - b. suspended the implementation of the contested decision until further order of the Tribunal; and
 - c. directed the Respondent to file a reply to the application by or before 12:00p.m (Nairobi time), on Friday, 1 August 2025.
6. On 31 July 2025, the Applicant and Respondent filed a “Joint Motion on Suspension of Implementation and Withdrawal of the Application” in which the parties declared that:

- a. The Respondent has agreed to voluntarily suspend the implementation of the contested decision pending management evaluation, without prejudice and without admitting any unlawfulness;
- b. In consideration of the Respondent's agreement to suspend the implementation of the decision, the Applicant agrees to withdraw his application.

Consideration

7. Having reviewed the joint motion, the Tribunal sees no obstacle to the withdrawal of the application.
8. The Applicant's clear and unequivocal withdrawal of his application requires no pronouncement on the merits and concludes the current matters before the Tribunal.

Conclusion

9. In view of the foregoing, it is ORDERED THAT there being no matter for adjudication by the Tribunal, Case No. UNDT/NBI/2025/079 is hereby closed without liberty to reinstate and struck from the Tribunal's docket.

(Signed)

Judge Sean Wallace

Dated this 1st day of August 2025

Entered in the Register on this 1st day of August 2025

(Signed)

Wanda L. Carter, Registrar, Nairobi