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**D E A E E A E D**

1. Marius Russo-Got, formerly with the United Nations Office for Project Services (UNOPS), contested before the United Nations Dispute Tribunal (UNDT or Dispute Tribunal) the Respondent's decision to abolish his post and not to renew his fixed term agreement (FTA). The UNDT's first Judgment (UNDT/2020/072 delivered on 13 May 2020) decided that Mr. Russo-Got's challenge to the abolition of post was not receivable because it had not been the subject of a timely request for management evaluation, but that his claim concerning the non-renewal of his FTA was receivable. In a subsequent Judgment No. UNDT/2020/088 delivered on 16 June 2020, the UNDT determined that, while receivable, his separate challenge to non-renewal failed on its merits. Mr. RussoeGot appeals against both judgments.

2. This is one of a series of judgments to be issued by the Appeals Tribunal

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4. Between August and October 2018, the Appellant applied accordingly for three other UN roles or positions, but was unsuccessful. Events around these unsuccessful applications



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be abolished, and that

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27. We turn now to Mr.



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(ii) Staff members recruited through competitive examinations for a career appointment serving on a two-year fixed-term appointment;

(iii) Staff members holding fixed-term appointments.

When the suitable posts available are subject to the principle of geographical distribution, due regard shall also be given to nationality in the case of staff members with less than five years of service and in the case of staff members who have changed their nationality within the preceding te



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38. The appeal against Judgment No. UNDT2020/072 of the UNDT is dismissed and the Judgment is hereby upheld. The appeal against Judgment No. UNDT/2020/088 of the UNDT is also dismissed and the Judgment is hereby upheld.

Original and Authoritative Version: English

Dated this 19<sup>th</sup> day of March 2021