



Case No.: UNDT/NY/2010/094

Judgment No.: UNDT/2010/182

Date: 14 October 2010

Introduction

1. On 4 October 2010, the applicant contested the decision not to credit salary increments for a specific period of service on the basis that it was a disciplinary sanction which was *ultra vires*, in violation of the principle of *ne bis in idem* and without proper factual basis.

2. On 14 October 2010, the applicant informed the Tribunal that he was withdrawing his application UNDT/NY/2010/094, having been “advised that the contested decision would be reversed with retroactive effect” and thus removing the basis for the application.

Conclusion

3. This application having been withdrawn, there is no longer any matter for adjudication by the Tribunal and the case is closed.

(Signed)

Judge Marilyn J. Kaman

Dated this 14th day of October 2010

Entered in the Register on this 14th day of October 2010

(Signed)

Morten Albert Michelsen, Officer-in-Charge, UNDT, New York Registry