



Before: Judge Goolam Meeran

Registry: New York

Registrar: Hafida Lahiouel

CHARLES

v.

SECRETARY-GENERAL
OF THE UNITED NATIONS

ORDER

**ON APPLICATION FOR
SUSPENSION OF ACTION**

Counsel for Applicant:
Self-represented

Counsel for Respondent:
ALS/OHRM, UN Secretariat

Introduction

1. The Applicant, a Procurement Officer at the P-3 level, requests that the administrative decisions to fill two job openings at the P-4 level be suspended during management evaluation pursuant to art. 2.2 of the Statute of the Dispute Tribunal.

2. The application, which was received on 11 February 2013, was transmitted to the Respondent on 12 February 2013. The Tribunal did not invite the Respondent to file any comments.

Background

3. On 19 December 2012, the Applicant filed a request for management evaluation concerning the filling of the posts of Team Leader, Capital Master Plan, and Team Leader, Infrastructure Support Team.

4. On 14 January 2013, the Management Evaluation Unit (“the MEU”) acknowledged receipt of the Applicant’s request.

5. On 29 January 2013, under art. 2.1 of the Statute of the Dispute Tribunal, the Applicant filed an application on the merits in which he challenged the filing of the same two job openings to which he refers in the present case. That case was assigned Case No. UNDT/NY/2013/008. The claims regarding the substance of this case are the same as those advanced in the present case, namely that the job openings were filled without the issuance of proper vacancy announcements.

6. On 7 February 2013, the Applicant emailed the MEU requesting that he receive a response to his request for management evaluation. According to the Applicant’s application in the present case, this response remains pending.

12. The Applicant has already filed an application on the merits. He has not requested the grant of an order for an interim measure pursuant to art. 10.2 of the Statute and art. 14 of its Rules of Procedure.

13. The request for a suspension of action under art. 2.2 of the Statute of the Dispute Tribunal and art. 13 of its Rules of Procedure has no merit.

IT IS ORDERED THAT:

14. The request for a suspension of action under art. 2.2 of the Statute of the Dispute Tribunal and art. 13 of its Rules of Procedure is dismissed.

(Signed