
UNITED NATIONS DISPUTE TRIBUNAL

Case No.: UNDT/NY/2018/044
Order No.: 197 (NY/2018)
Date: 10 October 2018
Original: English

Before: Judge Alessandra Greceanu

Registry: New York

Introduction

1. On 9 October 2018, at 5:07 p.m., the Applicant, a team assistant at the G-4 level on a fixed-term appointment with the Office of Human Resources Management (“DM/OHRM/LDSD/LLODS/LCP”) in New York, filed an application for suspension of action during management evaluation pursuant to art. 13 of the Dispute Tribunal’s Rules of Procedure, requesting that the decision not to renew his fixed-term appointment beyond 9 October 2018, which was notified to him on 8 October 2018 and scheduled to be implemented on 9 October 2018, be suspended pending management evaluation.

2. On 9 October 2018, the case was assigned to the undersigned Judge.

3. On 9 October 2017, at 5.53 p.m., the Registry acknowledged receipt of the application and transmitted it to the Respondent. The Tribunal instructed the Respondent to submit his reply by 1:00 p.m. on Thursday 11 October 2018.

4. The Tribunal further informed the parties that, due to the urgency of the matter (the deadline for the implementation of the contested decision being 9 October 2018) and pursuant to arts. 19 and 36 of the Dispute Tribunal’s Rules of Procedure, the implementation of the contested decision pending the consideration of the

Process: E.O collaborated the fact that the panel rushed the decision of result due to non-renewal of my contract. The panel did not read the additional evidence I provided requested to provide on Friday.
12.Rebuttal Process: Final decision from rebuttal panel does not does not refer to any documents on my performance, as per FRO's decision to not extend my contract due to my [Performance Improvement Plan (“PIP”)].

Urgency and irreparable harm

7. The Applicant indicated that his contract expires on 9 October 2018 and therefore he

19. Pursuant to arts. 19 and 36.1 of the Dispute Tribunal's Rules of Procedure,

IT IS ORDERED THAT:

20. Without prejudice to the Tribunal's determination of the application for suspension of action under art. 2.2 of the Dispute Tribunal's Statute, the implementation of the decision not to renew the Applicant's fixed-term appointment beyond 9 October 2018 shall be suspended until the Tribunal has rendered its decision on this application, or until further order.

(Signed)

Judge Alessandra Greceanu

Dated this 10th day of October 2018