

Introduction

1. On Friday, 26 October 2018, at 4:40 p.m., the Applicant, a Publishing Assistant at the G-4 level with the Department for General Assembly and Conference in New York, represented by the Office of Staff Legal OSLA , filed an application requesting urgent relief under art. 2.2 of suspend, pending management evaluation, the decision by the DGACM not to renew fixed-term appointment beyond the expiration date of 31 October 2018.

2. On the same day, the application was registered and assigned to the undersigned Judge and served on the Respondent at 6:13 p.m., directing, upon the instructions of the assigned Judge, that a reply be filed by 4:00 p.m. on Tuesday, 30 October 2018.

Consideration

3. Article 13.3 (Suspension of action during a management evaluation) of the Tribu application for interim measures within five working days of the service of the

4. Considering that the application was served upon the Respondent after the the day of service upon the Respondent. Accordingly, the Tribunal has until Monday, 5 November 2018, to consider the application served on the Respondent on 29 October 2018.

5. In *Villamorán* 2011-UNAT-*Villamorán* Order No. 171 (NY/2011) finding that the Dispute Tribunal was within its competence to order a suspension of the contested decision pending a

determination of the application for suspension of action on the basis of the aforesaid Rules of Procedure and without having to make a finding as to whether the

and art. 13 of its Rules of Procedure had been met. The Appeals Tribunal, *inter alia*, found that:

43. Where the implementation of an administrative decision is imminent, through no fault or delay on the part of the staff member, and takes place before the five days provided for under Article 13 of

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