

FORTY-FOURTH ORDINARY SESSION

***In re* LEBEE**

Judgment No. 407

THE ADMINISTRATIVE TRIBUNAL,

Considering the complaint brought against the European Organization for Nuclear Research (CERN) by Mr. Gérard Lebée on 25 June 1979;

A. Considering that the complainant invited the Tribunal to quash the decision taken by the Director-General of CERN on 4 May 1978 not to refund the half-board expenses of the complainant's daughter at a kindergarten in which she had been duly enrolled; to declare the complainant entitled to repayment of the half-board expenses in accordance with Article R.IV.1.16 of the Staff Regulations of CERN and Article R.A.9 of the Staff Rules; and to order the Administration of CERN to repay those expenses;

B. Considering that by a letter dated 29 October 1979 the complainant's counsel indicated that the complainant and CERN had reached agreement and that he therefore wished formally to withdraw the complaint filed on 27 June 1979;

C. Considering that by a letter dated 2 November 1979 the Organization stated that it had no objection to the withdrawal of suit;

D. Considering that suit is unreservedly withdrawn;

DECISION:

The withdrawal of suit is hereby recorded.

In witness of this judgment by Mr. André Grisel, Vice-President, the Right Honourable Lord Devlin, P.C., Judge, and Mr. Hubert Armbruster, Deputy Judge, the aforementioned have hereunto subscribed their signatures as well as myself, Bernard Spy, Registrar of the Tribunal.

Delivered in public sitting in Geneva on 24 April 1980.

(Signed)

André Grisel
Devlin
H. Armbruster

Bernard Spy