



## Introduction

1. By an application filed on 22 February 2011, the Applicant contests the decision of 22 December 2010 rejecting the statement he had submitted in rebuttal of his performance appraisal for the period from 1 April 2009 to 31 March 2010.

## Facts

2. On 4 April 2011, the Respondent filed his reply, advising that in the context of ongoing discussions with the Management Evaluation Unit, it had been decided on 31 March 2011 to allow the Applicant to exercise his right of rebuttal. He further requested the Tribunal to consider that the application was moot and to reject it.

## Consideration

3. The Tribunal notes that the contested decision of 22 December 2010 has been superseded by that of 31 March 2011.

4. Consequently, the Tribunal considers that the application is moot.

Case No. UNDT/GVA/2011/012

Judgment No. UNDT/2011/066