

- Order compensation for the non-material harm assessed ex aequo et bono at EUR 20 000;
- Order the Commission to pay the entire costs.

Action brought on 1 December 2014 — ZZ v Commission

(Case F-136/14)

(2015/C 034/66)

Language of the case: French

Parties

Applicant: ZZ (represented by: D. de Abreu Caldas, lawyer)

Defendant: Commission

Subject-matter and description of the proceedings

Annulment of the decision taken by the Commission granting the applicant, retroactively, the expatriation allowance, in so far as the grant is retroactive only to 1 September 2013, the applicant arguing that the Commission ought to grant him that allowance from the date of his recruitment to the Commission on 1 July 1999.

Form of order sought

- Annul the decision of the PMO of 29 January 2014 to grant the applicant the expatriation allowance, provided for in Article 4 of Annex VII to the Staff Regulations, with retroactive effect from 1 September 2013, instead of from his date of recruitment of 1 July 1999;
- Order the European Commission to pay the costs.

Action brought on 8 December 2014 — ZZ v Commission

(Case F-137/14)

(2015/C 034/67)

Language of the case: German

Parties

Applicant: ZZ (represented by: H. Tettenborn, lawyer)

Defendant: Commission

Subject-matter and description of the proceedings

Annulment of the decision of the European External Action Service of 29 January 2014 to terminate the applicant's employment under a contract of indefinite duration and a claim for damages for the moral prejudice and non-pecuniary harm suffered by him.

Form of order sought

- Annul the decision notified to the applicant by letter of the EEAS of 29 January 2014, by which the applicant's employment was terminated on seven months' notice at midnight on 31 August 2014;

- Order the EEAS to pay the applicant compensation of an appropriate amount, as assessed by the Tribunal, in respect of the moral prejudice and non-pecuniary harm suffered by him as a result of the decision of the EEAS referred to above;
- Order the EEAS to compensate the applicant in full for the material harm suffered by him, in particular by payment of all outstanding remuneration and all other expenses caused to the applicant by the unlawful conduct of the EEAS (net of unemployment benefit received or income from work);

In the alternative, in the event that, for legal or factual reasons, the applicant is not reinstated in the service and/or further employed under the previous conditions, order the EEAS to pay the applicant compensation for material harm suffered by him as a result of the unlawful termination of his employment in the amount of the difference between his actual expected income and the income which the applicant would have received had the contract continued to run, having regard to pension benefits and other entitlements; and

- Order the EEAS to pay the costs of the proceedings.

Action brought on 9 December 2014 — ZZ v Commission

(Case F-138/14)

(2015/C 034/68)

Language of the case: French

Parties

Applicant: ZZ (represented by: S. Orlandi, lawyer)

Defendant: Commission

Subject-matter and description of the proceedings

Annulment of the decision on the transfer of the applicant's pension rights in the EU pension scheme, a decision which applies the new general implementing provisions to Articles 11 and 12 of Annex VIII to the Staff Regulations.

Form of order sought

- Declare the illegality of Article 9 of the general implementing provisions of Article 11(2) of Annex VIII to the Staff Regulations;
 - Annul the decision of 17 February 2014 to calculate the annuities recognised in the pension scheme of the institutions of the European Union on the transfer of her pension rights in that scheme, under the general implementing provisions of Article 11(2) of Annex VIII to the Staff Regulations of 3 March 2011;
 - Order the Commission to pay the costs.
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