

Action brought on 2 November 2016 — Korwin-Mikke v Parliament**(Case T-770/16)**

(2017/C 006/62)

*Language of the case: French***Parties***Applicant:* Janusz Korwin-Mikke (Jozefow, Poland) (represented by: M. Cherchi, lawyer)*Defendant:* European Parliament**Form of order sought**

— Declare the present action admissible and well founded;

In consequence:

— Annul the decision of the Bureau of the European Parliament of 1 August 2016;

— Annul the earlier decision of the President of the Parliament of 5 July 2016 imposing the same sanctions;

— Order compensation of the pecuniary and non-pecuniary harm caused by the contested decisions; in the alternative award the applicant the sum of EUR 13 306;

— In any event, order the European Parliament to pay all the costs.

Pleas in law and main arguments

In support of the action, the applicant relies on four pleas in law.

1. First plea in law, alleging infringement of Article 166 of the Rules of Procedure of the European Parliament, infringement of the freedom of speech and of expression of EU citizens, with the particular circumstance that the comments referred to in the decision were made by an MEP in the exercise of his duties and inside the EU institutions, and infringement of the principle that reasons must be stated for the acts of the EU institutions.
2. Second plea in law, alleging infringement of the principle that reasons must be stated for the acts of the EU institutions and of Article 6 of the European Convention on Human Rights, and/or infringement of the general principle of impartial treatment.
3. Third plea in law, alleging infringement of Article 6 of the European Convention on Human Rights, the rights of the defence and Article 166(1) of the Rules of Procedure of the European Parliament.
4. Fourth plea in law, alleging infringement of the principle that reasons must be given for acts of the EU institutions and infringement of the principles of proportionality and *ne bis in idem*.

**Action brought on 7 November 2016 — Consejo Regulador del Cava v EUIPO — Cave de Tain
L'Hermitage, union des propriétaires (CAVE DE TAIN)****(Case T-774/16)**

(2017/C 006/63)

*Language in which the application was lodged: English***Parties***Applicant:* Consejo Regulador del Cava (Villafranca del Penedès, Spain) (represented by: C. Prat, lawyer)