

1. *The application is dismissed as inadmissible.*
2. *The applicant is ordered to pay the costs.*

(¹) OJ C 212 of 28.7.01.

ORDER OF THE COURT OF FIRST INSTANCE

of 29 May 2002

in Case T-21/02: Giuseppe Atzeni and Others v Commission of the European Communities (¹)

(Action for annulment — Commission Decision 97/612/EC — State aid — Agricultural sector — Time-limits for bringing proceedings — Time-bar — Inadmissibility)

ORDER OF THE COURT OF FIRST INSTANCE

(2002/C 202/46)

of 7 June 2002

(Language of the case: Italian)

in Case T-290/01: Land Brandenburg v Commission of the European Communities (¹)

(Action for annulment — No need to adjudicate)

(2002/C 202/45)

(Language of the case: German)

In Case T-290/01: Land Brandenburg, represented by the Ministry of Agriculture, Environment and Land Management, Potsdam (Germany), represented by G. Schohe and T. Masing, lawyers, with an address for service in Luxembourg, against Commission of the European Communities (Agents: G. zur Hausen and M. Núñez-Müllers) — application for annulment of the decision of the Commission contained in order for recovery No 3240305411 of 13 September 2001 — the Court of First Instance (Fifth Chamber), composed of J.D. Cooke, President, R. García-Valdecasas and P. Lindh, Judges; H. Jung, Registrar, made an order on 7 June 2002, the operative part of which is as follows:

1. *There is no need to adjudicate on the present action.*
2. *The Commission shall bear the costs.*

(¹) OJ 2002 C 44.

In Case T-21/02: Giuseppe Atzeni, residing at Serdiana (Italy), and Others, represented by G. Dore and F. Ciulli, lawyers, v Commission of the European Communities (Agents: D. Triantafyllou and V. Di Bucci) — application, principally, for annulment of Commission Decision 97/612/EC of 16 April 1997 on aid granted by the Region of Sardinia, Italy, in the agriculture sector (OJ 1997 L 248, p. 27), alternatively for partial annulment of that decision to the extent that it provides for repayment of the aid granted — the Court of First Instance (Fifth Chamber, Extended Composition), composed of: J.D. Cooke, President, and R. García-Valdecasas, P. Lindh, N.J. Forwood and H. Legal, Judges; H. Jung, Registrar, made an order on 29 May 2002, the operative part of which is as follows:

1. *The action is dismissed as inadmissible.*
2. *There is no need to rule on the Council's application for leave to intervene.*
3. *The applicants are to bear their own costs and to pay the costs of the Commission, including those relating to the procedure for interim measures.*

(¹) OJ C 118 of 18.5.2002.