

O. Slusny, lawyer, with an address for service in Luxembourg, against Commission of the European Communities (Agent: J. Currall) — application for the annulment of the implied rejection of the complaint lodged by the applicant against the decision of the office responsible for settling claims of 30 November 2000 refusing to reimburse expenses relating to medicinal preparations prescribed by the doctor providing treatment — the Court of First Instance (Third Chamber), composed of M. Jaeger, President, K. Lenaerts and J. Azizi, Judges; D. Christensen, Administrator, for the Registrar, gave a judgment on 7 November 2002, in which it:

1. *Dismisses the application.*
2. *Orders the parties to bear their own costs.*

(<sup>1</sup>) OJ C 317 of 10.11.2001.

#### JUDGMENT OF THE COURT OF FIRST INSTANCE

of 5 November 2002

**in Case T-205/01: André Ronsse v Commission of the European Communities** (<sup>1</sup>)

**(Officials — Remuneration — Household allowance — Recovery of sum overpaid)**

(2003/C 19/62)

(Language of the case: French)

In Case T-205/01: André Ronsse, an official of the Commission of the European Communities, residing in Brussels, represented by E. Boigelot, lawyer, with an address for service in Luxembourg, against Commission of the European Communities (Agents: J. Currall, F. Clotuche-Duvieusart and B. Wägenbaur) — application for, first, annulment of the decisions of the Commission contained in letters of 9 and 23 November 2000 and in so far as necessary in the letter of 15 January 2002 and the implied rejection of his complaint lodged on 8 February 2001, all relating to repayment of EUR 22 443,07 corresponding to the household allowance paid to the applicant from 1 January 1994 to 1 November 2000 and, secondly, reimbursement of the amounts withheld from his pension since December 2000, together with interest at the statutory rate — the Court of First Instance (First Chamber), composed of B. Vesterdorf, President, N.J. Forwood and H. Legal, Judges; J. Palacio González, Administrator, for the Registrar, gave a judgment on 5 November 2002, in which it:

1. *Dismisses the application.*
2. *Orders the parties to bear their own costs.*

(<sup>1</sup>) OJ C 317 of 10.11.2001.

#### JUDGMENT OF THE COURT OF FIRST INSTANCE

of 12 November 2002

**in Case T-271/01: José Manuel López Cejudo v Commission of the European Communities** (<sup>1</sup>)

**(Officials — Remuneration — Dependent child and education allowances paid to the parent awarded custody of the child — Refusal to grant the other parent payment of the allowances for the purpose of calculating tax rebate and expatriation allowance — Default interest)**

(2003/C 19/63)

(Language of the case: French)

In Case T-271/01: José Manuel López Cejudo, an official working for the Commission of the European Communities, residing in Brussels, represented by G. Vandersanden and L. Levi, avocats, with an address for service in Luxembourg, against Commission of the European Communities (Agent: J. Currall) — First an application for annulment of the decision of the Commission refusing to grant to the applicant, in respect of the period running from October 2000 to July 2001, the dependent child and education allowances for the purpose of calculating tax abatement and the expatriation allowance and, second, a claim for default interest on the amounts improperly recovered or not paid — the Court of First Instance (Second Chamber), composed of R.M. Moura Ramos, President, J. Pirrung and A.W.H. Meij, Judges; J. Plingers, Administrator, for the Registrar, gave a judgment on 12 November 2002, in which it:

1. *annuls the decision of the Commission, as evidenced by the applicant's salary slip for October 2000, refusing him entitlement to dependent child and education allowances to take into account for purposes of tax abatement and expatriation allowance since July 1999, as amended by the Commission's decision of 16 July 2001, insofar as the latter decision takes account of the apportionment of the entitlement to the allowances in issue and of the benefits under them only in respect of the future.*
2. *orders the Commission to pay to the applicant:*
  - *default interest, as from November 2000, on the capital amount of EUR 1 193,85 and, for each month from December 2000 and until September 2001, EUR 1 200 each month until those capital amounts are repaid to him;*