

## COURT OF FIRST INSTANCE

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 6 February 2003

**in Case T-7/01: Norman Pyres v Commission of the European Communities** <sup>(1)</sup>**(Member of the temporary staff — Extension of contract — Term)**

(2003/C 101/56)

*(Language of the case: English)*

In Case T-7/01, Norman Pyres, former member of the temporary staff of the Commission of the European Communities, residing in Brussels (Belgium), represented by G. Vanderstanden and L. Levi, lawyers, with an address for service in Luxembourg, v Commission of the European Communities (Agent: J. Currall): Application for annulment of the Commission's decision to extend the applicant's temporary staff contract for a term limited to six months, the Court of First Instance (P. Mengozzi, Single Judge); J. Plingers, Administrator, for the Registrar, has given a judgment on 6 February 2003, in which it:

1. *Dismisses the action;*
2. *Orders each party to bear its own costs.*

<sup>(1)</sup> OJ C 95 of 24.3.2001.

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 15 January 2003

**in Case T-99/01: Mystery drinks GmbH v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)** <sup>(1)</sup>**(Community trade mark — Opposition procedure — Earlier national trade mark Mixery — Application for Community word mark MYSTERY — Proof of use of earlier mark — Relative ground for refusal — Article 8(1)(b) of Regulation No 40/94)**

(2003/C 101/57)

*(Language of the case: German)*

In Case T-99/01, Mystery drinks GmbH, in judicial liquidation, established in Eppertshausen (Germany), represented by T. Jestaedt, V. von Bomhard and A. Renck, lawyers, v Office for

Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (Agents: A. von Mühlendahl, B. Weggenmann and C. Røhl Søberg), the intervener before the Court of First Instance being Karlsberg Brauerei KG Weber, established in Homburg (Germany), represented by R. Lange: Action brought against the decision of the Third Chamber Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 12 February 2001 (Case R 251/2000-3), concerning the registration of the sign MYSTERY as a Community trade mark, which was opposed by the national trade mark Mixery, the Court of First Instance (Second Chamber), composed of: R.M. Moura Ramos, President, J. Pirrung and A.W.H. Meij, Judges, Registrar: D. Christensen, Administrator, has given a judgment on 15 January 2003, in which it:

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

<sup>(1)</sup> OJ C 227 of 11.8.2001.

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 13 February 2003

**in Case T-333/01: Karl L. Meyer v Commission of the European Communities** <sup>(1)</sup>**(OCT — Action for damages — Duty of publication and control — Causal link)**

(2003/C 101/58)

*(Language of the case: French)*

In Case T-333/01, Karl L. Meyer, residing at Uturoa (French Polynesia), represented by J.-D. des Arcis, lawyer, with an address for service in Luxembourg, v Commission of the European Communities (Agents: M.-J. Jonczy and B. Martenczuk): Application for compensation for damage allegedly suffered by the applicant because of alleged maladministration by the Commission in the application of decisions on the association of the overseas countries and territories, the Court of First Instance (Third Chamber), composed of: K. Lenaerts,