

ORDER OF THE COURT OF FIRST INSTANCE**of 18 December 2003****in Case T-215/02: Santiago Gómez-Reino v Commission of the European Communities** ⁽¹⁾**(Officials — Investigation carried out by the European Anti-Fraud Office (OLAF) — Duty to assist — Action for annulment and for damages clearly inadmissible and clearly unfounded in law)**

(2004/C 85/50)

(Language of the case: French)

In Case T-215/02: Santiago Gómez-Reino, official of the Commission of the European Communities, resident in Brussels (Belgium), represented by M.-A. Lucas, lawyer, against the Commission of the European Communities (Agents: H.-P. Hartvig and J. Currall) — application, first, for annulment of a series of measures relating to investigations carried out by the European Anti-Fraud Office (OLAF) and to requests for assistance under Article 24 of the Staff Regulations of officials of the European Communities and, second, for compensation in respect of the alleged damage — the Court of First Instance (Second Chamber), composed of J. Pirrung, President, A. W. H. Meij and N. J. Forwood, Judges; H. Jung, Registrar, made an order on 18 December 2003, the operative part of which is as follows:

1. *The action is dismissed as clearly inadmissible and as clearly unfounded in law.*
2. *The parties shall each bear their own costs, including those incurred in the proceedings for interim relief in Case T-215/02 R and Case C-471/02 P(R).*

⁽¹⁾ OJ C 247, 12.10.2002.

ORDER OF THE PRESIDENT OF THE COURT OF FIRST INSTANCE**of 28 November 2003****in Case T-264/03 R: Jürgen Schmoldt and Others against the Commission of the European Communities****(Application for interim measures — Admissibility — Urgency)**

(2004/C 85/51)

(Language of the case: German)

In Case T-264/03 R: Jürgen Schmoldt, resident in Dallgow-Döberitz (Germany), Kaefer Isoliertechnik GmbH & Co. KG,

established in Bremen (Germany), and Hauptverband der Deutschen Bauindustrie eV, established in Berlin (Germany), represented by Professor H.-P. Schneider, against the Commission of the European Communities (Agents: K. Wiedner and A. Böhlke) — application under Article 243 EC for interim measures, seeking extension of the period of coexistence of national standards and European standards EN 13162:2001 to 13171:2001 which is provided for by the Commission Communication of 22 May 2003 published in the framework of the implementation of Council Directive 89/106/EEC (OJ 2003 C 120, p. 17) — the President of the Court of First Instance made an order on 28 November 2003 the operative part of which is as follows:

1. *The application for interim measures is dismissed.*
2. *The costs are reserved.*

ORDER OF THE COURT OF FIRST INSTANCE**of 2 December 2003****in Case T-334/02 Viomikhania Siskevasias Tipopiisis kai Sintirisis Agrotikon Proionton AE against the Commission of the European Communities** ⁽¹⁾**(FEOGA — Improvement of the conditions under which agricultural products are processed and marketed — Request for abolition of Community financial assistance — Inaction on the part of the Commission — Action for failure to act)**

(2004/C 85/52)

(Language of the case: Greek)

In Case T-334/02: Viomikhania Siskevasias Tipopiisis kai Sintirisis Agrotikon Proionton AE, established in Athens (Greece), represented by I. Stamoulis, lawyer, with an address for service in Luxembourg, against the Commission of the European Communities (Agent: M. Kondou-Durande) — application for a declaration under Article 232 EC that the Commission failed to act in that, first, it did not initiate the procedure for failure to fulfil obligations in relation to the Hellenic Republic for a breach of Community law which harmed the applicant's economic interests and, second, it did not abolish ex tunc the financial assistance of the European Agriculture Guidance and Guarantee Fund (EAGGF) which was granted for the purposes of the co-financing of the applicant's investment project as approved by Decision No 324986/505 of the Greek authorities of 17 February 1994 — the Court of First Instance (Third Chamber), composed of J. Azizi, President, M. Jaeger and F. Dehousse, Judges; H. Jung, Registrar, made an order on 2 December 2003, the operative part of which is as follows:

1. *The action is dismissed as clearly inadmissible.*