

1. Commission Decision 2000/567/EC of 11 April 2000 on State aid granted by Germany to System Microelectronic Innovation GmbH of Frankfurt an der Oder (Brandenburg) is annulled in so far as it orders the recovery of the aid granted to System Mikroelektronik Innovation GmbH from other undertakings and of the aid granted to Silicium Mikroelektronik Integration GmbH from other undertakings.
2. The remainder of the application is dismissed.
3. The Federal Republic of Germany and the Commission of the European Communities are each to bear their own costs.

(<sup>1</sup>) OJ C 273 of 23.9.2000.

### JUDGMENT OF THE COURT

(Fifth Chamber)

of 29 April 2004

**in Case C-278/00: Hellenic Republic v Commission of the European Communities** (<sup>1</sup>)

*(State aid — Settlement by the State of debts incurred by agricultural cooperatives)*

(2004/C 118/07)

*(Language of the case: Greek)*

*(Provisional translation; the definitive translation will be published in the European Court Reports)*

In Case C-278/00: Hellenic Republic (Agents: I. Chalkias and C. Tsiavou), with an address for service in Luxembourg, against Commission of the European Communities (Agents: J. Flett and D. Triantafyllou), with an address for service in Luxembourg — action seeking the annulment of Commission Decision 2002/458/EC of 1 March 2002 on the aid schemes implemented by Greece in favour of the settlement of debts by the agricultural cooperatives in 1992 and 1994, including the aids for the reorganisation of the dairy cooperative AGNO (OJ 2002 L 159, p. 1), or in the alternative the annulment of Article 2 of that decision — the Court (Fifth Chamber), composed of: P. Jann, acting for the President of the Fifth Chamber, C.W.A. Timmermans and S. von Bahr (Rapporteur), Judges; L.A. Geelhoed, Advocate General; L. Hewlett, Principal Administrator, for the Registrar, has given a judgment on 29 April 2004, in which it:

1. Dismisses the action;
2. Orders the Hellenic Republic to pay the costs.

(<sup>1</sup>) OJ C 259 of 9.9.2000.

### JUDGMENT OF THE COURT

(Sixth Chamber)

of 29 April 2004

**in Case C-298/00 P: Italian Republic v Commission of the European Communities and Impresa Edo Collorigh and Others** (<sup>1</sup>)

*(Appeal — State aid — Transport of goods by road — Effect on trade between Member States and distortion of competition — Existing aid or new aid — Principles of reasonableness and of the protection of legitimate expectations — Statement of reasons)*

(2004/C 118/08)

*(Language of the case: Italian)*

*(Provisional translation; the definitive translation will be published in the European Court Reports)*

In Case C-298/00 P: Italian Republic (Agents: I. Braguglia, assisted by G. Aiello), with an address for service in Luxembourg — appeal against the judgment of the Court of First Instance of the European Communities (Fourth Chamber, Extended Composition) in Joined Cases T-298/97, T-312/97, T-313/97, T-315/97, T-600/97 to T-607/97, T-1/98, T-3/98 to T-6/98 and T-23/98 Alzetta and Others v Commission [2000] ECR II-2319, seeking to have that judgment set aside, the other parties to the proceedings being: Commission of the European Communities (Agent: V. Di Bucci), with an address for service in Luxembourg, Impresa Edo Collorigh and Others (Lawyer: V. Cinque), Mauro Alzetta and Others, Masotti Srl and Others, Impresa Anna Maria Baldo and Others, SUTES SpA and Others, Ditta Pietro Stagno and Others, Ditta Carlo Fabris & C. Snc, Ditta Franco D'Odorico, Ditta Fiorindo Birri, Ditta Maria Cecilia Framalico, Autotrasporti Claudio Di Viola & C. Snc and Impresa Amedeo Musso — the Court (Sixth Chamber), composed of: V. Skouris acting for the President of the Sixth Chamber, J. N. Cunha Rodrigues, J.-P. Puissochet, R. Schintgen and F. Macken (Rapporteur), Judges; S. Alber, Advocate General; M.-F. Contet, Principal Administrator, for the Registrar, has given a judgment on 29 April 2004, in which it:

1. Dismissed the appeal and the interlocutory appeal.
2. Ordered the Italian Republic, Impresa Edo Collorigh and Others and the Commission of the European Communities to pay their own costs.

(<sup>1</sup>) OJ C 285, 7.10.2000.