

Action brought on 4 October 2004 by André Bonnet against the Court of Justice of the European Communities

(Case T-406/04)

(2004/C 300/96)

(Language of the case: French)

An action against the Court of Justice of the European Communities was brought before the Court of First Instance of the European Communities on 4 October 2004 by André Bonnet, residing in Saint Pierre de Vassols (France), represented by Hervé de Lépinau, lawyer, with an address for service in Luxembourg.

The applicant claims that the Court should:

- annul the decisions of 11 February 2004, 4 March 2004 and 2 July 2004, and also the decision appointing another person to the post which was to have been filled by the applicant;
- hold that the recruitment of 4 February 2004 must take full effect as from 1 March 2004;
- order the Court of Justice of the European Communities to pay the applicant the sum of EUR 100 000 for non-material damage and also the sum of EUR 5 000 a month with effect from 1 March until such time as the applicant actually takes up his duties;
- in the alternative, if the decision of the Court of First Instance should not make it inevitable that the applicant take up his duties, order the Court of Justice to pay the applicant a total sum of EUR 260 000 plus interest at the statutory rate as from the date of the present application;
- in any case, order the Court of Justice of the European Communities to pay the costs.

Pleas in law and main arguments:

The pleas in law put forward by the applicant are exactly the same as those that he put forward in Case T-132/04 ⁽¹⁾.

⁽¹⁾ OJ C 168 of 26 June 2004, p. 7.

Action brought on 1 October 2004 by Benedicta Miguelez Herreras against the Commission of the European Communities

(Case T-407/04)

(2004/C 300/97)

(Language of the case: French)

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 22 July 2004 by Benedicta Miguelez Herreras, residing in Brussels, represented by Marc van der Woude and Valérie Landes, lawyers.

The applicant claims that the Court of First Instance should:

- annul the decision of the Director General of the Legal Service to award her only one Directorate-General priority point for the 2003 promotion period, which was confirmed and made definitive by the decision of the Appointing Authority rejecting her informal appeal;
- annul the Appointing Authority's decision to award her a total of 23 points for the 2003 promotion year, the list of merit of Grade C2 officials for the promotion year 2003, the list of officials promoted to Grade C1 in the promotion year 2003 and, in any case, the decision not to enter her name in those lists;
- annul, so far as may be necessary, the decision rejecting her complaint;
- order the defendant to pay the costs.

Pleas in law and main arguments

The pleas in law and main arguments put forward in this case are similar to those put forward in Case T-132/04 José Luis Buendía Sierra v Commission.

Action brought on 4 October 2004 by Anke Kröppelin against the Council of the European Union

(Case T-408/04)

(2004/C 300/98)

(Language of the Case: French)

An action against the Council of the European Union was brought before the Court of First Instance of the European Communities on 4 October 2004 by Anke Kröppelin, resident in Brussels, represented by Sébastien Orlandi, Albert Coolen, Jean-Noël Louis and Etienne Marchal, lawyers, with an address for service in Luxembourg.