

1. Dismisses the action;
2. Orders the defendant to pay the costs.

(¹) OJ C 251 of 18 October 2003.

4. Orders each party to bear its own costs.

(¹) OJ C 7 of 10.1.2004.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 16 February 2005

in Case T-354/03 Gemma Reggimenti v European Parliament (¹)

(Officials — Reimbursement of dependent child's travel expenses — Division if two married officials divorce)

(2005/C 93/56)

(Language of the case: French)

In Case T-354/03: Gemma Reggimenti, an official of the European Parliament, residing in Woluwé-Saint-Lambert (Belgium), represented by C. Junion, lawyer, with an address for service in Luxembourg, against the European Parliament (Agents: L.G. Knudsen and A. Bencomo Weber, with an address for service in Luxembourg) — action for annulment of the Parliament's decision of 27 May 2003, confirmed by letter of 17 July 2003, by which it decided, under Article 8 of Annex VII to the Staff Regulations to divide, from 2002, the reimbursement of travelling expenses for the applicant's daughter between the two divorced officials — the Court of First Instance (Third Chamber), composed of J. Azizi, President, M. Jaeger and O. Czúcz, Judges; I. Natsinas, Administrator, for the Registrar, gave a judgment on 16 February 2005, in which it:

1. Declares the action inadmissible as regards the fixed-rate travel expenses prior to 2002.
2. Declares the action inadmissible also in so far as it contains an application for an injunction.
3. Dismisses the remainder of the claims in the application as unfounded.

ORDER OF THE PRESIDENT OF THE COURT OF FIRST INSTANCE

of 31 January 2005

in Case T-447/04 R Capgemini Nederland BV v Commission of the European Communities

(Public contracts for services — Community tendering procedure — Interim proceedings — Prima facie case — Urgency)

(2005/C 93/57)

(Language of the case: English)

In Case T-447/04 R: Capgemini Nederland BV, established in Utrecht (Netherlands), represented by M. Meulenbelt and H. Speyart, lawyers, against Commission of the European Communities (Agent: L. Parpala, with an address for service in Luxembourg) — application for suspension of operation, first, of the Commission's decision to reject the bid submitted by the applicant in response to a call for tenders (JAI-C3-2003-01) for the development and installation of a second-generation Schengen Information System (SIS II) and for the possible development and installation of a Visa Information System (VIS) in the field of justice and home affairs and of its decision to award the contract to another bidder and, secondly, of the Commission's decision to conclude a contract relating to the SIS II and VIS systems with another bidder — the President of the Court of First Instance has made an order on 31 January 2005, the operative part of which is as follows:

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