

established in Monteux (France), Menú Srl, established in Medolla (Italy), Mutti SpA, established in Montechiarugolo (Italy), National Conserve Srl, established in Sant'Egidio del Monte Albino, Nestlé España, SA, established in Miajadas, Nuova Agricast Srl, established in Verignola (Italy), Pancrazio SpA, established in Cava De'Tirreni (Italy), Pecos SpA, established in Castel San Giorgio, Pelati Sud di De Stefano Catello Sas, established in Sant'Antonio Abate, Pomagro Srl, established in Fisciano, Pomilia Srl, established in Nocera Superiore, Raffaele Viscardi Srl, established in Scafati, Rispoli Luigi & C. Srl, established in Altavilla Silentina (Italy), Rodolfi Mansueto SpA, established in Collecchio, Riberal de Navarra S. en C., established in Castejon (Spain), Salvati Mario & C. SpA, established in Mercato San Severino, Saviano Pasquale Srl, established in San Valentino Torio, Sefa Srl, established in Nocera Superiore, Serraikei Konservopia Oporokipeftikon Serko SA, established in Serres, Sevath SA, established in Xanthi (Greece), Silaro Conserve Srl, established in Nocera Superiore, ARP — Agricoltori Riuniti Piacentini Soc. coop. rl, established in Gariga di Podenzano (Italy), Société coopérative agricole de transformations and de ventes (SCATV), established in Camaret-sur-Aigues (France), Sociedade de Industrialização de Produtos Agrícolas — Sopragol, SA, established in Mora (Portugal), Spineta SpA, established in Pontecagnano Faiano (Italy), Star Stabilimento Alimentare SpA, established in Agrate Brianza (Italy), Steriltom Aseptic — System Srl, established in Plaisance (Italy), Sugal Alimentos, SA, established in Azambuja (Portugal), Sutol — Indústrias Alimentares, L^{da}, established in Alcácer do Sal (Portugal), Tomsil — Sociedade Industrial de Concentrado de Tomate, SA, established in Ferreira do Alentejo (Portugal), Transformaciones Agrícolas de Badajoz, SA, established in Villanueva de la Serena (Spain), Zanae — Nicoglou levures de boulangerie industrie commerce alimentaire SA, established in Thessalonica (Greece), represented by J. da Cruz Vilaça, R. Oliveira, M Melícias and D. Choussy, avocats, against Commission of the European Communities (Agent: M. Nolin, with an address for service in Luxembourg) — the Court of First Instance (Third Chamber), composed of J. Azizi, President, F. Dehousse and E. Cremona, Judges; J. Palacio González, Principal Administrator, for the Registrar, gave a judgment on 17 March 2005, in which it:

1. *Dismisses the application;*

2. *Orders the applicants to bear five sixths of their costs and the Commission, in addition to bearing its own costs, to pay one sixth of the applicant's costs.*

(¹) OJ C 251 of 18.10.2003.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 16 March 2005

in Case T-329/03 Fabio Andrés Ricci v Commission of the European Communities (¹)

(Officials — Competition — Condition for admission — Professional experience — Decisions of the competition selection board — Type of control exercised by the appointing authority — Evaluation of experience — Legitimate expectations)

(2005/C 132/48)

(Language of the case: Italian)

In Case T-329/03: Fabio Andrés Ricci, residing in Turin (Italy), represented by M. Condinanzi, lawyer, against Commission of the European Communities (Agents: J. Currall and H. Tserepa-Lacombe, and A. Dal Ferro, lawyer, with an address for service in Luxembourg) — application for annulment of the decision of the Commission not to appoint the applicant in connection with vacancy notice COM/2001/5265/R — the Court of First Instance (Second Chamber), composed of J. Pirrung, President, N.J. Forwood and S. Pappasavvas, Judges; J. Palacio González, Principal Administrator, for the Registrar, gave a judgment on 16 March 2005, in which it:

1. *Dismisses the application;*

2. *Orders each party to bear its own costs.*

(¹) OJ C 275, 15.11.2003.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 17 March 2005

in Case T-362/03 Antonio Milano v Commission of the European Communities (¹)

(Officials — Recruitment — Competition — Refusal of admission to a competition — Action for annulment and damages)

(2005/C 132/49)

(Language of the case: Italian)

In Case T-362/03: Antonio Milano, residing in Isernia (Italy), represented by S. Scarano, lawyer, against Commission of the