

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 5 July 2005

**in Case T-9/04 Luigi Marcuccio v Commission of the European Communities** <sup>(1)</sup>

*(Officials — Social security benefits — Accident — Article 73 of the Staff Regulations — Admissibility — Statement of reasons)*

(2005/C 217/86)

*(Language of the case: Italian)*

In Case T-9/04: Luigi Marcuccio, official of the Commission of the European Communities, residing in Tricase (Italy), represented by M. Di Stefano and A. Distante, lawyers, against Commission of the European Communities (Agents: J. Currall and C. Berardis-Kayser, assisted by A. Dal Ferro, lawyer, with an address for service in Luxembourg) — application primarily for annulment of the Commission's implied decision rejecting the application submitted by the applicant on 3 December 2002 with a view to securing acknowledgment of an accident under Article 73 of the Staff Regulations of Officials of the European Communities — the Court of First Instance (First Chamber), composed of J.D. Cooke, President, I. Labucka and V. Trstenjak, Judges; J. Palacio González, Principal Administrator, for the Registrar, gave a judgment on 5 July 2005, in which it:

1. Annuls the Commission's decision rejecting the application submitted by the applicant on 3 December 2002 with a view to securing acknowledgment of an accident under Article 73 of the Staff Regulations of Officials of the European Communities.
2. Dismisses the claims for the Court to order measures of inquiry.
3. Declares the remainder of the application inadmissible.
4. Orders the Commission to pay the costs.

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<sup>(1)</sup> OJ C 85, 3.4.2004

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 6 July 2005

**in Case T-148/04 TQ3 Travel Solutions Belgium SA v Commission of the European Communities** <sup>(1)</sup>

*(Public service contracts — Community tendering procedure — Provision of travel agency services for travel undertaken by officials and agents of the institutions)*

(2005/C 217/87)

*(Language of the case: French)*

In Case T-148/04: TQ3 Travel Solutions Belgium SA, established in Mechelen (Belgium), initially represented by R. Ergec and K. Möric, and then by B. Lissoir, lawyers, against Commission of the European Communities (Agents: L. Parpala and E. Manhaeve, with an address for service in Luxembourg), supported by Wagon-Lits Travel SA, established in Brussels (Belgium), represented by F. Herbert and H. Van Peer, lawyers, and D. Harrison, Solicitor, with an address for service in Luxembourg — application both for annulment of the Commission's decisions not to award to the applicant lot No 1 of the contract covered by Notice No 2003/S 143 129409 for the provision of travel agency services but to award that lot to another undertaking and also for damages to compensate for the loss suffered by the applicant following the rejection of its tender — 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 6 July 2005, in which it:

1. Dismisses the application;
2. Orders the applicant to pay the costs incurred by the Commission and the intervener, including those of the proceedings on the application for interim measures.

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<sup>(1)</sup> OJ C 179, 10.7.2004