

Application for

annulment of the decision of the Fourth Board of Appeal of OHIM of 30 June 2004 (Case R 0458/2002-4) concerning opposition proceedings between Bunker & BKR, SL and Marine Stock Ltd

Operative part of the judgment

The Court:

1. *Annuls the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 30 June 2004 (Case R 0458/2002-4);*
2. *Orders OHIM to bear its own costs and to pay the costs incurred by the applicant;*
3. *Orders the intervener to bear its own costs.*

(¹) OJ C 314, 18.12.2004.

Order of the Court of First Instance of 7 September 2005 — Krahl v Commission

(Case T-358/03) (¹)

(Officials — Service in a non-member country — Accommodation expenses — Actions — Time-limits — Mandatory — Late action — Inadmissible)

(2005/C 296/49)

Language of the case: French

Parties

Applicant(s): Sigfried Krahl (Zagreb, Croatia) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and E. Marchel, lawyers)

Defendant(s): Commission of the European Communities (represented by: J. Currall and H. Krämer, Agents)

Application for

annulment of the Commission's decision refusing to reimburse all the accommodation expenses incurred by the applicant following his posting to Zagreb

Operative part of the Order

1. *The action is dismissed as inadmissible;*
2. *Each of the parties shall bear its own costs.*

(¹) OJ C 7, 10.1.2004.

Order of the Court of First Instance of 14 September 2005 — Ehcon v Commission

(Case T-140/04) (¹)

(Public service contracts — Call for tenders — Rejection of tenderer's offer — Non-contractual liability — Limitation period — Inadmissibility — Action clearly unfounded)

(2005/C 296/50)

Language of the case: Dutch

Parties

Applicant(s): Adviesbureau Ehcon BV (Reeuwijk, Netherlands) (represented by: M. Goedkoop, lawyer)

Defendant(s): Commission of the European Communities (represented by: L. Parpala and E. Manhaeve, Agents)

Application for

compensation for the damage allegedly suffered by the applicant because of the rejection of its tender under a call for tenders, published on 10 April 1996 (OJ 1996 C 232, p. 35), for services in relation to Council Directive 80/778/EEC of 15 July 1980 relating to the quality of water intended for human consumption (OJ 1980 L 229, p. 11).

Operative part of the Order

1. *The action is dismissed as partly inadmissible and partly clearly without foundation.*
2. *The applicant is to pay the costs.*

(¹) OJ C 146, 29.5.2004.