

Defendant: Commission of the European Communities (represented by: V. Kreuzschitz, Agent)

Re:

Application for annulment of the decision contained in a letter from the Commission of 20 October 2004 concerning the recovery of State aid granted by the German authorities to Space Park Development GmbH & Co. KG.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *The applicant, SP Entertainment Development GmbH, shall pay all the costs.*

(¹) OJ C 115 of 14.5.2005.

**Order of the Court of First Instance of 5 February 2007 —
Sinara Handel v Council and Commission**

(Case T-91/05) (¹)

(Preliminary issues — Plea of inadmissibility — Action for damages — Loss of profit — Application for repayment of anti-dumping duties — No jurisdiction)

(2007/C 95/83)

Language of the case: English

Parties

Applicant: Sinara Handel GmbH (Cologne, Germany) (represented by: K. Adamantopoulos and E. Petrissi, lawyers)

Defendants: Council of the European Union (represented by: J.-P. Hix, Agent, assisted by G. Berrisch, lawyer); and Commission of the European Communities (represented by: N. Khan and T. Scharf, Agents)

Re:

Action for compensation under Article 288 EC for the damage allegedly suffered because of the adoption of Council Regulation (EC) No 2320/97 of 17 November 1997 imposing definitive anti-dumping duties on imports of certain seamless pipes and tubes of iron or non-alloy steel originating in Hungary, Poland, Russia, the Czech Republic, Romania and the Slovak Republic, repealing Regulation (EEC) No 1189/93 and terminating the proceeding in respect of such imports originating in the Republic of Croatia (OJ 1997 L 322, p. 1)

Operative part of the order

The Court:

1. *Dismisses the application as inadmissible;*
2. *Orders the applicant, Sinara Handel GmbH, to bear the costs.*

(¹) OJ C 115, 14.5.2005.

**Order of the Court of First Instance of 26 February 2007
— Evropaiki Dynamiki v Commission**

(Case T-205/05) (¹)

(Actions for annulment — Arbitration clause — e-Content Programme — Termination of contract — Repayment — Inadmissibility)

(2007/C 95/84)

Language of the case: English

Parties

Applicant: Evropaiki Dynamiki — Proigmena Systemata Tilepikoinonion Pliroforikis kai Tilematikis AE (Athens, Greece)

Defendant: Commission of the European Communities (represented by: M. Wilderspin and M. Patkova, Agents)

Re:

Action for annulment, first, of the Commission's decision of 16 May 2003 to terminate contract EDC-53007 EEBO/27873; secondly, of the Commission's decision of 12 November 2004 to reimburse to the applicant an amount for the costs of labour not exceeding EUR 85 971; and thirdly, the Commission's decision of 7 March 2005 to issue a debit note in the amount of EUR 59 485 in respect of the applicant.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *The applicant is ordered to bear its own costs and to pay those of the Commission.*

(¹) OJ C 193, 6.8.2005.