

**Judgment of the Court of First Instance of 11 July 2007 —
Alrosa v Commission**

(Case T-170/06) ⁽¹⁾

(Competition — Abuse of a dominant position — World market for the production and supply of rough diamonds — Decision making binding the commitments proposed by the undertaking in a dominant position — Article 9 of Regulation (EC) No 1/2003 — Principle of proportionality — Contractual freedom — Right to be heard)

(2007/C 199/70)

Language of the case: English

Parties

Applicant: Alrosa Company Ltd (Mirny, Russia) (represented by: R. Subiotto, S. Mobley and K. Jones, lawyers)

Defendant: Commission of the European Communities (represented by: F. Castillo de la Torre, A. Whelan and R. Sauer, Agents)

Re:

Annulment of Commission Decision 2006/520/EC of 22 February 2006 relating to a proceeding pursuant to Article 82 [EC] and Article 54 of the EEA Agreement (Case COMP/B-2/38.381 — De Beers) (OJ 2006 L 205, p. 24) making binding the commitments given by De Beers to bring to an end its purchases of rough diamonds from Alrosa with effect from 2009, after a period of progressive reduction of the amounts purchased by it from 2006 to 2008, and bringing the proceedings to an end in accordance with Article 9 of Council Regulation (EC) No 1/2003 of 16 December 2002 on the implementation of the rules on competition laid down in Articles 81 [EC] and 82 [EC] (OJ 2003 L 1, p. 1).

Operative part of the judgment

The Court:

1. Annuls Commission Decision 2006/520/EC of 22 February 2006 relating to a proceeding pursuant to Article 82 [EC] and Article 54 of the EEA Agreement (Case COMP/B-2/38.381 — De Beers);
2. Orders the Commission to pay its own costs and those incurred by Alrosa Company Ltd.

⁽¹⁾ OJ C 212, 2.9.2006.

**Judgment of the Court of First Instance of 5 July 2007 —
Sanchez Ferriz v Commission**

(Case T-247/06 P) ⁽¹⁾

(Appeal — Civil service — Officials — Career development report — 2003 promotions procedure — Appeal unfounded)

(2007/C 199/71)

Language of the case: French

Parties

Appellant: Carlos Sanchez Ferriz (Brussels, Belgium) (represented by: F. Frabetti, lawyer)

Other party to the proceedings: Commission of the European Communities (represented by: G. Berscheid and M. Velardo, acting as Agents)

Re:

Appeal brought against the judgment of the Civil Service Tribunal of the European Union (Second Chamber) of 28 June 2006 in Case F-19/05 Sanchez Ferriz v Commission (not yet published in European Court Reports), seeking the annulment of that judgment.

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders Mr Carlos Sanchez Ferriz to pay the costs of these proceedings.

⁽¹⁾ OJ C 261, 28.10.2006.

**Judgment of the Court of First Instance of 9 July 2007 —
Sun Chemical Group and Others v Commission**

(Case T-282/06) ⁽¹⁾

(Competition — Concentration — European rosin resin market for printing ink applications — Decision declaring a concentration compatible with the common market — Guidelines on the assessment of horizontal mergers — Market shares and concentration levels — Non-coordinated effects — Coordinated effects — Obligation to state reasons)

(2007/C 199/72)

Language of the case: English

Parties

Applicants: Sun Chemical Group and Others (Weesp, Netherlands); Siegwirk Druckfarben AG (Sieburg, Germany) and Flint Group Germany GmbH (Stuttgart, Germany) (represented by: N. Doodoo and K.H. Eichhorn, lawyers)