

2. Dismisses the action as to the remainder.
3. Orders the applicant to bear four-fifths of its own costs and to pay four-fifths of the costs incurred by the Commission. The Commission shall bear a fifth of its own costs and pay a fifth of the costs incurred by González y Díez.

(<sup>1</sup>) OJ C 71, 20.3.2004.

**Judgment of the Court of First Instance of 12 September 2007 — API v Commission**

(Case T-36/04) (<sup>1</sup>)

*(Access to documents — Pleadings lodged by the Commission in proceedings before the Court of Justice and the Court of First Instance — Decision refusing access)*

(2007/C 247/37)

Language of the case: English

**Parties**

*Applicant:* Association de la presse internationale a.s.b.l. (API) (Brussels, Belgium) (represented by: S. Völcker, F. Louis and J. Heithecker, avocats)

*Defendant:* Commission of the European Communities (represented by: C. Docksey and P. Aalto, Agents)

**Re:**

Application for the annulment of the Commission's decision of 20 November 2003 rejecting an application by the applicant for access to the pleadings lodged by the Commission in proceedings before the Court of Justice and the Court of First Instance

**Operative part of the judgment**

*The Court:*

1. Annuls the Commission's decision of 20 November 2003 in so far as it refused access to the pleadings submitted by the Commission before the Court of Justice in Case C-466/98 *Commission v United Kingdom*; Case C-467/98 *Commission v Denmark*; Case C-468/98 *Commission v Sweden*; Case C-469/98 *Commission v Finland*; Case C-471/98 *Commission v Belgium*; Case C-472/98 *Commission v Luxembourg*; Case C-475/98 *Commission v Austria and Case C-476/98 Commission v Germany and before the Court of First Instance in Case T-342/99 Airtours v Commission*;

2. Dismisses the remainder of the action;

3. Orders each party to bear its own costs.

(<sup>1</sup>) OJ C 71, 20.3.2004.

**Judgment of the Court of First Instance (Second Chamber) of 12 September 2007 — Finland v Commission**

(Case T-230/04) (<sup>1</sup>)

*(EAGGF — Guarantee section — System of control of area aid in certain regions — Expenditure excluded from Community financing)*

(2007/C 247/38)

Language of the case: Finnish

**Parties**

*Applicant:* Republic of Finland (represented: initially by A. Guimaraes-Purokoski and T. Pynnä and subsequently by A. Guimaraes-Purokoski and E. Bygglin, Agents)

*Defendant:* Commission of the European Communities (represented by: M. Huttunen and L. Visaggio, Agents)

**Re:**

Application for annulment of Commission Decision 2004/136/EC of 4 February 2004 excluding from Community financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF) (OJ 2004 L 40, p. 31) in so far as it excludes certain expenditure incurred by the Republic of Finland in connection with area aid in certain regions, because of the insufficiency of the system of control applied.

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders the Republic of Finland to pay the costs.

(<sup>1</sup>) OJ C 146, 29.5.2004 (formerly Case C-162/04).