

**Re:**

Application for annulment of Commission Decision C(2002) 5087 final of 17 December 2002, relating to a proceeding under Article 65 CS (Case COMP/37.956 — Reinforcing bars).

**Operative part of the judgment**

The Court:

1. Annuls Commission Decision C(2002) 5087 final of 17 December 2002 relating to a proceeding under Article 65 CS (Case COMP/37.956 — Reinforcing bars) with regard to Riva Acciaio SpA;
2. Orders the Commission to bear its own costs and to pay those incurred by Riva Acciaio;
3. Orders the Italian Republic to bear its own costs.

(<sup>1</sup>) OJ C 101, 26.4.2003.

**Judgment of the Court of First Instance of 25 October 2007 — Feralpi Siderurgica v Commission**

(Case T-77/03) (<sup>1</sup>)

*(Agreements, decisions and concerted practices — Producers of reinforcing bars — Decision establishing an infringement of Article 65 CS — Decision based on the ECSC Treaty after expiry of that treaty — Lack of competence of the Commission)*

(2007/C 297/75)

Language of the case: Italian

**Parties**

*Applicant:* Feralpi Siderurgica SpA (Brescia, Italy) (represented by: G.M. Roberti, A. Franchi and I. Perego, lawyers)

*Defendant:* Commission of the European Communities (represented by: L. Pignataro-Nolin and A. Whelan, Agents, and P. Manzini, lawyer)

*Intervener in support of the applicant:* Italian Republic (represented by: I. Braguglia, Agent)

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**Operative part of the judgment**

The Court:

1. Annuls Commission Decision C(2002) 5087 final of 17 December 2002 relating to a proceeding under Article 65 CS (Case COMP/37.956 — Reinforcing bars) with regard to Feralpi Siderurgica SpA;
2. Orders the Commission to bear its own costs and to pay those incurred by Feralpi Siderurgica;
3. Orders the Italian Republic to bear its own costs.

(<sup>1</sup>) OJ C 112, 10.5.2003.

**Judgment of the Court of First Instance of 25 October 2007 — Ferriere Nord v Commission**

(Case T-94/03) (<sup>1</sup>)

*(Agreements, decisions and concerted practices — Producers of reinforcing bars — Decision establishing an infringement of Article 65 CS — Decision based on the ECSC Treaty after expiry of that treaty — Lack of competence of the Commission)*

(2007/C 297/76)

Language of the case: Italian

**Parties**

*Applicant:* Ferriere Nord SpA (Osoppo, Italy) (represented by: W. Viscardini, G. Donà and E. Perricone, lawyers)

*Defendant:* Commission of the European Communities (represented by: L. Pignataro-Nolin and A. Whelan, Agents, and M. Moretto, lawyer)

*Intervener in support of the applicant:* Italian Republic (represented by: I. Braguglia, Agent)

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