

**Re:**

Application for annulment of Commission Decision 2005/566/EC of 9 December 2004 relating to a proceeding under Article 81 [EC] and Article 53 of the EEA Agreement (Case COMP/E 2/37.533 — Choline chloride) (summary published in OJ 2005 L 190, p. 22).

**Operative part of the judgment**

*The Court:*

1. Dismisses the application;
2. Orders Akzo Nobel NV, Akzo Nobel Nederland BV, Akzo Nobel Chemicals International BV, Akzo Nobel Chemicals BV and Akzo Nobel Functional Chemicals BV to pay the costs.

(<sup>1</sup>) OJ C 143, 11.6.2005.

**Judgment of the Court of First Instance of 13 December 2007 — Angelidis v Parliament**

(Case T-113/05) (<sup>1</sup>)

*(Staff cases — Officials — Filling an A2 post — Rejection of candidature — Breach of essential procedural requirements — Action for annulment — Action for damages)*

(2008/C 22/77)

*Language of the case: French*

**Parties**

*Applicant:* Angel Angelidis (Luxembourg, Luxembourg) (represented by: É. Boigelot, lawyer)

*Defendant:* European Parliament (represented by: A. Bencomo Weber, J. F. de Wachter and A. Lukošiušė, agents)

**Re:**

First, application for annulment of the decision of the European Parliament to reject the candidature of the applicant for the post of Director of the 'Budgetary Affairs' Directorate of the Directorate-General for Committees responsible for the internal policies of the Parliament and to appoint another candidate to the post and, second, an application for damages to compensate for the damage allegedly suffered by the applicant as a result of the rejection of his candidature.

**Operative part of the judgment**

*The Court:*

1. Annuls the decision of the Bureau of the European Parliament of 25 February 2004 appointing Mr Alfredo De Feo to the position

*of Director of Budgetary Affairs of the Directorate-General for Committees responsible for the internal policies of the European Parliament.*

2. Dismisses the remainder of the action;
3. Orders the Parliament to pay the costs.

(<sup>1</sup>) OJ C 115, 14.5.2005.

**Judgment of the Court of First Instance of 12 December 2007 — Italy v Commission**

(Case T-308/05) (<sup>1</sup>)

*(Structural funds — Co-financing — Regulations (EC) No 1260/1999 and (EC) No 448/2004 — Conditions concerning the eligibility of payments on account made by national bodies within the framework of State aid schemes — Proof of use of the funds by the final beneficiary — Actions for annulment — Challengeable act)*

(2008/C 22/78)

*Language of the case: Italian*

**Parties**

*Applicant:* Italian Republic (represented by: initially by A. Cingolo, and subsequently by P. Gentili, avvocati dello Stato)

*Defendant:* Commission of the European Communities (represented by: L. Flynn and M. Velardo, Agents, assisted by G. Faedo, avocat)

**Re:**

Annulment of the Commission decisions allegedly contained in Commission letters No 5272 of 7 June 2005, No 5453 of 8 June 2005, Nos 5726 and 5728 of 17 June 2005 and No 5952 of 23 June 2005.

**Operative part of the judgment**

*The Court:*

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

(<sup>1</sup>) OJ C 257, 15.10.2005.