

3. *Lactalis Gestion Lait SNC and Lactalis Investissements SNC are ordered to pay the costs.*

(<sup>1</sup>) OJ C 69, 24.3.2007.

**Order of the Court of First Instance of 8 May 2008 — Frankin and Others v Commission**

(Case T-92/07 P) (<sup>1</sup>)

**(Appeal — Civil Service — Officials and members of the temporary staff — Pension — Transfer of pension rights — Appeal manifestly inadmissible — Appeal manifestly unfounded)**

(2008/C 171/66)

Language of the case: French

**Parties**

*Appellants:* Jacques Frankin (Sorée, Belgium) and the 482 other officials and members of the temporary staff of the Commission of the European Communities whose names are listed in the annex to the judgment (represented by: F. Frabetti, lawyer)

*Other party to the proceedings:* Commission of the European Communities (represented by: C. Berardis-Kayser and D. Martin, agents)

**Re:**

Appeal against the judgment of the Civil Service Tribunal of the European Union (First Chamber) of 16 January 2007 in *Frankin and Others v Commission* (Case F-3/06, not yet published in the ECR) seeking the annulment of that judgment.

**Operative part of the order**

1. *The appeal is dismissed;*
2. *Mr Jacques Frankin and the 482 other officials and members of the temporary staff of the Commission whose names are listed in the annex to the judgment shall bear their own costs and the costs incurred by the Commission in the context of the present instance.*

(<sup>1</sup>) OJ C 117 of 26.5.2007.

**Order of the Court of First Instance of 5 May 2008 — Pathé Distribution SAS v Education, Audiovisual & Culture Executive Agency**

(Case T-239/07) (<sup>1</sup>)

**(Arbitration clause — Education, Audiovisual & Culture Executive Agency — No need to adjudicate)**

(2008/C 171/67)

Language of the case: French

**Parties**

*Applicant:* Pathé Distribution SAS (Paris, France) (represented by: P. Deprez, lawyer)

*Defendant:* Education, Audiovisual & Culture Executive Agency (represented by: H. Monet, agent, assisted by J.-L. Fagnart, lawyer)

**Re:**

First, annulment of the decision of the Education, Audiovisual & Culture Executive Agency of 8 May 2007 terminating contract No 2006-09120304D1021001FD1507 and, second, an order that the Education, Audiovisual & Culture Executive Agency should pay to the applicant the sum of EUR 9 737 in execution of the said contract.

**Operative part of the order**

1. *There is no need to adjudicate on the action;*
2. *The Education, Audiovisual & Culture Executive Agency is ordered to pay the costs.*

(<sup>1</sup>) OJ C 211 of 8.9.2007.

**Order of the Court of First Instance of 28 April 2008 — Grohe v OHIM — Compañía Roca Radiadores (ALIRA)**

(Case T-315/07) (<sup>1</sup>)

**(Community trade mark — Opposition — Withdrawal of the opposition — No need to adjudicate)**

(2008/C 171/68)

Language of the case: German

**Parties**

*Applicant:* Grohe AG (Hemer, Germany) (represented by: A. Lensing-Kramer, lawyer)