

Action brought on 30 April 2008 — Buschak v European Foundation for the Improvement of Living and Working Conditions**(Case F-47/08)**

(2008/C 171/104)

*Language of the case: French***Parties**

Applicant: Willy Buschak (Bonn, Germany) (represented by: L. Lévi and C. Ronzi, lawyers)

Defendant: European Foundation for the improvement of living and working conditions

The subject-matter and description of the proceedings

Application for annulment of the decision amending the applicant's job description and an order that the defendant pay him a sum by way of compensation for the material and non-material harm suffered.

Form of order sought

The applicant claims that the Tribunal should:

- annul the decision delivered by the director of the European Foundation for the Improvement of Living and Working Conditions to the applicant on 4 July 2007, amending his job description;
- so far as necessary, annul the decision of 29 or 30 January 2008 rejecting the applicant's complaint;
- order the European Foundation for the Improvement of Living and Working Conditions to pay EUR 50 000 by way of compensation for the harm suffered;
- order the European Foundation for the Improvement of Living and Working Conditions to pay the costs.

Action brought on 27 April 2008 — Ortega Serrano v Commission**(Case F-48/08)**

(2008/C 171/105)

*Language of the case: Spanish***Parties**

Applicant: Antonio Ortega Serrano (Cádiz, Spain) (represented by: A. Ortega Serrano, lawyer)

Defendant: Commission of the European Communities

Subject-matter and description of the proceedings

Annulment of the decision of the selection board in competition EPSO/AD/26/05 not to include the applicant's name on the list of successful candidates.

Form of order sought

- Annul the decision not to include the applicant's name in the reserve list of competition EPSO/AD/26/05 or to afford him the opportunity of taking the oral test again;
- Order the Commission to set a new date for the oral test;
- Order the Commission to state the reasons for its decision EPSO/900/R;
- Grant the applicant access to the records of the oral test;
- Grant the applicant access to all the documents which form part of his personal file;
- Declare that the applicant, who is a lawyer practising before the Spanish courts, may represent himself;
- Order the examination of the personal files of all the candidates whose names are included in the list of successful candidates in order to verify that all of them have a level of education which corresponds to completed university studies of at least three years attested by a diploma in law and that they submitted their applications within the time limits and in the correct form;
- Declare the documents presented as annexes in French and English to be admissible;
- Order the defendant to pay the costs.