

Form of order sought

- Annul the decisions of the appointing authority of the European Parliament not to grant the applicants the daily subsistence allowance laid down in Article 10 of Annex VII to the Staff Regulations;
- Order the European Parliament to pay the costs.

Pleas in law and main arguments

In support of their action, the applicants invoke the infringement of Article 71 of the Staff Regulations and of Article 10 of Annex VII to the Staff Regulations.

Action brought on 18 March 2008 — Carvalho Garcia v Council

(Case F-40/08)

(2008/C 183/65)

*Language of the case: Portuguese***Parties**

Applicant: Daniela Carvalho Garcia (Sines, Portugal) (represented by: F. Antas da Cunha, lawyer)

Defendant: Council of the European Union

Subject-matter and description of the proceedings

Annulment of the Council's decision refusing to grant the education allowance for the applicant's daughter

Form of order sought

The applicant claims that the Tribunal should:

- Annul the final decision of the Council of the European Union's head of personnel of 16 November 2007 and rule that it must be replaced by a separate decision granting the education allowance for the applicant's daughter with regard to the 2006/2007 school year

Action brought on 16 April 2008 — Spee v Europol

(Case F-43/08)

(2008/C 183/66)

*Language of the case: Dutch***Parties**

Applicant: David Spee (Rijswijk, Netherlands) (represented by: P. de Casparis, lawyer)

Defendant: Europol Police Office (Europol)

Subject-matter and description of the proceedings

Application for annulment of Europol's decision to withdraw the offer of employment for which the applicant had submitted an application and to subsequently republish it, and an application for damages

Form of order sought

The applicant claims that the Tribunal should:

- Annul the decision of 7 January 2008 issued after a complaint and the underlying decisions of 20 June 2007 and 6 July 2007 to declare vacant once again the post of First Officer in the IMT1 Infrastructure Unit and not to appoint the applicant;
- Order Europol to search for an equitable solution to the situation in which the applicant finds himself following the rash and defective decision;
- Order Europol to pay damages to the applicant in the amount of EUR 5 000 net;
- Order Europol to pay the costs.

Action brought on 19 May 2008 — Giannini v Commission

(Case F-49/08)

(2008/C 183/67)

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

Applicant: Massimo Giannini (Brussels, Belgium) (represented by: L. Levi and C. Ronzi, lawyers)

Defendant: Commission of the European Communities