

**Judgment of the Civil Service Tribunal (Second Chamber)
of 27 October 2010 — Birkhoff v Commission**

(Case F-60/09) ⁽¹⁾

(Officials — Remuneration — Family allowances — Dependent child allowance — Child prevented by serious illness or invalidity from earning a livelihood — Application for extension of payment of the allowance — Article 2(5) of Annex VII to the Staff Regulations — Maximum income of the child as a condition for extending the payment of the allowance — Costs deductible from that income)

(2010/C 346/119)

Language of the case: Italian

Parties

Applicant: Gerhard Birkhoff (Weitnau, Germany) (represented by: C. Inzillo, lawyer)

Defendant: European Commission (represented by: J. Currall and B. Eggers, acting as Agents, assisted by A. Dal Ferro, lawyer)

Re:

Annulment of the decision rejecting the applicant's request for an extension of the payment of the dependent child allowance under Article 2(5) of Annex VII to the Staff Regulations

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders Mr Birkhoff to pay the costs in their entirety.

⁽¹⁾ OJ C 205, 29.8.2009, p. 50.

**Order of the Civil Service Tribunal of 23 September 2010
— Bui Van v Commission**

(Case F-51/07 RENV) ⁽¹⁾

(2010/C 346/120)

Language of the case: French

The President of the Second Chamber has ordered that the case be removed from the register.

⁽¹⁾ OJ C 170, 21.7.2007, p. 43.