

Defendant: European Commission (represented by: F. Castillo de la Torre, P. Costa de Oliveira and V. Bottka, agents, assisted by M. Marques Mendes, lawyer)

Re:

Application to suspend the operation of Commission Decision C(2010) 4387 final of 30 June 2010 relating to a proceeding under Article 101 TFEU and Article 53 of the EEA Agreement (Case COMP/38.344 — Pre-stressing steel), inter alia in so far as it imposes the obligation to set up a bank guarantee in order to avoid immediate recovery of the fine imposed under Article 2 of that decision.

Operative part of the order

1. *The application for interim measures is dismissed.*
2. *Costs are reserved.*

Order of the General Court of 18 July 2011 — Marcuccio v Commission

(Case T-450/10 P) ⁽¹⁾

(Appeal — Civil service — Officials — Reasonable period of time within which to bring a damages claim — Lateness — Appeal partly manifestly inadmissible and partly manifestly unfounded)

(2011/C 282/42)

Language of the case: Italian

Parties

Appellant: Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

Other party to the proceedings: European Commission (represented by: J. Currall and C. Berardis-Kayser, agents, assisted by A. Dal Ferro, lawyer)

Re:

Appeal brought against the order of the Civil Service Tribunal of the European Union (First Chamber) of 9 July 2010 in Case F-91/09 *Marcuccio v Commission*, not yet published in the ECR, and seeking to annul that order.

Operative part of the order:

1. *The appeal is dismissed.*
2. *Mr Luigi Marcuccio is to bear his own costs and those incurred by the European Commission in the present proceedings.*

⁽¹⁾ OJ C 317, 20.11.2010.

Order of the General Court of 21 July 2011 — Fuchshuber Agrarhandel v Commission

(Case T-451/10) ⁽¹⁾

(Action for damages — Common agricultural policy — Standing invitations to tender for the purchase of cereals on the Community market — Commission's supervisory power — Sufficiently serious breach of a rule of law conferring rights on individuals — Action obviously lacking any basis in law)

(2011/C 282/43)

Language of the case: German

Parties

Applicant: Fuchshuber Agrarhandel GmbH (Hörsching, Germany) (represented by: G. Lehner, lawyer)

Defendant: European Commission (represented by: G. von Rintelen and D. Triantafyllou, Agents)

Re:

Action seeking compensation for the loss allegedly suffered by the applicant because of the lack of supervision, by the Commission, of the conditions for implementing standing invitations to tender for the purchase of cereals on the Community market, in this case maize held by the Hungarian intervention agency

Operative part of the order

1. *The action is dismissed as obviously lacking any basis in law.*
2. *Fuchshuber Agrarhandel GmbH shall bear its own costs and pay those of the European Commission.*

⁽¹⁾ OJ C 317, 20.11.2010.

Order of the General Court of 6 July 2011 — SIR v Council

(Case T-142/11) ⁽¹⁾

(Common foreign and security policy — Restrictive measures taken in view of the situation in Côte d'Ivoire — Withdrawal of the list of persons concerned — Action for annulment — No need to adjudicate)

(2011/C 282/44)

Language of the case: French

Parties

Applicant: Société ivoirienne de raffinage (SIR) (Abidjan, Côte d'Ivoire) (represented by: M. Ceccaldi, lawyer)

Defendant: Council of the European Union (represented by: B. Driessen and A. Vitro, Agents)