

Defendant: European Commission (represented by: B. Smulders, P. Costa de Oliveira and F. Hoffmeister, Agents)

Interveners in support of the applicant: Kingdom of Spain (represented: initially by M. Muñoz Pérez, and subsequently by S. Centeno Huerta, Agents); and Republic of Poland (represented: initially by M. Dowgielewicz, and subsequently by M. Szpunar and B. Majczyna, Agents)

Interveners in support of the defendant: Kingdom of Denmark (represented: initially by J. Bering Liisberg and B. Weis Fogh, and subsequently by S. Juul Jørgensen and C. Vang, Agents); Republic of Finland (represented by: J. Heliskoski, Agent); and Kingdom of Sweden (represented by: K. Petkovska, A. Falk and S. Johannesson, Agents)

Re:

Application for annulment of Commission Decision SG.E.3/RG/mbp D(2008) 10067 of 5 December 2008 granting some citizens access to certain documents submitted by the Federal Republic of Germany in infringement procedure No 2005/4569.

Operative part of the judgment

The Court:

1. Dismisses the action.
2. Orders the Federal Republic of Germany to bear its own costs and those of the European Commission.
3. Orders the Kingdom of Denmark, the Kingdom of Spain, the Republic of Finland, the Republic of Poland and the Kingdom of Sweden to bear their own costs.

⁽¹⁾ OJ C 113, 16.5.2009.

Judgment of the General Court of (Fourth Chamber) of 14 February 2012 — Electrolux and Whirlpool v Commission

(Joined Cases T-115/09 and T-116/09) ⁽¹⁾

(State aid — Restructuring aid for a manufacturer of large home appliances notified by the French Republic — Decision declaring the aid compatible with the common market subject to conditions — Manifest errors of assessment — Guidelines on State aid for rescuing and restructuring firms in difficulty)

(2012/C 89/33)

Language of the case: English

Parties

Applicants: Electrolux AB (Stockholm, Sweden) (represented by: F. Wijckmans and H. Burez, lawyers) (Case T-115/09); and

Whirlpool Europe BV (Breda, Netherlands) (represented: initially by F. Tuytschaever and B. Bellen, and subsequently by H. Burez and F. Wijckmans, lawyers)

Defendant: European Commission (represented by: L. Flynn and C. Giolito, Agents)

Interveners in support of the defendant: French Republic (represented: initially by G. de Bergues and A.-L. Vendrolini, and subsequently by G. de Bergues and J. Gstalter, Agents); Fagor France SA (Rueil-Malmaison, France) (represented by J. Derenne and A. Müller-Rappard, lawyers)

Re:

Annulment of the Commission Decision of 21 October 2008 on State aid C 44/2007 (ex N 460/2007) which France is planning to implement for FagorBrandt (OJ 2009 L 160, p. 11.

Operative part of the judgment

The Court:

1. Annuls Commission Decision 2009/485/EC of 21 October 2008 on State aid No C 44/07 (ex N 460/07) which France is planning to implement for FagorBrandt;
2. Orders the European Commission to bear its own costs and to pay those of Electrolux AB and Whirlpool Europe BV;
3. Orders the French Republic and Fagor France SA to bear their own costs.

⁽¹⁾ OJ C 113, 16.5.2009.

Judgment of the General Court of 10 February 2012 — Verenigde Douaneagenten v Commission

(Case T-32/11) ⁽¹⁾

(Customs union — Imports of raw cane sugar from the Netherlands Antilles — Post-clearance recovery of import duties — Request for remission of import duties — Article 220(2)(b) and Article 239 of Regulation (EEC) No 2913/92 — Infringement of essential procedural requirements)

(2012/C 89/34)

Language of the case: Dutch

Parties

Applicant: Verenigde Douaneagenten BV (Rotterdam, Netherlands) (represented by: J. van der Meché and S. Moolenaar, lawyers)

Defendant: European Commission (represented by: L. Bouyon and B. Burggraaf, acting as Agents)