

Re:

Annulment of Council Decision 2011/57/EU of 20 December 2010 amending Decision 2010/320/EU (OJ 2010 L 145, p. 6) addressed to Greece with a view to reinforcing and deepening fiscal surveillance and giving notice to Greece to take measures for the deficit reduction judged necessary to remedy the situation of excessive deficit (OJ 2011 L 26, p. 15)

Operative part of the order

1. *The action is dismissed.*
2. *Anotati Dioikisi Enoseon Dimosion Ypallilon (ADEDY), Mr Spyridon Papaspyros and Mr Ilias Iliopoulos shall bear their own costs and pay those incurred by the Council of the European Union.*
3. *The European Commission shall bear its own costs.*

(¹) OJ C 186, 25.6.2011.

Order of the General Court of 13 November 2012 — ClientEarth and Others v European Commission

(Case T-278/11) (¹)

(Actions for annulment — Access to documents — Regulation (EC) No 1049/2001 — Implied refusal of access — Period allowed for commencing proceedings — Delay — Manifest inadmissibility)

(2013/C 26/90)

Language of the case: English

Parties

Applicants: ClientEarth (London, United Kingdom); Friends of the Earth Europe (Amsterdam, Netherlands); Stichting FERN (Leiden, Netherlands); and Stichting Corporate Europe Observatory (Amsterdam) (represented by: P. Kirch, lawyer)

Defendant: European Commission (represented by: K. Herrmann and C. ten Dam, acting as Agents)

Re:

Application for annulment of the Commission's implied decision of 22 April 2011 refusing access to certain documents relating to the voluntary certification schemes for seeking recognition from the Commission under Article 18 of Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC (OJ 2009 L 140, p. 16).

Operative part of the order

1. *The action is dismissed as manifestly inadmissible.*

2. *The European Commission is ordered to bear its own costs and to pay three quarters of the costs of ClientEarth, Friends of the Earth Europe, Stichting FERN and Corporate Europe Observatory, which shall bear one quarter of their own costs.*

(¹) OJ C 219, 23.7.2011.

Order of the General Court of 19 October 2012 — Ellinika Nafpigeia and Hoern v Commission

(Case T-466/11) (¹)

(Action for annulment — State aid — Shipbuilding — Aid granted by the Greek authorities to a shipyard — Measures implementing the Commission's decision finding that the aid is incompatible with the common market and ordering that it be repaid — Inadmissibility)

(2013/C 26/91)

Language of the case: Greek

Parties

Applicants: Ellinika Nafpigeia AE (Skaramagka, Greece), and 2. Hoern Beteiligungs GmbH (Kiel, Germany) (represented by: K Chrysogonos and A. Mitsis, lawyers)

Defendant: European Commission (represented by: B. Stromsky and M. Konstantinidis, Agents)

Re:

Application for the annulment of Commission letter C(2010) 8274 final of 1 December 2010 relating to 'State aid case CR 16/2004 — Implementation of the negative Decision with recovery concerning State aid in favour of [the company Ellinika Nafpigeia AE] — Invocation by Greece of Article 346 paragraph 1 (b) TFEU and proceedings under Article 348 paragraph 1 TFEU', as supplemented by the documents and other material on the file of which the applicants became partially aware in June 2011.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *There is no need to adjudicate on the application by Nafpīgikes kai viomichanikes epicheiriseis Elefsinas for leave to intervene.*
3. *Ellinika Nafpigeia AE and 2. Hoern Beteiligungs GmbH shall bear their own costs and pay those incurred by the European Commission.*
4. *The applicant for leave to intervene, Nafpīgikes kai viomichanikes epicheiriseis Elefsinas, shall bear its own costs.*

(¹) OJ C 331, 12.11.2011.