

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (First Chamber) of 24 April 2013 — Lebedef v Commission

(Case F-56/11) ⁽¹⁾

*(Civil service — Officials — Disciplinary proceedings —
Disciplinary measure — Downgrading)*

(2013/C 225/192)

Language of the case: French

Parties

Applicant: Giorgio Lebedef (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)

Defendant: European Commission (represented by: G. Berscheid and J. Banquero Cruz, Agents)

Re:

Civil service — Application for annulment of the decision downgrading the applicant by two grades in the same function group.

Operative part of the judgment

The Tribunal:

1. *The action is dismissed.*
2. *Mr Lebedef is ordered to bear his own costs and to pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 226, 30.7.2011, p. 31.

Judgment of the Civil Service Tribunal (First Chamber) of 7 May 2013 — McCoy v Committee of the Regions

(Case F-86/11) ⁽¹⁾

*(Civil Service — Officials — Invalidity pension — Article
78(5) of the Staff Regulations — Refusal to recognise that
invalidity arose from an occupational disease)*

(2013/C 225/193)

Language of the case: French

Parties

Applicant: Robert McCoy (Brussels, Belgium) (represented by: L. Levi, lawyer)

Defendant: Committee of the Regions of the European Union (represented by: J.C. Cañoto Argüelles, acting as Agent, assisted by B. Wägenbaur, lawyer)

Re:

Civil Service — Application for the annulment of the decision refusing to recognise that the applicant's invalidity arose from

an occupational disease within the meaning of Article 78(5) of the Staff Regulations.

Operative part of the judgment

The Tribunal:

1. *Annuls the decision of 10 September 2010 of the Bureau of the Committee of the Regions of the European Union, concerning the refusal to recognise that Mr McCoy's invalidity arose from an occupational disease within the meaning of Article 78(5) of the Staff Regulations;*
2. *Dismisses the remainder of the application;*
3. *Orders the Committee of the Regions of the European Union to bear its own costs and to pay those incurred by Mr McCoy.*

⁽¹⁾ OJ C 340, 19.11.2011, p. 42.

Judgment of the Civil Service Tribunal (First Chamber) of 24 April 2013 — BX v Commission

(Case F-88/11) ⁽¹⁾

*(Civil service — Open competition — Competition EPSO/
AD/148/09 — Failure to include the applicant in the
reserve list)*

(2013/C 225/194)

Language of the case: English

Parties

Applicant: BX (Washington, United States) (represented by: R. Rata, lawyer)

Defendant: European Commission (represented by: J. Currall and B. Eggers, acting as Agents)

Re:

Civil Service Tribunal — Application seeking the annulment of the decision of the selection board not to include the applicant in the reserve list for competition EPSO/AD/148/09 — RO-Administrator (AD 5).

Operative part of the judgment

The Tribunal:

1. *Dismisses the action.*
2. *Orders BX to bear his own costs and to pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 347, 26.11.2011, p. 45.