

4. *Orders Koinonia Tis Pliroforias Anoichti Stis Eidikes Anagkes — Isotis to bear its own costs and pay those incurred by the European Commission.*

⁽¹⁾ OJ C 89, 19.3.2011.

Judgment of the General Court of 11 July 2014 — Telefónica de España and Telefónica Móviles España v Commission

(Case T-151/11) ⁽¹⁾

(State aid — Public service broadcasting — Aid planned by Spain for RTVE — Alteration of the funding scheme — Replacement of advertising revenues by new taxes on television and telecommunication operators — Decision declaring the new funding scheme compatible with the internal market — Procedural rights — New aid — Alteration of the existing aid scheme — Fiscal measure constituting the method by which the aid measure is financed — Tax necessarily hypothecated to the aid — Direct impact of the revenue of the tax on the amount of the aid — Proportionality — Duty to state reasons)

(2014/C 292/34)

Language of the case: Spanish

Parties

Applicants: Telefónica de España, SA (Madrid, Spain); and Telefónica Móviles España, SA (Madrid) (represented by: F. González Díaz and F. Salerno, lawyers)

Defendant: European Commission (represented by: G. Valero Jordana and C. Urraca Caviedes, acting as Agents)

Interveners in support of the defendant: Kingdom of Spain (represented initially by M. Muñoz Pérez, subsequently by S. Centeno Huerta and N. Díaz Abad, subsequently by N. Díaz Abad, and lastly by M. Sampol Pucurull, abogados del Estado); and Corporación de Radio y Televisión Española, SA (RTVE) (Madrid) (represented by A. Martínez Sánchez, A. Vázquez-Guillén Fernández de la Riva and J. Rodríguez Ordóñez, lawyers)

Re:

Application for the annulment of Commission Decision 2011/1/EU of 20 July 2010 on the State aid scheme C 38/09 (ex NN 58/09) which Spain is planning to implement for Corporación de Radio y Televisión Española (RTVE) (OJ 2011 L 1, p. 9).

Operative part of the judgment

1. *The action is dismissed.*

2. *Telefónica de España, SA and Telefónica Móviles España, SA shall bear their own costs and pay jointly the costs incurred by the European Commission and Corporación de Radio y Televisión Española, SA (RTVE).*
3. *The Kingdom of Spain shall bear its own costs.*

⁽¹⁾ OJ C 145, 14.5.2011.

Judgment of the General Court of 15 July 2014 — Siemens v Commission

(Case T-223/11) ⁽¹⁾

(Arbitration clause — Contract for the loan of fissile material intended for the Joint Research Centre's Ispra site — Non-performance of the contract — Default interest)

(2014/C 292/35)

Language of the case: English

Parties

Applicant: Siemens AG (Munich, Germany) (represented by: J. Risse, R. Harbst and H. Haller, lawyers)

Defendant: European Commission (represented by: R. Lyal and W. Mölls, acting as Agents, and by R. Van der Hout and A. Krämer, lawyers)

Re:

Action based on an arbitration clause seeking an order for reimbursement by the Commission of all or part of the costs of reprocessing fissile material incurred by the applicant in the context of the performance of Contract No AG 2052 relating to the lending of fissile material intended for the Joint Research Centre site in Ispra (Italy), and for default interest.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Siemens AG to pay the costs.*

⁽¹⁾ OJ C 194, 2.7.2011.

Judgment of the General Court of 10 July 2014 — Missir Mamachi di Lusignano v Commission

(Case T-401/11 P) ⁽¹⁾

(Appeal — Civil service — Officials — Non-contractual liability — Damage sustained by the close relatives of the deceased official — Damage sustained by the official before his death — Respective jurisdictions of the General Court and the Civil Service Tribunal — Rule of correspondence between the claim for compensation and the complaint against the decision dismissing that claim)

(2014/C 292/36)

Language of the case: Italian

Parties

Appellant: Livio Missir Mamachi di Lusignano, acting on his own behalf and as the legal representative of the heirs of Alessandro Missir Mamachi di Lusignano, his son, former official of the European Commission (Kerkhove Avelgem, Belgium) (represented by: initially F. Di Gianni, R. Antonini, G. Coppo and A. Scalini, and subsequently by F. Di Gianni, G. Coppo and A. Scalini, lawyers)