

GENERAL COURT

Judgment of the General Court of 9 March 2015 — Deutsche Börse v Commission

(Case T-175/12) ⁽¹⁾

(Competition — Concentrations — Financial instruments sector — European derivatives market — Decision declaring that the concentration is incompatible with the internal market — Assessment of the effects of the transaction on competition — Efficiency gains — Commitments)

(2015/C 171/28)

Language of the case: English

Parties

Applicant: Deutsche Börse AG (Frankfurt am Main, Germany) (represented by: C. Zschocke, J. Beninca and T. Schwarze, lawyers)

Defendant: European Commission (represented by: T. Christoforou, V. Bottka, N. Khan and B. Mongin, acting as Agents)

Intervener in support of the defendant: Icap Securities Ltd (London, United Kingdom) (represented by: C.T. Riis-Madsen, lawyer, and S. Stephanou, Solicitor)

Re:

Application for annulment of Commission Decision C(2012) 440 final of 1 February 2012, declaring a concentration to be incompatible with the internal market and the functioning of the EEA Agreement (Case No COMP/M.6166 — Deutsche Börse/NYSE Euronext).

Operative part of the judgment

The Court:

- 1) Dismisses the action;
- 2) Orders Deutsche Börse AG to bear its own costs and to pay those incurred by the European Commission and by Icap Securities Ltd.

⁽¹⁾ OJ C 174, 16.6.2012.

Order of the General Court of 17 March 2015 — Mammoet Salvage BV v Commission

(Case T-234/14) ⁽¹⁾

(‘Action for declaration that an institution has failed to act and for damages — Contractual liability — Non-contractual liability — Plea of inadmissibility — Eighth European Development Fund — Works to remove 74 wrecks from the Bay of Nouadhibou — Contract concluded between the applicant and Mauritania and taken up by the Commission for funding by the European Union — Execution of a contract — Report on the end date for payments from the European Union under the contract — Action in part manifestly inadmissible and in part manifestly lacking any foundation in law’)

(2015/C 171/29)

Language of the case: Dutch

Parties

Applicant: Mammoet Salvage BV (Rotterdam, Netherlands) (represented by: P.Kuypers and A.Schadd, lawyers)