

Re:

Application for annulment of the Commission's decision rejecting the application to extend the applicant's service and, accordingly, confirming his automatic retirement on 31 October 2014 and application for damages in respect of the material harm allegedly suffered and the symbolic sum of EUR 1 in respect of the non-material harm alleged.

Operative part of the judgment

The Tribunal:

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

⁽¹⁾ OJ C 190, 8.6.2015, p. 38.

Order of the Civil Service Tribunal (Single Judge) of 27 October 2015 — Ameryckx v Commission

(Case F-140/14) ⁽¹⁾

(Civil service — Member of the contract staff — Function group — Grading — Plea of inadmissibility — Concept of an act adversely affecting the applicant — Confirmatory decision — New and substantial fact — Manifest inadmissibility)

(2015/C 406/47)

Language of the case: French

Parties

Applicant: Marianella Ameryckx (Rhode-Saint-Genèse, Belgium) (represented by: S. Rodrigues and A. Tymen, lawyers)

Defendant: European Commission (represented by: C. Berardis-Kayser and G. Berscheid, Agents)

Re:

Application for annulment of the Commission's decision refusing to 'reconstruct' the applicant's career by re-grading her, from 1 March 2005, in a higher function group, and an application for compensation in respect of the material and non-material harm allegedly incurred.

Operative part of the order

1. *The action is dismissed.*
2. *Ms Ameryckx is to bear her own costs and is ordered to pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 65, 23.2.2015, p. 55.