

Defendant: European Commission (represented by: A. Stobiecka-Kuik, K. Talabér-Ritz and T. Maxian Rusche, acting as Agents)

Re:

Action for the partial annulment of Commission Decisions C(2011) 8824 final and C(2011) 8812 final of 6 December 2011 concerning applications for a refund of anti-dumping duties paid on imports of certain compressors originating in the People's Republic of China, and, in the event that the General Court should annul those decisions, for the maintenance in force of those decisions until the Commission has adopted the measures necessary to comply with the judgment of the General Court in this case.

Operative part of the judgment

The Court:

1. *Annuls Article 1 of Commission Decisions C(2011) 8824 final and C(2011) 8812 final of 6 December 2011 concerning applications for a refund of anti-dumping duties paid on imports of certain compressors originating in the People's Republic of China in so far as that article does not grant Nu Air Compressors and Tools SpA a refund of the anti-dumping duties unduly paid beyond the amounts referred to therein;*
2. *Dismisses the action as to the remainder;*
3. *Orders the European Commission to pay the costs.*

⁽¹⁾ OJ C 118, 21.4.2012.

Judgment of the General Court of 12 November 2015 — HSH Investment Holdings Coinvest-C and HSH Investment Holdings FSO v Commission

(Case T-499/12) ⁽¹⁾

(State aid — Banking sector — Restructuring of HSH Nordbank — Decision declaring the aid compatible with the internal market on certain conditions — Action for annulment — Lack of individual concern — Minority shareholder of the aid beneficiary — Concept of distinctive interest — Partial inadmissibility — capital dilution)

(2016/C 007/22)

Language of the case: German

Parties

Applicants: HSH Investment Holdings Coinvest-C Sàrl (Luxembourg); and HSH Investment Holdings FSO Sàrl (Luxembourg) (represented by: H.-J. Niemeyer, H. Ehlers and C. Kovács, lawyers)

Defendant: European Commission (represented by: L. Flynn, T. Maxian Rusche and R. Sauer, acting as Agents)

Re:

Action for annulment of Commission Decision 2012/477/EU of 20 September 2011 on State aid granted by Germany to HSH Nordbank AG SA.29338 (C 29/09 (ex N 264/09)) (OJ 2012 L 225, p. 1).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders HSH Investment Holdings Coinvest-C Sàrl and HSH Investment Holdings FSO Sàrl to pay the costs.

⁽¹⁾ OJ C 26, 26.1.2013.

Judgment of the General Court of 18 November 2015 — Synergy Hellas v Commission

(Case T-106/13) ⁽¹⁾

(Arbitration clause — Sixth and seventh framework programmes for research, technological development and demonstration activities — Early termination of contracts — Legitimate expectations — Proportionality — Good faith — Non-contractual liability — Reclassification of the action — Coexisting applications for contractual and non-contractual liability — Early warning system (EWS) — Sufficiently serious breach of a rule of law conferring rights on individuals — Causal link)

(2016/C 007/23)

Language of the case: Greek

Parties

Applicant: d.d. Synergy Hellas Anonymi Emporiki Etaireia Parochis Ypiresion Pliroforikis (Athens, Greece) (represented by: M. Angelopoulos and K. Damis, lawyers)

Defendant: European Commission (represented by: R. Lyal and A. Sauka, and by L. Athanassiou and G. Gerapetritis, lawyers)

Re:

Applications for contractual and non-contractual liability made in the context of implementing several contracts which the Commission has concluded with the applicant under the sixth and seventh framework programmes for research, technological development and demonstration activities, contributing to the creation of the European Research Area and to innovation.

Operative part of the judgment

The Court:

- 1) Dismisses the action;
- 2) Orders d.d. Synergy Hellas Anonymi Emporiki Etaireia Parochis Ypiresion Pliroforikis to pay the costs.

⁽¹⁾ OJ C 141, 18.5.2013.