

Action brought on 26 August 2015 — Deutsche Lufthansa v Commission**(Case T-492/15)**

(2015/C 363/50)

*Language of the case: German***Parties**

Applicant: Deutsche Lufthansa AG (Cologne, Germany) (represented by: A. Martin-Ehlers, lawyer)

Defendant: European Commission

Form of order sought

The applicant claims that the Court should:

- annul the decision of the European Commission of 1 October 2014 in Case SA.21121 (C 29/2008) (ex NN 54/2007) — Flughafen Hahn and Ryanair;
- order the defendant to pay the costs of the proceedings.

Pleas in law and main arguments

In support of the action, the applicant relies, in essence, on the following:

- procedural defects due to failing to hold further talks with the applicant in 2014,
 - an incomplete presentation of the case, although the facts of the case were known to the defendant at the time of the adoption of the contested decision,
 - misrepresentation of the facts of the case, since the Commission drew an incorrect picture of the case by not having regard to certain facts,
 - manifest contradictions in the contested decision,
 - incorrect assessment in law of the measures in favour of the airport at issue in so far as, within the meaning of Article 107(1) of TFEU, certain measures were not classified as State aid and others were classified as State aid in conformity with the internal market;
 - incorrect assessment in law of the measures in favour of the airline at issue, since they constitute State aid within the meaning of Article 107(1) of TFEU.
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