

## COURT OF FIRST INSTANCE

## JUDGMENT OF THE COURT OF FIRST INSTANCE

of 2 October 2001

**in Joined Cases T-222/99, T-327/99 and T-329/99: Jean-Claude Martinez and Others v European Parliament<sup>(1)</sup>**

*(Actions for annulment — Act of the European Parliament concerning a provision of its Rules of Procedure — Statement of formation of a group under Rule 29 of the Rules of Procedure of the European Parliament — Admissibility — Objection of illegality — Equal treatment — Observance of fundamental rights — Principles of democracy and proportionality — Freedom of association — Protection of legitimate expectations — Parliamentary traditions of the Member States — Breach of essential procedural requirements — Misuse of procedure)*

(2002/C 17/20)

*(Language of the case: French and Italian)*

In Joined Cases T-222/99: Jean-Claude Martinez, Member of the European Parliament, residing in Montpellier (France), Charles de Gaulle, Member of the European Parliament, residing in Paris (France), represented by F. Wagner, lawyer, applicants in Case T-327/99, Front national, established in Saint-Cloud (France), represented by A. Nivière, lawyer, and T-329/99, Emma Bonino, Member of the European Parliament, residing in Rome (Italy), Marco Pannella, Member of the European Parliament, residing in Rome, Marco Cappato, Member of the European Parliament, residing in Vedano al Lambro (Italy), Gianfranco Dell'Alba, Member of the European Parliament, residing in Leghorn (Italy), Benedetto Della Vedova, Member of the European Parliament, residing in Tirano (Italy), Olivier Dupuis, Member of the European Parliament, residing in Rome, Maurizio Turco, Member of the European Parliament, residing in Pulsano (Italy), Lista Emma Bonino, established in Rome, represented initially by A. Tizzano and G. M. Roberti, lawyers, and subsequently by G. M. Roberti, against European Parliament (Agents: G. Garzón Clariana, J. Schoo, H. Krück and A. Caiola) — application for the annulment in Case T-222/99 of the European Parliament's decision of 14 September 1999 on the interpretation of Rule 29(1) of the Rules of Procedure of the European Parliament; in Case T-327/99 of the European Parliament's decision of 14 September 1999 dissolving with retroactive effect the 'Groupe technique des députés indépendants (TDI) — Groupe mixte'; and in Case T-329/99 of the European Parliament's decision of 14 September 1999 in which it adopted the view taken by the Committee on Constitutional Affairs on the conformity with Rule 29 of the Rules of Procedure of the European Parliament of the

statement of formation of the 'Groupe technique des députés indépendants (TDI) — Groupe mixte', — the Court of First Instance (Third Chamber, Extended Composition), composed of J. Azizi, President, K. Lenaerts, R.M. Moura Ramos, M. Jaeger and M. Vilaras, Judges; J. Palacio González, Administrator, for the Registrar, has given a judgment on 2 October 2001, in which it:

1. Ordered the joinder of Cases T-222/99, T-327/99 and T-329/99 for the purposes of the judgment;
2. Dismissed the actions;
3. Ordered the applicants in each case to bear their own costs and those incurred by the Parliament including, as regards Case T-222/99, the costs relating to the application for interim measures.

<sup>(1)</sup> OJ C 366 of 18.12.1999, C 47 of 19.2.2000 and C 63 of 4.3.2000.

## ORDER OF THE PRESIDENT OF THE COURT OF FIRST INSTANCE

of 5 September 2001

**in Case T-74/00 R: Artegodan GmbH v Commission of the European Communities**

*(Proceedings for interim relief — Article 108 of the Rules of Procedure — Change in circumstances — No change)*

(2002/C 17/21)

*(Language of the case: German)*

In Case T-74/00 R: Artegodan GmbH, established in Lüchow (Germany), represented by U. Doepner, lawyer, with an address for service in Luxembourg, against Commission of the European Communities (Agents: H. Støvlbæk and B. Wägenbaur) — application by the defendant under Article 108 of the Rules of Procedure of the Court of First Instance for cancellation of the order of the President of Court of First Instance of 28 June 2000 in Case T-74/00 R Artegodan v Commission [2000] ECR II-2583 — the President of the Court of First Instance made an order on 5 September 2001, the operative part of which is as follows:

1. *The Commission's application is dismissed.*
2. *Costs are reserved.*

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**ORDER OF THE PRESIDENT OF THE COURT OF FIRST  
INSTANCE**

**of 29 March 2001**

**in Case T-302/00 R: Anthony Goldstein v Commission of  
the European Communities**

*(Action for interim measures — Admissibility — Urgency)*

(2002/C 17/22)

*(Language of the case: English)*

In Case T-302/00 R: Anthony Goldstein, residing at Harrow, Middlesex (United Kingdom), represented by R. St. John Murphy, Solicitor, against the Commission of the European Communities (Agents: P. Oliver and R. Lyal) — application for interim measures in connection with an action under Article 230 EC for annulment of the Commission's decision of 7 July 2000 rejecting the applicant's complaint concerning the alleged infringement of Articles 81 and 82 EC by the General Medical Council — the President of the Court of First Instance made an order on 29 March 2001, the operative part of which is as follows:

1. *The application for interim measures is dismissed.*
2. *The costs are reserved.*

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**ORDER OF THE PRESIDENT OF THE COURT OF FIRST  
INSTANCE**

**of 29 March 2001**

**in Case T-18/01 R: Anthony Goldstein v Commission of  
the European Communities**

*(Application for interim measures — Admissibility —  
Urgency)*

(2002/C 17/23)

*(Language of the case: English)*

In Case T-18/01 R: Anthony Goldstein, residing at Harrow, Middlesex (United Kingdom), represented by R. St. John

Murphy, Solicitor, against the Commission of the European Communities (Agents: P. Oliver) — application for interim measures in connection with an action under Article 230 EC for annulment of the Commission's decision of 12 January 2001 rejecting the applicant's complaint concerning the alleged infringement of Articles 81 and 82 EC by the General Council of the Bar of England and Wales, the President of the Court of First Instance made an order on 29 March 2001, the operative part of which is as follows:

1. *The application for interim measures is dismissed.*
2. *The costs are reserved.*

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**ORDER OF THE COURT OF FIRST INSTANCE**

**of 3 October 2001**

**in Case T-60/01: Marie-Josée Bollendorff v European  
Parliament<sup>(1)</sup>**

*(Action for annulment — Withdrawal of the contested  
measure — No need to adjudicate)*

(2002/C 17/24)

*(Language of the case: French)*

In Case T-60/01: Marie-Josée Bollendorff, residing in Luxembourg, represented by L. Mosar, lawyer, with an address for service in Luxembourg, against European Parliament (Agents: Y. Pantalis and D. Moore) — application for annulment of the decision of the Parliament to regard as irregular the absence of the applicant from 21 March 2000 to 30 April 2000 and to deduct that absence from her annual leave entitlement — the Court of First Instance (First Chamber), composed of B. Vesterdorf, President, N.J. Forwood and H. Legal, Judges; H. Jung, Registrar, made an order on 3 October 2001, the operative part of which is as follows:

1. *There is no need to adjudicate in the present case.*
2. *The Parliament shall bear the entire costs.*

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<sup>(1)</sup> OJ 2001 C 173.