

3. Orders the Federal Republic of Germany, the Bundesverband Internationaler Express- und Kurierdienste eV (BIEK) and UPS Europe NV/SA to bear their own costs.

(<sup>1</sup>) OJ C 274, 9.11.2002.

**Judgment of the Court of First Instance of 8 July 2008 —  
Saint-Gobain Gyproc Belgium v Commission**

(Case T-50/03) (<sup>1</sup>)

**(Competition — Cartels — Plasterboard market — Decision finding an infringement of Article 81 EC — Fine — Gravity and duration of the infringement — Attenuating circumstances)**

(2008/C 209/67)

Language of the case: French

**Parties**

*Applicant:* Saint-Gobain Gyproc Belgium NV, previously BPB Belgium NV, previously Gyproc Benelux NV (Beveren-Kallo, Belgium) (represented by: J.-F. Bellis, P. L'Ecluse and M. Favart, lawyers)

*Defendant:* Commission of the European Communities (represented initially by F. Castillo de la Torre and C. Ingen-Housz and subsequently by F. Castillo de la Torre and F. Arbault, acting as Agents)

**Re:**

Action under Articles 229 EC and 230 EC for the reduction of the fine imposed on Gyproc by Commission Decision 2005/471/EC of 27 November 2002 relating to a proceeding under Article 81 [EC] against BPB plc, Gebrüder Knauf Westdeutsche Gipswerke KG, Société Lafarge SA and Gyproc Benelux NV (Case No COMP/E-1/37.152 — Plasterboard) (OJ 2005 L 166, p. 8)

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders Saint-Gobain Gyproc Belgium NV to pay the costs.

(<sup>1</sup>) OJ C 101, 26.4.2003.

**Judgment of the Court of First Instance of 8 July 2008 —  
Knauf Gips v Commission**

(Case T-52/03) (<sup>1</sup>)

**(Competition — Cartels — Plasterboard market — Decision finding an infringement of Article 81 EC — Access to the file — Single and continuous infringement — Liability — Fine — Guidelines on the method of setting fines — Cooperation during the administrative procedure)**

(2008/C 209/68)

Language of the case: German

**Parties**

*Applicant:* Knauf Gips KG, formerly Gebrüder Knauf Westdeutsche Gipswerke KG (Iphofen, Germany) (represented initially by M. Klusmann and F. Wiemer, and subsequently by M. Klusmann, lawyers)

*Defendant:* Commission of the European Communities (represented initially by F. Castillo de la Torre and S. Rating, and subsequently by F. Castillo de la Torre and R. Sauer, Agents)

**Re:**

Application for annulment of Commission Decision 2005/471/EC of 27 November 2002 relating to a proceeding under Article 81 [EC] against BPB plc, Gebrüder Knauf Westdeutsche Gipswerke KG, Société Lafarge SA and Gyproc Benelux NV (Case No COMP/E-1/37.152 — Plasterboard) (OJ 2005 L 166, p. 8), or, in the alternative, reduction of the fine imposed on the applicant.

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders Knauf Gips KG to pay the costs.

(<sup>1</sup>) OJ C 124, 24.5.2003.