

Operative part

The Court:

1. Orders the European Ombudsman to pay Mr M compensation of EUR 10 000;
2. Dismisses the action as to the remainder;
3. Orders each party to bear its own costs.

Judgment of the Court of First Instance (Seventh Chamber) of 24 September 2008 — DC-Hadler Networks v Commission

(Case T-264/06)

(Public supply contracts — TACIS programme — Decision to annul the call for tenders — Application for annulment — Duty to state reasons)

1. *Actions for annulment — Interest in bringing proceedings — Action brought against an implemented decision (Art. 230 EC) (see paras 18, 19)*
2. *Acts of the institutions — Statement of reasons — Obligation — Scope — Commission decision annulling a public supply contract tender procedure (Art. 253 EC) (see paras 29, 32-34)*

Re:

APPLICATION to annul the Commission decision of 14 July 2006 to annul the tender procedure in respect of Europe Aid/122742/C/SUP/RU relating to the supply of IT and office equipment for the information network and of social integration and rehabilitation-related equipment for the disabled in the federal district of the Volga (Russian Federation).

Operative part

The Court:

1. Annuls the Commission decision of 14 July 2006 annulling the tender procedure in respect of Europe Aid/122742/C/SUP/RU;
2. Orders the Commission and DC-Hadler Networks to pay their own costs.

**Judgment of the Court of First Instance (Fifth Chamber) of 24 September 2008 —
Anvil Knitwear v OHIM — Aprile e Aprile (Aprile)**

(Case T-179/07)

(Community trade mark — Opposition proceedings — Application for the Community figurative mark Aprile — Earlier national word mark ANVIL — Relative ground for refusal — No likelihood of confusion — Obligation to state reasons — Rights of the defence — Articles 8(1)(b), 73 and 74 of Regulation (EC) No 40/94)

Community trade mark — Definition and acquisition of the Community trade mark — Relative grounds for refusal — Opposition by the proprietor of an earlier identical