

**Judgment of the Civil Service Tribunal (Second Chamber)
of 29 September 2009 — Kerstens v Commission**

(Case F-102/07) ⁽¹⁾

(Staff case — Officials — Promotion — 2004, 2005 and 2006 Promotions procedures — Award of priority points — Priority points awarded by directors general — Priority points in recognition of work carried out in the interests of the institution — Principle of non-discrimination — Duty to state reasons)

(2010/C 24/130)

Language of the case: French

Parties

Applicant: Petrus Kerstens (Overijse, Belgium) (represented by: C. Mourato, lawyer)

Defendant: European Commission (represented by: K. Herrmann and M. Velardo, initially, and C. Berardis-Kayser and G. Berscheid, subsequently, Agents)

Re:

Annulment of various Commission decisions concerning the award to the applicant of directorate general priority points (PPDG) and/or priority points in recognition of additional tasks carried out in the interests of the institution (PPII) under the 2004, 2005 and 2006 promotion exercises.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders each party to bear its own costs.

⁽¹⁾ OJ C 297, 8.12.2007, p. 49.

**Judgment of the Civil Service Tribunal (Second Chamber)
of 29 September 2009 — Rainer Wenning v European
Police Office (Europol)**

(Case F-114/07) ⁽¹⁾

(Civil Service — Europol staff — Renewal of contract of a member of the contract staff of Europol — Article 6 of the Europol Staff Regulations — Assessment report)

(2010/C 24/131)

Language of the case: English

Parties

Applicant: Rainer Wenning (The Hague, Netherlands) (represented by: G. Vandersanden and C. Ronzi, lawyers and subsequently by L. Levi, lawyer)

Defendant: European Police Office (Europol) (represented by: B. Exterkate and D. El Houry, acting as Agents, assisted by B. Wägenbaur and R. Van der Hout, lawyers, and subsequently by D. El Houry and D. Neumann, acting as Agents, assisted by B. Wägenbaur and R. Van der Hout, lawyers)

Re:

Annulment of the decision of Europol of 21 December 2006 not to renew the applicant's contract and not to reinstate him, and an order that Europol renew the applicant's contract for a period of 4 years from 1 October 2007 and pay damages

Operative part of the judgment

The Tribunal:

1. Dismisses the action.
2. Orders each party to bear its own costs.

⁽¹⁾ OJ C 315, 22.12.2007, p. 47.

**Judgment of the Civil Service Tribunal (Second Chamber)
of 10 September 2009 — Behmer v Parliament**

(Case F-124/07) ⁽¹⁾

(Promotion — 2006 promotion exercise — Comparative examination of the merits)

(2010/C 24/132)

Language of the case: French

Parties

Applicant: Joachim Behmer (Brussels, Belgium) (represented by: S. Orlandi, A. Coolen, J.-N. Louis, É. Marchal, lawyers)

Defendant: European Parliament (represented by: C. Burgos and R. Ignătescu, acting as Agents)

Re:

Annulment, first, of the decision of the Appointing Authority of the Parliament to allocate two promotion points to the applicant for 2005 and, second, of the decision to not promote the applicant to grade AD 13 for the 2006 promotion exercise.