

**Order of the President of the Court of First Instance of 18 June 2008 —
Dow AgroSciences and Others v Commission**

(Case T-475/07 R)

(Application for interim relief — Directive 91/414/EEC — Application for suspension of operation of a measure — Admissibility — No urgency)

1. *Applications for interim measures — Conditions of admissibility — Prima facie admissibility of the main action (Arts 230 EC, 242 EC and 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(1); Council Directive 91/414; Commission Decision 2007/629) (see paras 27, 28, 32, 47, 48, 67)*
2. *Applications for interim measures — Suspension of operation of a measure — Conditions for granting — Urgency — Serious and irreparable damage (Art. 242 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see paras 69-72, 77, 103)*
3. *Applications for interim measures — Interim measures — Conditions for granting — Urgency — Account to be taken of a lack of diligence on the part of the applicant (Art. 243 EC; Rules of Procedure of the Court of First Instance, Art. 104(2)) (see para. 111)*

Re:

APPLICATION for suspension of the operation of Commission Decision 2007/629/EC of 20 September 2007 concerning the non-inclusion of trifluralin in Annex I to Council Directive 91/414/EEC and the withdrawal of authorisations for plant protection products containing that substance (OJ 2007 L 255, p. 42), until delivery of the judgment in the main proceedings.

Operative part

The Court:

1. Dismisses the application for interim measures;
2. Reserves the costs.