

Re:

Application for interim measures seeking, first, an order requiring the Commission to adopt certain measures concerning Ryanair Holdings plc's shareholding in the applicant, second, alternatively, any order to similar effect against the Commission or Ryanair Holdings plc, and, third, suspension of the operation of Commission Decision C(2007) 4600 final of 11 October 2007 rejecting the applicant's request that proceedings be opened under Article 8(4) of Council Regulation (EC) No 139/2004 of 20 January 2004 on the control of concentrations between undertakings (OJ 2004 L 24, p. 1) and that interim measures be adopted under Article 8(5) of that regulation.

Operative part of the order

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

Order of the Court of First Instance of 20 October 2008 — Imperial Chemical Industries v OHIM (FACTORY FINISH)

(Case T-487/07) ⁽¹⁾

(Procedural issue — Community trade mark — Representation by a lawyer)

(2008/C 327/50)

Language of the case: English

Parties

Applicant: Imperial Chemical Industries plc (London, United Kingdom) (represented by: S. Malynicz, Barrister)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: D. Botis, acting as Agent)

Re:

Application under Article 114 of the Rules of Procedure of the Court of First Instance for W. Johnston to be allowed to act as representative of the applicant in the present case.

Operative part of the order

1. *The application for the Court of First Instance to allow W. Johnston to act as representative of Imperial Chemical Industries plc is rejected.*
2. *Costs are reserved.*

⁽¹⁾ OJ C 51, 23.2.2008.

Order of the Court of First Instance of 24 September 2008 — Van Neyghem v Commission

(Case T-105/08 P) ⁽¹⁾

(Appeal — Staff cases — Dismissal of the action at first instance — Recruitment — Open competition — Non-admission to the oral tests — Appeal manifestly unfounded)

(2008/C 327/51)

Language of the case: French

Parties

Appellant: Kris Van Neyghem (Vissenaken, Belgium) (represented by: S. Rodrigues and C. Bernard-Glanz, lawyers)

Other party to the proceedings: Commission of the European Communities (represented by: G. Berscheid and B. Eggers, Agents)

Re:

Appeal against the judgment of the European Union Civil Service Tribunal (Second Chamber) of 13 December 2007 in Case F-73/06 *Van Neyghem v Commission* [2007], not yet published in the ECR, seeking annulment of that judgment.

Operative part of the order

1. *The appeal is dismissed.*
2. *Mr Kris Van Neyghem is ordered to bear his own costs and to pay those incurred by the Commission in the context of the appeal.*

⁽¹⁾ OJ C 107, 26.4.2008.