

**Judgment of the General Court of 17 March 2010 —  
Parliament v Collée**

(Case T-78/09) <sup>(1)</sup>

*(Appeal — Staff cases — Officials — Promotion — 2004  
Promotion round — Procedure for the allocation of merit  
points — Distortion of the evidence — Statement of  
reasons — Value of the opinion of the Reports Committee  
— Principle of non-discrimination)*

(2010/C 113/72)

Language of the case: French

**Parties**

*Appellant:* European Parliament (represented by: initially C. Burgos and A. Lukošiuė, and subsequently R. Ignătescu, Agents)

*Other party to the proceedings:* Laurent Collée (represented by: S. Orlandi, A. Coolen, J.-N. Louis and É. Marchal, lawyers)

**Re:**

Appeal against the judgment of 11 December 2008 of the European Union Civil Service Tribunal in Case F-148/06 *Collée v Parliament*, not yet published in the ECR, seeking the setting-aside of that judgment

**Operative part of the judgment**

*The Court:*

1. Dismisses the appeal;
2. Orders the European Parliament to bear its own costs and to pay those incurred by Mr Laurent Collée in connection with the appeal.

<sup>(1)</sup> OJ C 102, of 1.5.2009.

**Order of the General Court of 3 March 2010 — REWE-  
Zentral v OHIM — KODI Diskontlăden (inăa)**

(Case T-538/08) <sup>(1)</sup>

*(Community trade mark — Opposition — Withdrawal of the  
opposition — No need to adjudicate)*

(2010/C 113/73)

Language of the case: German

**Parties**

*Applicant:* REWE-Zentral AG (Cologne, Germany) (represented by: M. Kinkeldey and A. Bognăr, lawyers)

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

*Other party to the proceedings before the Board of Appeal of OHIM intervening before the General Court:* KODI Diskontlăden GmbH (Oberhausen, Germany) (represented by: J. Schmidt, lawyer)

**Re:**

Action brought against the decision of the Fourth Board of Appeal of OHIM of 6 October 2008 (Case R 744/2008-4) concerning opposition proceedings between KODI Diskontlăden GmbH and REWE-Zentral AG.

**Operative part of the order**

1. There is no further need to adjudicate on the action.
2. The applicant and the intervener shall bear their own costs and shall each pay half of the costs of the defendant.

<sup>(1)</sup> OJ C 55, 7.3.2009.