

Action brought on 17 April 2009 — Knöll v Europol**(Case F-44/09)**

(2009/C 180/118)

*Language of the case: Dutch***Parties**

Applicant: Brigitte Knöll (Hochheim am Main, Germany) (represented by: P. de Casparis, lawyer)

Defendant: European Police Office (Europol)

Subject-matter and description of the proceedings

Annulment of the decision of 12 June 2008 informing the applicant that it was impossible to offer her a permanent post, and the decision of 7 January 2009 rejecting the complaint brought against the first decision.

Form of order sought

The applicant claims that the Tribunal should:

- annul the decision of 12 June 2008 by which the defendant informed the applicant that it could not offer her a permanent post and the decision of 7 January 2009 in response to a complaint, stating that the applicant's objections to the decision of 12 June 2008 were unfounded;
- order Europol to pay the costs.

Action brought on 20 May 2009 — J v Commission**(Case F-53/09)**

(2009/C 180/119)

*Language of the case: French***Parties**

Applicant: J (London, United Kingdom) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and É. Marchal, lawyers)

Defendant: Commission of the European Communities

Subject-matter and description of the proceedings

Annulment of the decision rejecting the applicant's claim that the disease from which she is suffering should be recognised as an occupational disease, and of the decision to charge her for the fees and costs of the doctor which she designated and 50 % of the fees and incidental costs of the third doctor on the medical committee.

Form of order sought

The applicant claims that the Tribunal should:

- annul the Commission's decision rejecting the applicant's claim that the disease from which she is suffering and which prevents her from carrying out her duties should be recognised as an occupational disease within the meaning of Article 73 of the Staff Regulations;
- annul the Commission's decision to charge her for the fees and costs of the doctor which she designated and for 50 % of the fees and incidental costs of the third doctor on the medical committee;
- order the Commission to pay the applicant a symbolic sum of EUR one to compensate for the non-material harm suffered;
- order the Commission of the European Communities to pay the costs.

Action brought on 26 May 2009 — Maxwell v Commission**(Case F-55/09)**

(2009/C 180/120)

*Language of the case: French***Parties**

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

Defendant: Commission of the European Communities

Subject-matter and description of the proceedings

Annulment of the claim for compensation for the loss suffered by the applicant during his leave on personal grounds taken to perform the duties of 'EU Senior Adviser' at the Korean Peninsula Energy Development Organization (KEDO), loss resulting from the failure to reimburse accommodation and education expenses.

Form of order sought

The applicant claims that the Tribunal should:

- annul the decision of the appointing authority of 2 September 2008 rejecting the applicant's claim for compensation;
- order the Commission to pay the applicant EUR 132 900 by way of reimbursement for accommodation and education expenses which he incurred in the course of his duties as EU Senior Advisor at KEDO;

- order the Commission of the European Communities to pay the costs.

Action brought on 2 June 2009 — Dionisio Galao v Committee of the Regions

(Case F-57/09)

(2009/C 180/121)

Language of the case: French

Parties

Applicant: Ana Maria Dionisio Galao (Brussels, Belgium) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and E. Marchal, lawyers)

Defendant: Committee of the Regions

Subject-matter and description of the proceedings

Application for annulment of the defendant's decision fixing the applicant's conditions of employment as a member of the contract staff under Article 3b of the CEOS, in so far as it limits the duration of the contract to 3 months, and annulment of two addendums to the applicant's contract of employment as a member of the temporary staff, amending the date of expiry of that contract.

Form of order sought

The applicant claims that the Tribunal should:

- annul the decision of the Committee of the Regions of 19 December 2008 in so far as it fixes the applicant's conditions of employment as a member of the contract staff under Article 3b of the CEOS and, specifically, in so far as it limits the duration of that contract to 3 months;
- annul the decision of the Committee of the Regions of 23 October 2008 in so far as it amends, by addendum No 9 to the contract, the applicant's conditions of employment as a member of the temporary staff under the second paragraph of Article 8 of the CEOS and, specifically, in so far as it postpones the date of expiry to 31 December 2008;
- annul the decision of the Committee of the Regions of 22 September 2008 in so far as it amends, by addendum No 8 to the contract, the applicant's conditions of employment as a member of the temporary staff under the second paragraph of Article 8 of the CEOS and, specifically, in so far as it amends the date of expiry of the contract by postponing it from 30 September to 31 December 2008;
- order the Committee of the Regions to pay the costs.

Action brought on 10 June 2009 — Pascual García v Commission

(Case F-58/09)

(2009/C 180/122)

Language of the case: Italian

Parties

Applicant: Pascual García (Madrid, Spain) (represented by: B. Cortese and C. Cortese, lawyers)

Defendant: Commission of the European Communities

Subject-matter and description of the proceedings

Application for annulment of the Commission's decision to recruit the applicant as a technical assistant, with effect from 10 March 2009, with the classification AST3/Grade 2, in so far as it fails to confer on him the rights and remuneration necessary to ensure correct implementation of the judgment of the Civil Service Tribunal in Case F-145/06 *Pascual García v Commission* [2008] ECR-SC I-A-0000 and II-0000.

Form of order sought

- Annul the Commission's decision to recruit the applicant as a technical assistant, with effect from 10 March 2009, with the classification AST3/Grade 2, in so far as it fails to confer on him the rights and remuneration necessary to ensure correct implementation of the judgment of the Civil Service Tribunal in Case F-145/06 *Pascual García v Commission*, and in particular:
 - (a) in so far as it fails to provide that the applicant's qualifying period of service is to be calculated from 1 April 2006 for the purposes of advancement within the classification and the calculation of pension rights and all other relevant purposes;
 - (b) in so far as it denies the applicant's right to the expatriation allowance in Article 4(1) of Annex VII to the Staff Regulations;
- annul, in so far as necessary, the decision of 10 March 2009 to reject the applicant's complaint of the same date seeking to secure the rights and remuneration necessary to ensure correct implementation of the judgment of the Civil Service Tribunal in Case F-145/06 *Pascual García v Commission*, including the emoluments and various allowances that have not been paid, together with default interest;
- in the alternative, order the Commission to pay compensation for damages corresponding to the non-recognition of the expatriation allowance;
- order the defendant to pay the costs.