

Order of the General Court of 16 December 2010 — Kitou v EDPS

(Case T-164/09) ⁽¹⁾

(Access to documents — Regulation (EC) No 1049/2001 — Regulation (EC) No 45/2001 — No need to adjudicate)

(2011/C 55/38)

Language of the case: French

Parties

Applicant: Erasmia Kitou (Brussels, Belgium) (represented by: S. Pappas, lawyer)

Defendant: European Data Protection Supervisor (EDPS) (represented by: H. Hijmans and V. Pérez Asinari, Agents)

Re:

Annulment of the decision of the EDPS of 3 February 2009 in Case No 2008-0600 concerning a complaint brought by Ms Kitou against the intention of the European Commission to reveal personal data.

Operative part of the order

1. *There is no need to adjudicate on the action.*
2. *The European Data Protection Supervisor (EDPS) is ordered to pay the costs.*

⁽¹⁾ OJ C 153, 4.7.2009.

Order of the General Court of 15 December 2010 — Albertini and Others and Donnelly v European Parliament

(Joined Cases T-219/09 and T-326/09) ⁽¹⁾

(Actions for annulment — Additional pension scheme for Members of the European Parliament — Amendment of the additional pension scheme — Measure of general scope — No individual concern — Inadmissibility)

(2011/C 55/39)

Language of the case: French

Parties

Applicants: Gabriele Albertini (Milan, Italy) and the 62 other Members or former Members of the European Parliament whose names appear in the annex to the order (Case T-219/09); and Brendan Donnelly (London, United Kingdom)

(Case T-326/09) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and E. Marchal, lawyers)

Defendant: European Parliament (represented by: H. Krück, A. Pospíšilová Padowska and G. Corstens, and subsequently by N. Lorenz, A. Pospíšilová Padowska and G. Corstens, Agents)

Re:

Annulment of the decisions of the European Parliament of 9 March and 1 April 2009 amending the Additional Voluntary Pension Scheme for Members of the European Parliament in Annex VIII to the Rules governing the payment of expenses and allowances to Members of the European Parliament

Operative part of the order

1. *Cases T-219/09 and T-326/09 are joined for the purposes of the order.*
2. *The actions are dismissed as inadmissible.*
3. *Mr Gabrielle Albertini, the 62 other applicants listed in the annex and Mr Brendan Donnelly shall bear their own costs and pay those incurred by the European Parliament.*

⁽¹⁾ OJ C 205, 29.8.2009.

Order of the General Court of 14 December 2010 — General Bearing v OHIM (GENERAL BEARING CORPORATION)

(Case T-394/09) ⁽¹⁾

(Community trade mark — Application for Community word mark GENERAL BEARING CORPORATION — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009)

(2011/C 55/40)

Language of the case: English

Parties

Applicant: General Bearing Corp. (West Nyack, New York, United States) (represented by: A. Dellmeier-Beschorner, lawyer)

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

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 16 July 2009 (Case R 73/2009-1), concerning an application for registration of the word sign GENERAL BEARING CORPORATION as a Community trade mark.