

The General Court misapplied the relevant Community case-law in assessing Polimeri's claims relating to the discrepancies between the statements made by various employees of the undertakings who had cooperated under the Leniency Notice in respect of certain aspects of the alleged infringement. In disregarding important exculpatory evidence, the General Court failed to conduct a full review of the evidence put forward by the Commission.

The General Court failed to point out that the Commission had made serious errors in the application of the Guidelines on the method of setting fines and in categorising as 'very serious' the infringement found in the Decision; it also failed to provide a sufficient statement of reasons for rejecting the criticisms made in this connection by Polimeri. The General Court failed to conduct a full review of the calculation of the amount of the fine imposed on Polimeri.

The General Court failed to point out that the Commission had made serious errors in the determination of the multiplier, giving insufficient reasons for rejecting the criticisms made in this connection by Polimeri. The General Court also failed to point out that, in determining the multiplier, the Commission had acted in breach of the principle of equal treatment; it also gave insufficient reasons for rejecting the criticisms made in that regard by Polimeri.

The General Court made a serious error in applying the relevant Community case-law for the purposes of assessing the criticisms made by Polimeri regarding the inadmissibility of certain annexes to the application initiating proceedings and failed to give sufficient reasons in that regard. In so doing, the General Court undermined the arguments put forward by Polimeri in its defence against the objections relating to the existence of the cartel and Polimeri's participation in that cartel, and thereby failed unlawfully to carry out its duty to conduct a full review of the facts alleged by the Commission.

**Order of the President of the Court of 4 August 2011 —
European Commission v Republic of Greece**

(Case C-346/10) ⁽¹⁾

(2011/C 340/24)

Language of the case: Greek

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 246, 11.9.2010.

**Order of the President of the Court of 8 August 2011 —
European Commission v French Republic**

(Case C-597/10) ⁽¹⁾

(2011/C 340/25)

Language of the case: French

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 55, 19.2.2011.

**Order of the President of the Court of 22 June 2011
(reference for a preliminary ruling from the Landgericht
Frankfurt am Main (Germany)) — Condor Flugdienst
GmbH v Jürgen Dörschel**

(Case C-151/11) ⁽¹⁾

(2011/C 340/26)

Language of the case: German

The President of the Court has ordered that the case be removed from the register.

⁽¹⁾ OJ C 204, 9.7.2011.
