

## EUROPEAN UNION CIVIL SERVICE TRIBUNAL

### Judgment of the Civil Service Tribunal (1st Chamber) of 15 October 2014 — Moschonaki v Commission

(Case F-55/10 RENV)

*(Civil service — Officials — Referral back to the Tribunal after annulment — Recruitment — Vacancy notice internal to the institution — Eligibility conditions in the vacancy notice — Appointing authority's discretion)*

(2014/C 421/63)

Language of the case: French

#### Parties

*Applicant:* Chrysanthe Moschonaki (Brussels, Belgium) (represented by: N. Lhoëst, lawyer)

*Defendant:* European Commission (represented by: J. Currall and B. Eggers, Agents)

#### Re:

Referral back after annulment — Application to annul the decision refusing to take into consideration the applicant's candidature for a post as assistant librarian and for an order that the Commission pays her a sum by way of compensation for the material and non-material harm suffered.

#### Operative part of the judgment

*The Tribunal:*

1. Annuls the decision of 30 September 2009 by which the European Commission rejected Ms Moschonaki's candidature for the post of '[a]ssistant [l]ibrarian/[d]ocumentalist';
2. Orders the European Commission to pay Ms Moschonaki the sum of EUR 5 000;
3. Declares that the European Commission is to bear its own costs and orders it to pay the costs incurred by Ms Moschonaki in Cases F-55/10, T-476/11 P and F-55/10 RENV.

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### Judgment of the Civil Service Tribunal (Second Chamber) of 10 July 2014 — CG v EIB

(Case F-103/11) <sup>(1)</sup>

*(Civil Service — Staff of the EIB — Psychological harassment — Inquiry procedure — Decision of the President not to act on a complaint — Opinion of the committee of inquiry — Incorrect definition of psychological harassment — Intentional nature of the conduct — Finding of conduct and symptoms constituting psychological harassment — Search for the causal link — Absence — Inconsistency of the opinion of the committee of inquiry — Manifest error of assessment — Maladministration — Obligation of confidentiality — Protection of personal data — Action for compensation)*

(2014/C 421/64)

Language of the case: French

#### Parties

*Applicant:* CG (represented initially by: N. Thieltgen, and subsequently by: J.-N. Louis and D. de Abreu Caldas, lawyers)