

*Other party to the proceedings:* European Commission (represented by: J. Currall and E. Eggers, Agents); and Council of the European Union (represented by: K. Zieléskiewicz and M. Bauer, Agents)

**Re:**

Appeal brought against the judgment of the Civil Service Tribunal of the European Union (Second Chamber) in Case F-9/08 *Rosenbaum v Commission*, judgment of 10 September 2009, not published in the ECR, asking for that judgment to be set aside.

**Operative part of the order**

*The Court:*

1. *Dismisses the appeal.*
2. *Orders Mr Eckehard Rosenbaum to bear his own costs and to pay those incurred by the European Commission in the present proceedings.*
3. *Orders the Council of the European Union to bear its own costs.*

(<sup>1</sup>) OJ C 11, 16.1.2010.

**Order of the General Court of 21 June 2011 — Marcuccio v Commission**

(Case T-12/10 P) (<sup>1</sup>)

*(Appeal — Civil service — Officials — Reimbursement of expenses — Note of the Commission informing the applicant of its intention to make a deduction from his invalidity allowance — Lack of any measure adversely affecting the appellant — Appeal in part manifestly inadmissible and in part manifestly unfounded)*

(2011/C 238/28)

*Language of the case: Italian*

**Parties**

*Appellant:* Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

*Other party to the proceedings:* European Commission (represented by: J. Currall and C. Berardis-Kayser, acting as Agents, and A. Dal Ferro, lawyer)

**Re:**

Appeal brought against the order of the European Union Civil Service Tribunal (First Chamber) of 29 October 2009 in Case F-94/08 *Marcuccio v Commission*, not yet published in the ECR, seeking the annulment of that order.

**Operative part of the order**

1. *The appeal is dismissed.*
2. *Mr Luigi Marcuccio shall bear his own costs and pay those incurred by the European Commission at the present instance.*

(<sup>1</sup>) OJ C 63, 13.3.2010.

**Order of the General Court of 27 June 2011 — Amecke Fruchtsaft v OHIM — Uhse (69 Sex up)**

(Case T-125/10) (<sup>1</sup>)

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

(2011/C 238/29)

*Language of the case: German*

**Parties**

*Applicant:* Amecke Fruchtsaft GmbH & Co. KG (Menden, Germany) (represented by: R. Kaase and J.-C. Plate, lawyers)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: S. Schäffner and subsequently S. Schäffner and B. Schmidt, acting as Agents)

*Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court:* Beate Uhse Einzelhandels GmbH (Flensburg, Germany) (represented by: W. Berlit, lawyer)

**Re:**

Action brought against the decision of the First Board of Appeal of OHIM of 12 January 2010 (Case R 612/2009-1) concerning opposition proceedings between Beate Uhse Einzelhandels GmbH and Amecke Fruchtsaft GmbH & Co. KG.

**Operative part of the order**

1. *There is no longer any need to adjudicate.*
2. *The applicant shall pay the costs.*

(<sup>1</sup>) OJ C 148, 5.6.2010.

**Order of the General Court of 20 June 2011 — Marcuccio v Commission**

(Case T-256/10 P) (<sup>1</sup>)

*(Appeal — Civil Service — Officials — Removal of personal effects — Implied and express rejection of the appellant's requests — Duty to state reasons — Appeal in part manifestly inadmissible and in part manifestly unfounded)*

(2011/C 238/30)

*Language of the case: Italian*

**Parties**

*Appellant:* Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

*Other party to the proceedings:* European Commission (represented by: J. Currall and C. Berardis-Kayser, acting as Agents, and A. Dal Ferro, lawyer)