

### Pleas in law and main arguments

In the present case the applicant seeks the partial annulment of Council Implementing Regulation No 668/2010 and of Council Decision 2010/413/CFSP in so far as the applicant is included on the list of natural and legal persons, entities and bodies whose funds and economic resources are frozen in accordance with this provision. Furthermore, the applicant applies, in accordance with Article 277 TFUE, for the inapplicability of Article 7(2)(d) of Council Regulation (EC) No 423/2007.

The pleas in law and main arguments relied on by the applicant are identical or similar to those relied on in Case T-492/10 *Melli Bank v Council*.

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- (<sup>1</sup>) Council implementing Regulation (EU) No 668/2010 of 26 July 2010 implementing Article 7(2) of Regulation (EC) No 423/2007 concerning restrictive measures against Iran, OJ 2010 L 195, p. 25
- (<sup>2</sup>) Council Decision of 26 July 2010 concerning restrictive measures against Iran and repealing Common Position 2007/140/CFSP, OJ 2010 L 195, p. 39
- (<sup>3</sup>) Council Regulation (EC) No 423/2007 of 19 April 2007 concerning restrictive measures against Iran, OJ 2007 L 103, p. 1

### Action brought on 7 October 2010 — Bank Mellat v Council

(Case T-496/10)

(2010/C 328/86)

*Language of the case: English*

#### Parties

*Applicant:* Bank Mellat (Tehran, Iran) (represented by: S. Gadhia, S. Ashley, Solicitors, D. Anderson, QC and R. Blakeley, Barrister)

*Defendant:* Council of the European Union

#### Form of order sought

- annul paragraph 2 of Table B of the Annex to Council Implementing Regulation (EU) No 668/2010 (<sup>1</sup>) in so far as it relates to the applicant;
- annul paragraph 4 of Table B of Annex II to Council Decision 2010/413/CFSP (<sup>2</sup>) in so far as it relates to the applicant;
- order the Council to pay the costs of the application.

### Pleas in law and main arguments

In the present case the applicant seeks the partial annulment of Council Implementing Regulation No 668/2010 and of Council

Decision 2010/413/CFSP in so far as the applicant is included on the list of natural and legal persons, entities and bodies whose funds and economic resources are frozen in accordance with this provision.

The three pleas in law relied on by the applicant are identical or similar to the first, second and fifth pleas relied on in Case T-492/10 *Melli Bank v Council*.

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- (<sup>1</sup>) Council implementing Regulation (EU) No 668/2010 of 26 July 2010 implementing Article 7(2) of Regulation (EC) No 423/2007 concerning restrictive measures against Iran, OJ 2010 L 195, p. 25
- (<sup>2</sup>) Council Decision of 26 July 2010 concerning restrictive measures against Iran and repealing Common Position 2007/140/CFSP, OJ 2010 L 195, p. 39

### Action brought on 7 October 2010 — Divandari v Council

(Case T-497/10)

(2010/C 328/87)

*Language of the case: English*

#### Parties

*Applicant:* Ali Divandari (Tehran, Iran) (represented by: S. Gadhia, S. Ashley, Solicitors, D. Wyatt, QC and R. Blakeley, Barrister)

*Defendant:* Council of the European Union

#### Form of order sought

- annul paragraph 1 of Table A of the Annex to Council Implementing Regulation (EU) No 668/2010 (<sup>1</sup>) in so far as it relates to the applicant;
- annul paragraph 2 of Table A of Annex II to Council Decision 2010/413/CFSP (<sup>2</sup>) in so far as it relates to the applicant;
- order the Council to pay the costs of the application.

### Pleas in law and main arguments

In the present case the applicant seeks the partial annulment of Council Implementing Regulation No 668/2010 and of Council Decision 2010/413/CFSP in so far as the applicant is included on the list of natural and legal persons, entities and bodies whose funds and economic resources are frozen in accordance with this provision.