

Order of the Civil Service Tribunal (Second Chamber) of 2 December 2013 — Pachtitis v Commission

(Case F-49/12)

(Civil Service — Open Competition EPSO/AD/77/06 — Access to documents — Request for access to answers to the admission tests — Annulment of the test results — No interest in bringing proceedings — No need to adjudicate)

(2014/C 71/68)

Language of the case: Greek

Parties

Applicant: Dimitrios Pachtitis (Athens, Greece) (represented: initially by P. Giatagantzidis and K. Kyriazi, and subsequently by P. Giatagantzidis and A. Féréti, lawyers)

Defendant: European Commission (represented: initially by J. Currall and I. Chatzigiannis, and subsequently by J. Currall and D. Triantafyllou, acting as Agents)

Interveners in support of the applicant: Hellenic Republic (represented by: E.-M. Mamouna and K. Boskovits, acting as Agents)

Kingdom of Sweden (represented by: A. Falk and S. Johansson, acting as Agents)

European Data Protection Supervisor (EDPS) (represented by: H. Hijmans, acting as Agent)

Operative part of the order

1. *There is no further need to adjudicate on the action.*
2. *Mr Pachtitis and the European Commission shall bear their own respective costs.*
3. *The Hellenic Republic, the Kingdom of Sweden and the European Data Protection Supervisor, as interveners, shall bear their own respective costs.*

Order of the Civil Service Tribunal (Second Chamber) of 17 October 2013 — Marcuccio v Commission

(Case F-127/12)

(Civil service — Article 34(1) and (6) of the Rules of Procedure — Application lodged by fax within the period for bringing proceedings, extended on account of distance by a period of ten days — Application received by post within the following ten days — Applications not the same — Action out of time)

(2014/C 71/69)

Language of the case: Italian

Parties

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

Defendant: European Commission

Re:

Application for annulment of the decision refusing to pay compensation for the loss suffered by the applicant as a result of the late despatch of the bill of lading relating to the transport of his personal effects from Luanda (Angola), to where he had been assigned, to Italy.

Operative part of the order

1. *The action is dismissed as manifestly inadmissible.*
2. *Mr Marcuccio is ordered to bear his own costs.*

Order of the Civil Service Tribunal (Second Chamber) of 12 December 2013 — Marcuccio v Commission

(Case F-133/12)

(Civil service — Officials — Non-contractual liability of the European Union — Compensation for the damage resulting from the fact that a letter was sent by the institution to the applicant's lawyer concerning costs the applicant had been ordered to pay — Action in part manifestly inadmissible and in part manifestly unfounded — Article 94 of the Rules of Procedure)

(2014/C 71/70)

Language of the case: Italian

Parties

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

Defendant: European Commission (represented by: C. Berardis-Kayser, G. Gattinara, Agents, and A. Dal Ferro, lawyer)

Re:

Application for annulment of the decision rejecting the applicant's request for compensation for the fact that a letter concerning the applicant was sent by the defendant to the applicant's lawyer, and a claim for damages.

Operative part of the order

1. *The action is dismissed as being in part manifestly inadmissible and in part manifestly unfounded.*
2. *Mr Marcuccio is ordered to bear his own costs and to pay the costs incurred by the European Commission.*
3. *Mr Marcuccio is ordered to pay to the Tribunal the sum of EUR 2 000.*

Order of the Civil Service Tribunal (Second Chamber) of 17 October 2013 — Marcuccio v Commission

(Case F-145/12)

(Civil service — Article 34(1) and (6) of the Rules of Procedure — Application lodged by fax within the period for bringing proceedings, extended on account of distance by a period of ten days — Application received by post within the following ten days — Applications not the same — Action out of time)

(2014/C 71/71)

Language of the case: Italian

Parties

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

Defendant: European Commission

Re:

Application for annulment of the decision rejecting the applicant's request for the revalorisation of his invalidity pension.

Operative part of the order

1. *The action is dismissed as manifestly inadmissible.*
2. *Mr Marcuccio is ordered to bear his own costs.*

Order of the Civil Service Tribunal (Second Chamber) of 12 December 2013 — JJ (*) v Council

(Case F-47/13) ⁽¹⁾

(Civil service — Officials — Promotion — 2012 promotion procedure — Decision not to promote the applicant — Inter-institutional transfer in the course of the promotion procedure preceding that during which a promotion decision would have taken effect — Institution which is competent to take a decision on promotion of the transferred official)

(2014/C 71/72)

Language of the case: French

Parties

Applicant: JJ (*) (represented by: M. Velardo, lawyer)

Defendant: Council of the European Union (represented by: M. Bauer and A. Bisch, acting as Agents)

Re:

Application for annulment of the decision not to include the applicant in the list of officials in function group AD proposed for promotion in 2012.

Operative part of the order

1. *The action is dismissed as being manifestly devoid of any basis in law.*
2. *JJ (*) shall bear his own costs and shall pay the costs incurred by the Council of the European Union.*

⁽¹⁾ OJ C 207, 20.7.2013, p. 63.

Order of the Civil Service Tribunal of 27 January 2014 — Loescher v Council

(Case F-134/12) ⁽¹⁾

(2014/C 71/73)

Language of the case: French

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

⁽¹⁾ OJ C 26, 26.1.2013, p. 74.

^(*) Information erased or replaced within the framework of protection of personal data and/or confidentiality.