

## EUROPEAN UNION CIVIL SERVICE TRIBUNAL

### **Judgment of the Civil Service Tribunal (2nd Chamber) of 8 December 2014 — Cwik v Commission**

(Case F-4/13) <sup>(1)</sup>

*(Civil Service — Officials — Appraisal — Staff report — Appraisal period 1995/1997 — Enforcement of a judgment of the General Court — Application for annulment of the staff report — No referral to the Joint Committee on Staff Reports — Delay in the drawing up of the staff report — Action for damages)*

(2015/C 026/55)

Language of the case: French

#### **Parties**

*Applicant:* Michael Cwik (Tervuren, Belgium) (represented by: N. Lhoëst, lawyer)

*Defendant:* European Commission (represented by: C. Berardis-Kayser and G. Berscheid, Agents)

#### **Re:**

Application to annul the decision adopting the applicant's staff report in respect of the period from 1995 to 1997 and an application for damages.

#### **Operative part of the judgment**

*The Tribunal:*

1. *Annuls the European Commission's decision of 12 March 2012 definitively establishing Mr Cwik's new staff report in respect of the appraisal period 1995/1997;*
2. *Orders the European Commission to pay Mr Cwik the sum of EUR 15 000 by way of compensation for the non-material harm suffered;*
3. *Dismisses the action as to the remainder;*
4. *Declares that the European Commission is to bear its own costs and orders it to pay the costs incurred by Mr Cwik.*

---

<sup>(1)</sup> OJ C 108, 13/4/2013, p. 38.

---

### **Judgment of the Civil Service Tribunal (Third Chamber) of 3 December 2014 — DG v ENISA**

(Case F-109/13) <sup>(1)</sup>

*(Civil service — Temporary staff — Termination of contract — No statement of reasons — Failure to comply with the reports procedure — Manifest error of assessment)*

(2015/C 026/56)

Language of the case: English

#### **Parties**

*Applicant:* DG (represented by: L. Levi and A. Tymen, lawyers)