

## EUROPEAN UNION CIVIL SERVICE TRIBUNAL

### Judgment of the Civil Service Tribunal (Third Chamber) of 2 June 2014 — Da Cunha Almeida v Commission

(Case F-5/13) <sup>(1)</sup>

*(Civil service — Open competition — Non-inclusion on the reserve list — Verbal reasoning test — Plea of illegality of the competition notice — Choice of the second language from three languages — Principle of non-discrimination)*

(2014/C 315/122)

Language of the case: English

#### Parties

*Applicant:* Paulo Jorge Da Cunha Almeida (Brussels, Belgium) (represented by: J. Grayston, solicitor, G. Pandey and M. Gambardella, lawyers)

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

#### Re:

Application to annul the decision not to include the applicant in the reserve list for competition EPSO/AD/205/10.

#### Operative part of the judgment

*The Tribunal:*

1. *Annuls the decision of the selection board of Competition EPSO/AD/205/10 of 9 March 2012, transmitted by the European Personnel Selection Office, refusing the request of Mr Da Cunha Almeida for review, following his exclusion from the reserve list of the competition by a decision of 23 December 2011.*
2. *Dismisses the action as to the remainder.*
3. *Declares that the European Commission is to bear its own costs and orders it to pay the costs incurred by Mr Da Cunha Almeida.*

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<sup>(1)</sup> OJ C 123, 27.4.2013, p. 29.

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### Judgment of the Civil Service Tribunal (3rd Chamber) of 8 July 2014 — Morgan v OHIM

(Case F-26/13) <sup>(1)</sup>

*(Civil service — Officials — Reports procedure — Appraisal report — Application for annulment of the appraisal report)*

(2014/C 315/123)

Language of the case: English

#### Parties

*Applicant:* Rhys Morgan (Alicante, Spain) (represented by: H. Tettenborn, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: G. Faedo, Agent, then M. Paolacci, Agent)