

**Judgment of the Civil Service Tribunal (First Chamber) of 18 September 2014 — CV v EESC**(Case F-54/13) <sup>(1)</sup>**(Civil service — Action for damages — Administrative investigations — Disciplinary procedure — Psychological harassment)**

(2014/C 421/72)

*Language of the case: French***Parties***Applicant:* CV (represented by: T. Bontinck and A. Guillerme, lawyers)*Defendant:* European Economic and Social Committee (represented initially by: M. Arsène and L. Camarena Januzec, acting as Agents, F.-M. Hislaire and M. Troncoso Ferrer, lawyers, and subsequently by M. Pascua Mateo and L. Camarena Januzec, acting as Agents, F.-M. Hislaire and M. Troncoso Ferrer, lawyers)**Re:**

Application for annulment of the EESC's decision rejecting a request made by the applicant on the basis of Article 90(1) of the Staff Regulations for compensation for the harm allegedly suffered as a result of the excessive zeal, or even harassment, on the part of the administration.

**Operative part of the judgment***The Tribunal:*

1. *Dismisses the application;*
2. *Declares that each party is to bear its own costs.*

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<sup>(1)</sup> OJ C 207, 20.07.2013, p. 64.

**Judgment of the Civil Service Tribunal (Third Chamber) of 15 October 2014 — de Brito Sequeira Carvalho v Commission**(Case F-107/13) <sup>(1)</sup>**(Staff case — Officials — Retired official — Disciplinary proceedings — Disciplinary measure — Pension deduction — Examination of the incriminating witness by the Disciplinary Board — Failure to hear from the official concerned — Failure to respect the right to be heard)**

(2014/C 421/73)

*Language of the case: French***Parties***Applicant:* José Antonio de Brito Sequeira Carvalho (Lisbon, Portugal) (represented by: É. Boigelot and R. Murru, lawyers)*Defendant:* European Commission (represented by: J. Currall and C. Ehrbar, acting as Agents)**Subject-matter of proceedings**

Application for annulment of the decision of the Commission to impose a disciplinary measure on the applicant under Article 9(2) of Annex IX to the Staff Regulations and requests for damages for the non-pecuniary harm allegedly suffered and reimbursement of amounts already deducted.

**Operative part of the judgment**

*The Tribunal:*

- 1) *Annuls the decision of the European Commission of 14 March 2013 imposing on Mr de Brito Sequeira Carvalho, for disciplinary reasons, a deduction of one third of his net monthly pension amount for a period of two years.*
- 2) *Dismisses the remainder of the action.*
- 3) *Order the European Commission is to bear its own costs and to pay the costs incurred by M. de Brito Sequeira Carvalho.*

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<sup>(1)</sup> OJ 2004 C 24, p. 41.

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**Judgment of the Civil Service Tribunal (Single Judge Chamber) of 15 October 2014 — De Bruin v Parliament**

(Case F-15/14) <sup>(1)</sup>

*(Civil Service — Probationer — Article 34 of the Staff Regulations — Report on the probationary period — Extension of the probationary period — Dismissal at the end of the probationary period — Grounds for dismissal — Performance — Hasty performance of tasks — Manifest errors of assessment — Irregularities in the procedure — Period given to the Reports Committee to deliver its opinion)*

(2014/C 421/74)

*Language of the case: French*

**Parties**

*Applicant:* Evert Anton De Bruin (Lent, Netherlands) (represented by: A. Salerno, lawyer)

*Defendant:* European Parliament (represented by: M. Dean and M. Ecker, acting as Agents)

**Re:**

Application for annulment of the decision of the Parliament to terminate the applicant's employment contract at the end of the extension period of his probationary period.

**Operative part of the judgment**

*The Tribunal:*

1. *Dismisses the action;*
2. *Orders Mr De Bruin to bear his own costs and to pay the costs incurred by the European Parliament.*

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<sup>(1)</sup> OJ C 184, 16.6.2014, p. 40.