

**Subject-matter and description of the proceedings**

Firstly, annulment of the decision to extend the applicant's probation period and of the subsequent decision to dismiss him and, secondly, application for compensation for the harm allegedly suffered.

**Form of order sought**

- Annul the decision to extend the probation period;
- Annul the decision to dismiss the applicant;
- Order ESMA to pay him, as compensation for the harm suffered, damages provisionally assessed *ex aequo et bono* at EUR 373 414 for the material harm and EUR 50 000 for the non-pecuniary harm;
- Order ESMA to pay the costs.

**Action brought on 4 September 2013 — ZZ v Commission**

(Case F-82/13)

(2013/C 325/84)

*Language of the case: French***Parties***Applicant:* ZZ (represented by: S. Orlandi, lawyer)*Defendant:* European Commission**Subject-matter and description of the proceedings**

Annulment of the decision on the transfer of the applicant's pension rights under the European Union pension scheme applying the new General Implementing Provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations.

**Form of order sought**

- Declare Article 9 of the General Implementing Provisions for Article 11(2) of Annex VIII of the Staff Regulations unlawful;
- annul the decision to the transfer of the applicant's pension rights on the basis of the parameters referred to in the

General Implementing Provisions for Article 11(2) of Annex VIII of the Staff Regulations of 3 March 2011;

- order the Commission to pay the costs.

**Action brought on 9 September 2013 — ZZ v Commission**

(Case F-84/13)

(2013/C 325/85)

*Language of the case: French***Parties***Applicant:* ZZ (represented by: S. Orlandi, lawyer)*Defendant:* European Commission**Subject-matter and description of the proceedings**

Annulment of the decision to calculate accredited pension rights acquired before entry into service on the basis of the new General Implementing Provisions and relating to the transfer of the applicant's pension rights under the European Union pension scheme applying the new General Implementing Provisions for Articles 11 and 12 of Annex VIII to the Staff Regulations.

**Form of order sought**

- Declare Article 9 of the General Implementing Provisions for Article 11(2) of Annex VIII of the Staff Regulations unlawful and therefore inapplicable;
- annul the decision of 26 November 2012 — and that of 27 June 2013 confirming it — concerning the calculation of accredited pension rights acquired by the applicant before his entry into service, in the context of the transfer of those pension rights in the pension scheme of the institutions of the European Union, pursuant to the general implementing provisions of Article 11(2) of Annex VIII of the Staff Regulations of 3 March 2011;
- order the Commission to pay the costs.