

## EUROPEAN UNION CIVIL SERVICE TRIBUNAL

### Action brought on 4 August 2016 — ZZ v Commission

(Case F-39/16)

(2016/C 371/31)

*Language of the case: French*

#### Parties

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

*Defendant:* European Commission

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

Annulment of the decision not to admit the applicant to the selection tests for competition EPSO/AD/309/15 (AD 11) — Doctors for the sites of Luxembourg and ISPRA and order for the defendant to pay damages and interest for the non-pecuniary harm allegedly suffered of an amount of EUR 10 000.

#### Form of order sought

- annul the decision of the jury for competition EPSO/AD/309/15 (AD 11) — Doctors for the sites of Luxembourg and Ispra (Field: Doctors Luxembourg), notified on 28 September 2015, not to admit the applicant to the selection tests held at the European Personnel Selection Office (EPSO) assessment centre;
- order the defendant to pay an amount of EUR 10 000 for non-pecuniary harm suffered by the applicant;
- order the defendant to pay the costs.

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### Action brought on 11 August 2016 — ZZ v EEAS

(Case F-41/16)

(2016/C 371/32)

*Language of the case: German*

#### Parties

*Applicant:* ZZ (represented by: M. Meyer, lawyer)

*Defendant:* European External Action Service

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

Action for annulment or setting aside of the appointing authority's decisions to reclaim the education allowances allegedly unjustifiably received by the applicant and to refuse the applicant further additional education allowances and an order that the defendant shall repay the deductions.

**Form of order sought**

The applicant claims that the Court should:

- annul the defendant's decision of 12 May 2016 on the applicant's complaints R/18/16 and R/19/16 and the thereby contested orders for the academic year 2014/15;
- in the alternative, set aside the defendant's decision of 12 May 2016 on the applicant's complaints R/18/16 and R/19/16 and the thereby contested orders for the academic year 2014/15;
- order the defendant to repay the unjust deductions on the basis of that decision to the applicant;
- order the EEAS to pay the costs.

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**Action brought on 12 August 2016 — ZZ v EIB**

(Case F-42/16)

(2016/C 371/33)

*Language of the case: French*

**Parties**

*Applicant:* ZZ (represented by: N. Lhoëst, lawyer)

*Defendant:* European Investment Bank (EIB)

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

Annulment of the application for compensation made by the applicant in respect of the harm which he alleges he has suffered since November 2013.

**Form of order sought**

- (1) Order the EIB to pay the applicant a sum equal to eight times his annual salary on the basis of Article 33a of the Staff Regulations and Article 9.1.1 of the Administrative provisions applicable to the staff;
- (2) Annul the decision of the EIB of 4 June 2015 closing the applicant's Optional Supplementary Provident Scheme (OSPS) account with effect from 28 February 2015 and order the EIB to pay the applicant:
  - a sum equivalent to the payments which the EIB would have continued to make into the applicant's OSPS account (3 % of the applicant's annual salary) if the EIB had not closed his account, with effect from 28 February 2015 until the date of actual reopening of the applicant's OSPS account;
  - the interest which the capital in the applicant's OSPS account would have continued to earn if his OSPS account had not been closed on 28 February 2015 and if the applicant and the EIB had been able to continue to make their respective payments up to 3 % of the applicant's annual salary until the date of actual reopening of the applicant's OSPS account;