

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 16 June 2016 (Case R 480/2015-5) concerning opposition proceedings between FTI Touristik and Messrs Prantner and Giersch.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders FTI Touristik GmbH to pay the costs.

⁽¹⁾ OJ C 383, 17.10.2016.

Judgment of the General Court of 29 November 2017 — Bilde v Parliament

(Case T-633/16) ⁽¹⁾

(Rules governing the payment of expenses and allowances to Members of the European Parliament — Parliamentary assistance allowance — Recovery of sums wrongfully paid — Power of the Secretary — General — Electa una via — Rights of the defence — Burden of proof — Obligation to state reasons — Legitimate expectations — Political rights — Equal treatment — Misuse of power — Independence of the Members — Error of fact — Proportionality)

(2018/C 022/49)

Language of the case: French

Parties

Applicant: Dominique Bilde (Lagarde, France) (represented by: G. Sauveur, lawyer)

Defendant: European Parliament (represented by: G. Corstens and S. Seyr, acting as Agents)

Intervener in support of the defendant: Council of the European Union (represented by: M. Bauer, R. Meyer and A. Jensen, acting as Agents)

Re:

Application on the basis of Article 263 TFEU seeking the annulment of the decision of the Secretary-General of the Parliament of 23 June 2016 concerning the recovery of a sum of EUR 40 320 wrongfully paid as parliamentary assistance allowance, of the notification and measures implementing that decision contained in the letters of the Director-General for Finance of the Parliament of 30 June and July 2016 and the debit note of 29 June 2016 relating thereto and application on the basis of Article 268 TFEU seeking compensation of the loss which the applicant allegedly suffered due, in particular, to that decision.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Ms Dominique Bilde to bear her own costs and to pay those incurred by the European Parliament;
3. Orders the Council of the European Union to bear its own costs.

⁽¹⁾ OJ C 383, 17.10.2016.