

**Order of the General Court of 26 June 2018 — Kerstens v Commission**(Case T-757/17) <sup>(1)</sup>

*(Civil service — Officials — Disciplinary proceedings — Enforcement of a judgment delivered by the General Court on appeal — Withdrawal of the decision imposing a reprimand — Reopening of the disciplinary proceedings which led to the cancelled sanction — Claim for annulment — Act not adversely affecting an official — Claim for damages — Failure to follow the pre-litigation procedure — Manifest inadmissibility)*

(2018/C 301/47)

Language of the case: French

**Parties**

*Applicant:* Petrus Kerstens (Overijse, Belgium) (represented by: C. Mourato, lawyer)

*Defendant:* European Commission (represented by: B. Mongin and R. Striani, acting as Agents)

**Re:**

Application under Article 270 TFEU seeking (i) annulment of two Commission memoranda of 27 March and 6 April 2017 and (ii) compensation for the non-material damage which the applicant claims to have suffered as a result of the outcome and duration of the disciplinary proceedings CMS 15/017 and CMS 12/063.

**Operative part of the order**

1. *The action is dismissed as manifestly inadmissible.*
2. *Mr Petrus Kerstens is ordered to pay the costs.*

<sup>(1)</sup> OJ C 32, 29.1.2018.

**Order of the President of the General Court of 26 June 2018 — Strabag Belgium v Parliament**

(Case T-784/17 RII)

*(Application for interim measures — Public works contracts — Order granting suspension of operation of the decision of the European Parliament rejecting the applicant's tender and awarding five tenderers a framework contract involving general contractor works for Parliament buildings in Brussels — Application for variation — Article 159 of the Rules of Procedure — Inadmissibility)*

(2018/C 301/48)

Language of the case: French

**Parties**

*Applicant:* Strabag Belgium (Anvers, Belgium) (represented by: M. Schoups, K. Lemmens and M. Lahbib, lawyers)

*Defendant:* European Parliament (represented by: Z. Nagy and B. Simon, acting as Agents)

**Re:**

Application under Article 159 of the Rules of Procedure of the General Court for variation of the order of 18 January 2018, *Strabag Belgium v Parliament* (T-784/17 R, not published, under appeal, EU:T:2018:17).

**Operative part of the order**

1. *The application for variation of the order of 18 January 2018, Strabag Belgium v Parliament (T-784/17 R, not published, under appeal, EU:T:2018:17) is dismissed.*
2. *The costs are reserved.*

---

**Order of the General Court of 4 July 2018 — Planet v Commission****(Case T-29/18) <sup>(1)</sup>*****(Access to documents — Regulation (EC) No 1049/2001 — Documents relating to the contract ‘Technical Assistance to Ecowas for the implementation of the 10th EDF Transport Facilitation Project II (TFP II)’ — Implied refusal of access — Express decision adopted after the action had been brought — Withdrawal of the contested act — Action which has become devoid of purpose — No need to adjudicate)*****(2018/C 301/49)***Language of the case: Greek***Parties***Applicant:* Planet AE Parochis Symvouleftikon Ypiresion (Athens, Greece) (represented by: V. Christianos, lawyer)*Defendant:* European Commission (represented by: C. Ehrbar and M. Konstantinidis, acting as Agents)**Re:**

Action under Article 263 TFEU for annulment of an implied decision of the Commission rejecting the applicant's confirmatory application of 6 November 2017 requesting access to certain documents relating to the contract ‘Technical Assistance to Ecowas for the implementation of the 10th EDF Transport Facilitation Project II (TFP II)’.

**Operative part of the order**

1. *There is no longer any need to adjudicate on the present action.*
2. *The European Commission shall pay the costs.*

---

<sup>(1)</sup> OJ C 112, 26.3.2018.

---