

Defendant: Single Resolution Board

Form of order sought

The applicant claims that the Court should:

- Annul the contested decision, declare the transactions carried out under it ineffective and order the return of the property of the Banco Popular Español, S.A. to the shareholders and bond-holders concerned, putting them back in the position they were in before the intervention;
- If that is not possible, declare in any event that the conversion of the bonds into shares is ineffective, maintaining bond-holders in the same position as they were in on 6 June 2017 and order the payment of compensation to shareholders by payment corresponding to the actual value of the bank and, accordingly, of the shares on 30 June 2016.

Pleas in law and main arguments

The pleas in law and main arguments are similar to those put forward in Cases T-478/17, *Mutualidad de la Abogacía and Hermandad Nacional de Arquitectos Superiores y Químicos v Single Resolution Board*, T-481/17, *Fundación Tatiana Pérez de Guzmán el Bueno and SFL v Single Resolution Board*, T-482/17, *Comercial Vascongada Recalde v Commission and Single Resolution Board*, T-483/17, *García Suárez and Others v Commission and Single Resolution Board*, T-484/17, *Fidesban and Others v Single Resolution Board*, T-497/17, *Sánchez del Valle and Calatrava Real State 2015 v Commission and Single Resolution Board*, and T-498/17, *Pablo Álvarez de Linera Granda v Commission and Single Resolution Board*.

Action brought on 16 August 2017 — TW and Others v SRB

(Case T-555/17)

(2017/C 424/57)

Language of the case: Spanish

Parties

Applicants: TW, TY, UA and UB (represented by: L. Chen Chen, lawyer)

Defendant: Single Resolution Board

Form of order sought

The applicants claim that the General Court should:

- Take note of the lodging of the present action for annulment of the Single Resolution Board's decision to write down Banco Popular Español S.A.'s share capital to EUR 0 and to sell it subsequently to Banco de Santander S.A. for EUR 1, and after having examined all the documents officially available and assessed the grounds set out therein, declare that the decision taken by the Board in the *Official Journal of the European Union* on 7 June 2017 is invalid or annulled.

Pleas in law and main arguments

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