

**Pleas in law and main arguments**

By virtue of Article 67(1) of Directive (EU) 2015/849 Member States must bring into force the laws, regulations and administrative provisions necessary to comply with that Directive by 26 June 2017 and must immediately communicate the text of those measures to the Commission. Given the on-going lack of transposition of that Directive, the Commission decided to commence proceedings before the Court of Justice.

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**Request for a preliminary ruling from the Consiglio di Stato (Italy) lodged on 29 August 2018 —  
Indaco Service Soc. coop. sociale, Coop. sociale il Melograno v Ufficio Territoriale del Governo  
Taranto****(Case C-552/18)**

(2018/C 436/29)

*Language of the case: Italian***Referring court**

Consiglio di Stato

**Parties to the main proceedings***Appellant:* Indaco Service Soc. coop. sociale, Coop. sociale il Melograno*Respondent:* Ufficio Territoriale del Governo Taranto**Question referred**

Does EU law, more specifically Article 57(4) of Directive 2014/24/EU <sup>(1)</sup> on public procurement, in conjunction with recital 101 of the directive and the principles of proportionality and equal treatment, preclude national legislation, such as that at issue, which categorises ‘grave professional misconduct’ as a mandatory ground of exclusion of an economic operator and provides that, where the professional misconduct has led to the early termination of a public contract, the operator may be excluded only if the termination is not contested or is confirmed at the conclusion of judicial proceedings?

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<sup>(1)</sup> Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement and repealing Directive 2004/18/EC (OJ 2014 L 94, p. 65).

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**Request for a preliminary ruling from the Landgericht Hamburg (Germany) lodged on 31 August  
2018 — Eurowings GmbH v JJ and KI****(Case C-557/18)**

(2018/C 436/30)

*Language of the case: German***Referring court**

Landgericht Hamburg

**Parties to the main proceedings***Defendant and appellant:* Eurowings GmbH*Applicants and respondents:* JJ, KI