

# GENERAL COURT

## Judgment of the General Court of 4 April 2019 — *Rodríguez Prieto v Commission*

(Affaire T-61/18) <sup>(1)</sup>

*(Civil Service — Officials — ‘Eurostat’ case — National criminal proceedings — No need to adjudicate — Request for assistance — Whistle-blower — Presumption of innocence — Action for damages and annulment)*

(2019/C 182/35)

*Language of the case: French*

### Parties

*Applicant:* Amador Rodríguez Prieto (Steinsel, Luxembourg) (represented by: S. Orlandi, T. Martin and R. Garcia-Valdecasas y Fernandez, lawyers)

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

### Re:

Application based on Article 270 TFEU seeking, primarily, compensation for the material and non-material damage which the applicant alleges to have suffered and, in the alternative, annulment of the decision of the Commission of 28 March 2017 rejecting the applicant's request for assistance.

### Operative part of the judgment

The Court:

- 1) *Dismisses the claims for damages;*
- 2) *Annuls the decision of the European Commission of 28 March 2017 rejecting Mr Amador Rodríguez Prieto's request for assistance;*
- 3) *Orders the Commission to bear its own costs and to pay those incurred by Mr Rodríguez Prieto.*

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<sup>(1)</sup> OJ C 134, 16.4.2018.