

**Re:**

Action based on Articles 268 and 340 TFEU and seeking compensation for the losses which the applicant allegedly suffered following the listing of his name in the lists set out, first, in Annex II to Council Decision 2010/413/CFSP of 26 July 2010 concerning restrictive measures against Iran and repealing Common Position 2007/140/CFSP (OJ 2010 L 195, p. 39), by means of Council Decision 2011/783/CFSP of 1 December 2011 amending Decision 2010/413 (OJ 2011 L 319, p. 71), and in Annex VIII to Council Regulation (EU) No 961/2010 of 25 October 2010 on restrictive measures against Iran and repealing Regulation (EC) No 423/2007 (OJ 2010 L 281, p. 1), by means of Council Implementing Regulation (EU) No 1245/2011 of 1 December 2011 implementing Regulation No 961/2010 (OJ 2011 L 319, p. 11), secondly, in Annex IX to Council Regulation (EU) No 267/2012 of 23 March 2012 concerning restrictive measures against Iran and repealing Regulation No 961/2010 (OJ 2012 L 88, p. 1), and, thirdly, in the Annex to Council Decision 2013/661/CFSP of 15 November 2013 amending Decision 2010/413 (OJ 2013 L 306, p. 18), and in the Annex to Council Implementing Regulation (EU) No 1154/2013 of 15 November 2013 implementing Regulation No 267/2012 (OJ 2013 L 306, p. 3).

**Operative part of the judgment**

The Court:

1. Dismisses the action as in part inadmissible and in part unfounded;
2. Orders Mr Bateni to bear his own costs and to pay those incurred by the Council of the European Union;
3. Orders the European Commission to bear its own costs.

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(<sup>1</sup>) OJ C 300, 11.9.2017.

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**Judgment of the General Court of 14 July 2021 — Nike European Operations Netherlands and Converse Netherlands v Commission**

(Case T-648/19) (<sup>1</sup>)

*(State aid — Aid implemented by the Netherlands in favour of Nike — Tax rulings — Decision to initiate the formal investigation procedure — Arm's length principle — Advantage — Selective nature — Equal treatment — Good administration — Inadequate preliminary examination — Serious difficulties — Obligation to state reasons)*

(2021/C 338/22)

Language of the case: English

**Parties**

*Applicants:* Nike European Operations Netherlands BV (Hilversum, Netherlands), Converse Netherlands BV (Amsterdam, Netherlands) (represented by: R. Martens and D. Colgan, lawyers)

*Defendant:* European Commission (represented by: P.-J. Loewenthal and S. Noë, acting as Agents)

**Re:**

Application under Article 263 TFEU for annulment of Commission Decision C(2019) 6 final of 10 January 2019 on State aid SA.51284 (2018/NN) — Netherlands — Possible State aid in favour of Nike, initiating the formal investigation procedure laid down in Article 108(2) TFEU.

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders Nike European Operations Netherlands BV and Converse Netherlands BV to pay the costs.

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(<sup>1</sup>) OJ C 413, 9.12.2019.