

4. Fourth plea in law, alleging infringement of the principle of confidentiality of disciplinary proceedings and judicial investigations as well as an apparent infringement of the guarantees provided under Regulation (EU) No 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ 2018 L 295, p. 39).

Action brought on 16 June 2020 — OC (*) v Commission

(Case T-384/20)

(2020/C 279/58)

Language of the case: Greek

Parties

Applicant: OC (*) (represented by: V. Christianos, lawyer)

Defendant: European Commission

Form of order sought

The applicant claims that the General Court should:

- order the European Commission to pay the applicant an amount totalling EUR 1 100 000 to compensate for the non-material harm that she has suffered up until today, and
- order the European Commission to pay all the applicant's costs.

Pleas in law and main arguments

In support of the action, the applicant relies on the following pleas in law.

1. By the present action, the applicant seeks, pursuant to Article 268 and the second paragraph of Article 340 TFEU, compensation for the harm that she has suffered on account of unlawful acts and omissions of the European Anti-Fraud Office (OLAF), following the publication by the latter of Press Release No 13/2020 by which personal data and false information that related to the applicant unlawfully leaked out.
2. According to the applicant, in (a) publishing (by the press release directed at the public at large) personal data of the applicant and (b) disseminating inaccurate and false information in the press release, OLAF seriously infringed rules that confer rights on individuals.
3. In particular, by those acts, it infringed Articles 4(1)(a) and (b), 5, 6 and 15(3) of Regulation 2018/1725, ⁽¹⁾ Articles 10 (5) and 9(1) of Regulation No 883/2013, ⁽²⁾ and the presumption of innocence, the right to good administration and the principle of proportionality.

⁽¹⁾ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (OJ 2018 L 295, p. 39).

⁽²⁾ Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999 (OJ 2013 L 248, p. 1).

^(*) Information erased or replaced within the framework of protection of personal data and/or confidentiality.