

26 August 1999 (SG(99) D/7.040) rejecting a complaint submitted pursuant to Article 82 EC, the Court of First Instance (First Chamber, Extended Composition), composed of: B. Vesterdorf, President, K. Lenaerts, J. Azizi, N.J. Forwood and H. Legal, Judges; J. Plingers, Administrator, for the Registrar, has given a judgment on 4 March 2003, in which it:

1. *Dismisses the application;*
2. *Orders the applicant to bear its own costs together with those incurred by the Commission.*

(¹) OJ C 79 of 18.3.2000.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 6 March 2003

in Case T-56/00: Dole Fresh Fruit International Ltd v Council of the European Union and Commission of the European Communities (¹)

(Bananas — Common organisation of the markets — Decision 94/800/EC — Regulation (EC) No 478/95 — Export licence scheme — Action for damages)

(2003/C 112/46)

(Language of the case: English)

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 27 February 2003

in Case T-20/00 OP: Commission of the European Communities v Ivo Camacho-Fernandes (¹)

(Officials — Occupational disease — Irregularity in the opinion of the medical committee — Objection against a judgment given by default)

(2003/C 112/45)

(Language of the case: French)

In Case T-20/00 OP: Commission of the European Communities (Agents: J. Currall and J.-L. Fagnart) against Ivo Camacho-Fernandes, an official of the Commission of the European Communities, residing in Overijse (Belgium), represented by N. Lhoëst, lawyer, with an address for service in Luxembourg — objection against the judgment of the Court of First Instance of 15 November 2000 in Case T-20/00 Camacho-Fernandes v Commission [2000] ECR-SC I-A-249 and II-1149 given by default, annulling the Commission decision of 10 February 1999 refusing to recognise the occupational origin of the lung cancer which resulted in the death of Mr Camacho Fernandes's wife — the Court of First Instance (First Chamber), composed of: B. Vesterdorf, President, M. Vilaras and N.J. Forwood, Judges; D. Christensen, Administrator, for the Registrar, has given a judgment on 27 February 2003, in which it:

1. *Dismisses the objection;*
2. *Orders the Commission to pay the costs of the objection.*

(¹) OJ C 122 of 29.4.2000.

In Case T-56/00, Dole Fresh Fruit International Ltd, established in San José (Costa Rica), represented by B. O'Connor, Solicitor, with an address for service in Luxembourg, v Council of the European Union (Agents: S. Marquardt and J.-P. Hix) and Commission of the European Communities (Agents: initially P. Oliver and C. Van der Hauwaert, then L. Visaggio and K. Fitch): Application for compensation for the damage allegedly suffered by the applicant by reason of the introduction of the export licence scheme by Council Decision 94/800/EC of 22 December 1994 concerning the conclusion on behalf of the European Community, as regards matters within its competence, of the agreements reached in the Uruguay Round multilateral negotiations (1986-1994) (OJ 1994 L 336, p. 1) and by Commission Regulation (EC) No 478/95 of 1 March 1995 on additional rules for the application of Council Regulation (EEC) No 404/93 as regards the tariff quota arrangements for imports of bananas into the Community and amending Regulation (EEC) No 1442/93 (OJ 1995 L 49, p. 13), the Court of First Instance (Fifth Chamber), composed of: J.D. Cooke, President, R. García-Valdecasas and P. Lindh, Judges; J. Palacio González, Principal Administrator, for the Registrar, has given a judgment on 6 March 2003, in which it:

1. *Dismisses the application;*
2. *Orders the applicant to bear its own costs and to pay those of the Council and the Commission.*

(¹) OJ C 135 of 13.05.2000.