

ORDER OF THE COURT OF FIRST INSTANCE**(Third Chamber)****of 2 April 2004****in Case T-231/02: Piero Gonnelli and Associazione Italiana Frantoiani Oleari (AIFO) v Commission of the European Communities** ⁽¹⁾**(Action for annulment — Natural or legal persons — Acts affecting them individually — Regulation — Marketing norms for olive oil — Inadmissibility)**

(2004/C 118/88)

(Language of the case: Italian)

In Case T-231/02: Piero Gonnelli and Associazione Italiana Frantoiani Oleari (AIFO), established in Rome (Italy), represented by U. Scuro, lawyer, against the Commission of the European Communities (Agents: C. Cattabriga and C. Loggi) – application for annulment of Commission Regulation (EC) No 1019/2002 of 13 June 2002 on marketing standards for olive oil (OJ 2002 L 155, p. 27) – the Court of First Instance (Third Chamber), composed of J. Azizi, President, M. Jaeger and F. Dehousse, Judges; H. Jung, Registrar, made an order on 2 April 2004, the operative part of which is as follows:

1. *the application is dismissed as inadmissible;*
2. *the applicants are to bear their own costs and pay those incurred by the defendant.*

⁽¹⁾ OJ C 331, 24.11.01

ORDER OF THE COURT OF FIRST INSTANCE**of 29 April 2004****in Case T-308/02: SGL Carbon AG v Commission of the European Communities** ⁽¹⁾**(Agreements — Fines — Rejection of request for facilities for payment — Annulment of measures — Inadmissibility)**

(2004/C 118/89)

(Language of the case: German)

In Case T-308/02: SGL Carbon AG established in Wiesbaden (Germany), represented by M. Klusmann, lawyer v Commission of the European Communities (Agents: G. Wilms and W Mölls) – application for annulment of Commission decision of 24 July 2002 in so far as it rejects the applicant's request for facilities for the payment of the fine imposed in a proceeding under

Article 81 of the EC Treaty (COMP/E-1/36.490 – graphite electrodes) and imposes default interest in excess of 6.04 % – the Court (Second Chamber), composed of J. Pirrung, President; W.H. Meij and J. Forwood, Judges; H. Jung, Registrar, has made an order on 29 April 2004, in which it:

1. *Dismisses the appeal as inadmissible;*
2. *Orders the applicant to bear its own costs and those incurred by the Commission.*

⁽¹⁾ OJ C 31 of 8.2.2002.

ORDER OF THE COURT OF FIRST INSTANCE**of 23 January 2004****in Case T-248/03 Société de Produits Nestlé SA v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)** ⁽¹⁾**(Community trade mark — Opposition — Amicable settlement — No need to adjudicate)**

(2004/C 118/90)

(Language of the case: English)

In Case T-248/03: Société de Produits Nestlé SA, established in Vevey (Switzerland), represented by J.-J. Evrard, lawyer, against Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (Agents: O. Montalto and I. de Medrano Caballero), the other party to the proceedings before the Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) being: Grupo Kalise Menorquina SA, established in Palau de Plegamans (Spain) – application for annulment of the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 28 April 2003 (Case R 732/2001-2) relating to opposition proceedings – the Court of First Instance (Fourth Chamber), composed of H. Legal, President, V. Tiili and M. Vilaras, Judges; H. Jung, Registrar, has made an order on 23 January 2004, the operative part of which is as follows:

1. *There is no need to adjudicate on the action.*
2. *The applicant shall bear its own costs and pay those incurred by OHIM.*

⁽¹⁾ OJ C 239 of 4.10.2003