

The applicant claims that the Court should:

- Annul the decision of 31 March 2003 definitively adopting the applicant's career development report for the period 2001/2002;
- Annul the said report;
- Annul the implicit decision to dismiss the applicant's claim, brought on 24 September 2002 (R/562/03) for annulment of the contested decision;
- Order the defendant to pay the applicant damages for non-material loss, assessed on equitable grounds at EUR 10 000, subject to increase or decrease in the course of the proceedings;
- Order the defendant to pay the costs.

*Pleas in law and main arguments*

In support of his action, the applicant pleads infringement of Article 25(2) and Articles 26 to 43 of the Staff Regulations and the General provisions for implementing Article 43 of the Staff Regulations, as adopted by the Commission on 26 April 2002. He also pleads misuse of powers, infringement of general principles of law, such as the rights of the defence, the principle of sound administration and the principle of equal treatment, and a manifest error of assessment.

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**Action brought on 26 April 2004 by Imre Czigany, Isabel Alves, Georgette Henningsen and Michel Lucas against Commission of the European Communities**

**(Case T-149/04)**

(2004/C 168/18)

*(Language of the case: French)*

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 26 April 2004 by Imre Czigany, residing in Rhode St. Genèse, Belgium, Isabel Alves, residing in Luxembourg, Georgette Henningsen, residing in Brussels and Michel Lucas, residing in Brussels, represented by Gilles Bounéou and Frédéric Frabetti, lawyers, with an address for service in Luxembourg.

The applicants claim that the Court should:

- Annul the appraisal exercise 2001-2002 in respect of the applicants;
- Alternatively, annul the applicants' career development reports (REC/CDR) for the period 1.7.2001- 31.12.2002;

- Make an order as to the costs, expenses and fees and require the Commission of the European Communities to pay them.

*Pleas in law and main arguments*

The pleas and principal arguments relied on by the applicants in this case are identical to those put forward in Cases T-43/04 and T-47/04.

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**Action brought on 16 April 2004 by Bernard Nonat against Commission of the European Communities**

**(Case T-151/04)**

(2004/C 168/19)

*(Language of the case: French)*

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 16 April 2004 by Bernard Nonat, residing in Brussels, represented by Sébastien Orlandi, Albert Coolen, Jean-Noël Louis and Etienne Marchal, lawyers, with an address for service in Luxembourg.

The applicant claims that the Court should:

- Annul the decision establishing the final career development report for the period from 1 July to 31 December 2002;
- Order the defendant to pay the costs.

*Pleas in law and main arguments*

The applicant in this case objects to his career development report, as drawn up for the period from 1 July to 31 December 2002.

In support of his claims, the applicant argues:

- failure to observe the obligation to state reasons;
- infringement of Article 43 of the Staff Regulations and the transitional measures applicable to the appraisal exercise 2001-2002;
- infringement of Article 5(5)(c) of the General Provisions for Implementing Article 43 of the Staff Regulations;
- manifest error of assessment;
- infringement of the principle of equal treatment and non-discrimination;
- lack of consistency between the comments and the mark awarded.