

**JUDGMENT OF THE COURT OF FIRST INSTANCE****of 10 June 2004****in Case T-276/01: Mély Garroni v European Parliament** <sup>(1)</sup>**(Officials — Auxiliary staff — Conference Interpreter — Article 74 of the conditions of employment of other staff — Termination of employment)**

(2004/C 228/81)

(Language of the case: French)

In Case T-276/01: Mély Garroni, residing at Rome (Italy), represented by G. Vandersanden, lawyer, against the European Parliament (Agents: H. von Herten and J. de Wachter, with an address for service in Luxembourg) - application for, first, annulment of the decision to no longer employ Conference Interpreters aged 65 or more and, secondly, damages - the Court of First Instance (Fifth Chamber), composed of R. García-Valdecasas, President, P. Lindh and J.D. Cooke, Judges; for the Registrar: J. Palacio Gonzalez, Principal Administrator, has given a judgment on 10 June 2004, in which it:

1. Annuls the Parliament's decision of 24 January 2001 and the Parliament's decision of 20 July 2001 rejecting the applicant's complaint;
2. Dismisses the rest of the application;
3. Orders the Parliament to bear all the costs.

<sup>(1)</sup> OJ C 3 of 5.1.2002.

**JUDGMENT OF THE COURT OF FIRST INSTANCE****of 10 June 2004****in Case T-307/01: Jean-Paul François v Commission of the European Communities** <sup>(1)</sup>**(Officials — Disciplinary regime — Relegation in step — Caretaking contract of the Commission's buildings — Reasonable time-limit — Criminal proceeding — Action for damages)**

(2004/C 228/82)

(Language of the case: French)

In Case T-307/01: Jean-Paul François, an official of the Commission of the European Communities, residing at Wavre (Belgium), represented by A. Colson, lawyer, with an address for service in Luxembourg, against Commission of the European Communities (Agent: J. Currall assisted by B. Wägenbaur, lawyer, with an address for service in Luxembourg) - application for, first, annulment of the Commission's decision of 5 April 2001 imposing on the applicant the disciplinary sanction of relegation in step and, secondly, damages to compensate for the material and non-material damage which the applicant claims to have suffered - the Court of First Instance (Fifth

Chamber), composed of P. Lindh, President, R. García-Valdecasas and J.D. Cooke, Judges; for the Registrar: I. Natsinas, Administrator, has given a judgment on 10 June 2004, in which it:

1. Annuls the Commission's decision of 5 April 2001 imposing on the applicant the disciplinary sanction of relegation in step;
2. Orders the Commission to pay the applicant damages of EUR 8 000 in respect of the non-material damage suffered by him;
3. Orders the Commission to pay all the costs.

<sup>(1)</sup> OJ C 56, 2.3.2002.

**JUDGMENT OF THE COURT OF FIRST INSTANCE****of 22 June 2004****in Case T-185/02: Claude Ruiz-Picasso and Others v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)** <sup>(1)</sup>**(Community trade mark — Regulation (EC) No 40/94 — Opposition — Likelihood of confusion — Application for Community word trade mark PICARO — Earlier word trade mark PICASSO)**

(2004/C 228/83)

(Language of the case: German)

In Case T-185/02: Claude Ruiz-Picasso, residing in Paris (France), Paloma Ruiz-Picasso, residing in London (United Kingdom), Maya Widmaier-Picasso, residing in Paris, Marina Ruiz-Picasso, residing in Geneva (Switzerland), Bernard Ruiz-Picasso, residing in Paris, represented by C. Gielen, lawyer, against Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (Agents: G. Schneider and U. Pfléghar), the other party to the proceedings before the Board of Appeal of OHIM, intervener before the Court, being DaimlerChrysler AG, established in Stuttgart (Germany), represented by S. Völker, lawyer, with an address for service in Luxembourg — Appeal against the decision of the Third Board of Appeal of OHIM of 18 March 2002 (Case R 0247/2001-3) relating to opposition proceedings between the Picasso estate and DaimlerChrysler AG — the Court of First Instance (Second Chamber), composed of N.J. Forwood, President, J. Pirrung and A.W.H. Meij, Judges; D. Christensen, Administrator, for the Registrar, has given a judgment on 22 June 2004, in which it:

- 1) Dismisses the action;
- 2) Orders the applicants to pay the costs.

<sup>(1)</sup> OJ C 202 of 24.8.2002.