

ORDER OF THE COURT OF FIRST INSTANCE**of 2 June 2005****in Case T-326/03 Hippocrate Vounakis v Commission of the European Communities** ⁽¹⁾**(Officials — Promotion — Article 90(2) of the Staff Regulations — Prior administrative complaint — Time-limits — Public policy nature — Inadmissibility)**

(2005/C 205/39)

(Language of the case: French)

In Case T-326/03: Hippocrate Vounakis, an official of the Commission of the European Communities, residing in Wezembeek-Oppem (Belgium), represented by J.-N. Louis, E. Marchal, A. Coolen and S. Orlandi, lawyers, with an address for service in Luxembourg, against Commission of the European Communities (Agents: C. Berardis-Kayser and G. Berscheid, with an address for service in Luxembourg) — action for the annulment of the Commission's decision not to promote the applicant to grade A4 under the 2002 promotion procedure — the Court of First Instance (Third Chamber), composed of M. Jaeger, President, V. Tiili and O. Czúcz, Judges; H. Jung, Registrar, made an order on 2 June 2005, the operative part of which is as follows:

1. *The action is dismissed as inadmissible;*
2. *Each party shall bear its own costs.*

⁽¹⁾ OJ C 289, 29.11.2003.

ORDER OF THE COURT OF FIRST INSTANCE**of 25 May 2005****in Case T-330/04 Jörg-Michael Fetzer v European Parliament** ⁽¹⁾**(Preliminary issues — Objection of inadmissibility — Expiry of the period for bringing an action — Manifest inadmissibility)**

(2005/C 205/40)

(Language of the case: German)

In Case T-330/04: Jörg-Michael Fetzer, residing in Tübingen (Germany), represented by M. Bauer, lawyer, against European

Parliament (Agents: N. Lorenz and L.G. Knudsen, with an address for service in Luxembourg) — action for annulment of the decision of the Selection Board for Competition PE/96/A not to include the applicant on the reserve list of that competition and, in the alternative, for an order requiring the defendant to pay appropriate damages — the Court of First Instance (Third Chamber), composed of M. Jaeger, President, J. Azizi and E. Cremona, Judges; H. Jung, Registrar, made an order on 25 May 2005, the operative part of which is as follows:

1. *The action is dismissed as manifestly inadmissible;*
2. *Each party shall bear its own costs.*

⁽¹⁾ OJ C 284, 20.11.2004.

ORDER OF THE COURT OF FIRST INSTANCE**of 26 May 2005****in Case T-377/04 Bart Nijs v Court of Auditors of the European Communities** ⁽¹⁾**(Officials — 2003 Promotion exercise — Decision not to promote — Action for annulment — Prior administrative complaint — Identity of subject-matter and legal basis — Time-limit for lodging a complaint — Manifest inadmissibility)**

(2005/C 205/41)

(Language of the case: French)

In Case T-377/04: Bart Nijs, an official of the Court of Auditors of the European Communities, residing in Bereldange (Luxembourg), represented by F. Rollinger, lawyer, with an address for service in Luxembourg, against the Court of Auditors of the European Communities (Agents: T. Kennedy, J.-M. Stenier and M. Bavendamm, with an address for service in Luxembourg) — action for annulment of the decision of the Court of Auditors of the European Communities not to promote the applicant to grade LA5 in the 2003 promotion exercise — the Court of First Instance (Second Chamber), composed of J. Pirrung, President, A.W.H. Meij and I. Pelikánová, Judges; H. Jung, Registrar, made an order on 26 May 2005, the operative part of which is as follows:

1. *The action is dismissed as inadmissible.*
2. *The parties shall bear their own costs.*

(¹) OJ C 284 of 20.11.2004.

ORDER OF THE COURT OF FIRST INSTANCE

of 27 May 2005

in Case T-485/04 Agence de coopération des bibliothèques et centres de documentation en Bretagne (COBB) v Commission of the European Communities (¹)

(Inadmissibility — Documents not published or notified — Obligation on interested party to request copy within reasonable time-limit — Action brought out of time)

(2005/C 205/42)

(Language of the case: French)

In Case T-485/04: Agence de coopération des bibliothèques et centres de documentation en Bretagne (COBB), established in Rennes (France), represented by J.-P. Martin, lawyer, against Commission of the European Communities (Agent: L. Flynn, with an address for service in Luxembourg) — action for annulment of the Commission's decision of 9 September 2003 excluding the operation 'Réseau des périodiques de Bretagne, année 1999' (Brittany Periodicals Network 1999) from the expenditure eligible under the European Regional Development Fund (ERDF) programme named 'Objectif 5b Bretagne 1994-1999' — the Court of First Instance (Second Chamber), composed of M. Pirrung, President, N.J. Forwood and S. Papa-savvas, Judges; H. Jung, Registrar, made an order on 27 May 2005, the operative part of which is as follows:

1. *The application is dismissed as manifestly inadmissible.*
2. *The application shall bear its own costs and pay those incurred by the Commission.*

(¹) OJ C 57 of 5.03.2005.

ORDER OF THE PRESIDENT OF THE COURT OF FIRST INSTANCE

of 2 June 2005

in Case T-125/05 R: Umwelt- und Ingenieurtechnik GmbH Dresden v Commission of the European Communities

(Tendering procedure — Interim proceedings — Urgency — Absence)

(2005/C 205/43)

(Language of the case: German)

In Case T-125/05 R: Umwelt- und Ingenieurtechnik GmbH Dresden, established in Dresden (Germany), represented by H. Robl, lawyer, against Commission of the European Communities (Agents: M. Wilderspin and S. Fries, with an address for service in Luxembourg): action for suspension of implementation of the decisions of the Commission not to award the applicant Lot No 2 of the EuropeAid/119151/D/S/UA contract called 'Plan Improvement Project for South Ukraine NPP' and to award the lot to another company and, alternatively, for an order for other interim measures — the President of the Court of First Instance made an order on 2 June 2005, the operative part of which is as follows:

1. *The application for interim measures is dismissed.*
2. *Costs are reserved.*

Action brought on 27 May 2005 by Hippocrate Vounakis against the Commission of the European Communities

(Case T-214/05)

(2005/C 205/44)

(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 27 May 2005 by Hippocrate Vounakis, residing in Wezembeek-Oppem (Belgium), represented by Sébastien Orlandi, Xavier Martin, Albert Coolen, Jean-Noël Louis and Etienne Marchal, lawyers, with an address for service in Luxembourg.