

## COURT OF FIRST INSTANCE

Order of the Court of First Instance of 9 July 2007 —  
wheyco v Commission

(Case T-6/06) <sup>(1)</sup>

(State aid — Incentive element — Action for annulment —  
Act producing legal effects — Legal interest in bringing  
proceedings — Inadmissibility)

(2007/C 223/13)

Language of the case: German

**Parties**

*Applicant:* wheyco GmbH, formerly Mopro-Nord GmbH  
(Altentreptow, Germany) (represented by: L. Harings and C.  
Schmidt, lawyers)

*Defendant:* Commission of the European Communities (repre-  
sented by: K. Gross, T. Scharf and A. Stobiecka-Kuik, Agents)

**Re:**

Application for annulment in part of the Commission's decision  
of 6 September 2005 relating to State aid No N 363/2005 for  
the construction of a whey refining plant in Mecklenburg-  
Western Pomerania (Germany) (OJ 2005 C 262, p. 5)

**Operative part of the order**

*The Court:*

1. Dismisses the action as inadmissible;
2. Orders wheyco GmbH to pay the costs.

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<sup>(1)</sup> OJ C 74, 25.3.2006.

Order of the Court of First Instance of 12 July 2007 —  
Beau v Commission

(Case T-252/06 P) <sup>(1)</sup>

(Appeals — Staff cases — Officials — Occupational illness  
— Appeal manifestly inadmissible — Appeal manifestly  
unfounded)

(2007/C 223/14)

Language of the case: French

**Parties**

*Appellant:* Marie-Yolande Beau (Paris, France) (represented by: S.  
Rodrigues and C. Bernard-Glanz, lawyers)

*Other party to the proceedings:* Commission of the European  
Communities (represented by: J. Currall and K. Herrmann,  
Agents)

**Re:**

Appeal against the judgment of the Civil Service Tribunal of the  
European Union (Third Chamber) of 28 June 2006 in Case  
F-39/05 *Beau v Commission*, not yet published in the ECR-SC,  
seeking to have that judgment set aside.

**Operative part of the order**

*The Court:*

1. Dismisses the appeal;
2. Orders Ms Beau to bear her own costs and to pay those of the  
Commission.

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<sup>(1)</sup> OJ C 281, 18.11.2006.