

**Judgment of the Civil Service Tribunal (2nd Chamber) of
26 May 2011 — Lebedef v Commission**

(Case F-40/10) ⁽¹⁾

(Civil service — Officials — Annual leave — Absence without prior permission after annual leave used up — Forfeiture of remuneration — Article 60 of the Staff Regulations)

(2011/C 252/111)

Language of the case: French

Parties

Applicant: Giorgio Lebedef (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)

Defendant: European Commission (represented by: G. Berscheid and D. Martin, Agents)

Re:

Application for annulment of the Commission's decision stating that the applicant had, without prior permission, exceeded his annual leave entitlement for 2009 by 5,5 days

Operative part of the judgment

The Tribunal:

1. Dismisses Mr. Lebedef's action;
2. Orders Mr. Lebedef to pay all the costs.

⁽¹⁾ OJ C 209, of 31/07/10, p. 55.

**Order of the Civil Service Tribunal (Third Chamber) of
31 March 2011**

Hecq v Commission

(Case F-10/10) ⁽¹⁾

(Staff case — Officials — Social security — Meeting of 100 % of medical costs — Implied rejection decision — No decision recognising the occupational origin of the illness — Limited power of the administration — Decision to reject the complaint — Decision not purely confirmatory — No complaint — Inadmissibility)

(2011/C 252/112)

Language of the case: French

Parties

Applicant: André Hecq (Chaumont-Gistoux, Belgium) (represented by: L. Vogel, lawyer)

Defendant: European Commission (represented by: J. Currall and D. Martin, acting as Agents, assisted by J.-L. Fagnart, lawyer)

Subject-matter of the case

Application for annulment of the decision dismissing a claim for 100 % reimbursement of various medical costs.

Operative part of the order

1. The action is dismissed as in part clearly unfounded and in part clearly inadmissible.
2. Mr Hecq is ordered to pay the whole of the costs.

⁽¹⁾ OJ C 100, 17.4.2010, p. 70.

**Order of the Civil Service Tribunal (Third Chamber) of 30
June 2011 — Marcuccio v European Commission**

(Case F-14/10) ⁽¹⁾

(Civil Service — Officials — Social security — Accident — Procedure for recognition of permanent partial invalidity within the meaning of Article 73 of the Staff Regulations — Duration of the procedure — Action for damages — Action manifestly lacking any foundation in law — Article 94 of the Rules of Procedure)

(2011/C 252/113)

Language of the case: French

Parties

Applicant: Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

Defendant: European Commission (represented by: J. Currall and C. Berardis-Kayser, Agents, assisted by A. Dal Ferro, lawyer)

Re:

Application for an order that the defendant pay compensation for the damage suffered by the applicant as a result of the duration of the procedure for recognition of partial invalidity.

Operative part of the order

1. The action of Mr Marcuccio is dismissed as manifestly lacking any foundation in law.
2. Mr Marcuccio is ordered to bear the costs incurred by the European Commission in addition to his own costs.
3. Mr Marcuccio is ordered to repay the Tribunal the sum of EUR 1 000 pursuant to Article 94 of the Rules of Procedure.

⁽¹⁾ OJ C 134, 22.05.2010, p. 54.