

*Defendant:* European Central Bank (represented by: E. Carlini, D. Camilleri Podestà and M. López Torres, acting as Agents, B. Wägenbaur, lawyer)

**Re:**

Application for annulment of the decision of the Executive Board of the ECB not to grant the applicant an additional salary increase, in the context of the annual revision of salaries and bonuses for 2014.

**Operative part of the judgment**

*The Tribunal:*

- 1) *Annuls the decision of the Executive Board of the European Central Bank of 25 February 2014 not to grant an additional salary increase for 2014 to Mr Seigneur;*
- 2) *Dismisses the action as to the remainder;*
- 3) *The European Central Bank shall bear its own costs and pay those incurred by Mr Seigneur.*

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<sup>(1)</sup> OJ C 24/11/2014, p. 63.

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**Judgment of the Civil Service Tribunal (Third Chamber) of 15 December 2015 — Clarke, Dickmanns and Papathanasiou v OHIM**

**(Joined cases F-101/14, F-102/14 and F-103/14) <sup>(1)</sup>**

**(Civil service — Temporary staff — OHIM staff — Fixed-term contract including a termination clause — Clause terminating a contract if the agent is not included on the reserve list of a competition — Date of effect of the termination clause — OHIM/AD/01/13 and OHIM/AST/02/13 open competitions)**

(2016/C 048/105)

*Language of the case: German*

**Parties**

*Applicants:* Nicole Clarke, Sigrid Dickmanns and Elisavet Papathanasiou (Alicante, Spain) (represented by: H. Tettenborn, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Lukošūitė, acting as Agent, and B. Wägenbaur, lawyer)

**Re:**

First, the action for annulment of the defendant's decision to apply in the context of the open competitions OHIM/AD/01/13 and OHIM/AST/02/13 the clause contained in the applicants' contracts of employment, which provides for the termination of the contract in the event of their failing the next open competition for their function groups with the specialisation 'industrial property', and, secondly, the claim that OHIM be ordered to pay compensation in respect of the non-material damage and material damage caused to the applicants.

**Operative part of the judgment**

*The Tribunal:*

1. *Dismisses the actions.*

2. Declares that Ms Clarke, Ms Papathanasiou and Ms Dickmanns shall bear their own costs and orders them to pay half the costs incurred by the Office for Harmonisation in the Internal Market (Trade Marks and Designs).
3. Declares that the Office for Harmonisation in the Internal Market (Trade Marks and Designs) shall bear half of its own costs.

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<sup>(1)</sup> OJ C 7, 12.1.2015, p. 50, p. 51 and p. 52.

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**Judgment of the Civil Service Tribunal (Single Judge) of 17 December 2015 — T v Commission  
(Case F-134/14) <sup>(1)</sup>**

***(Civil service — Social security — Occupational disease — Article 73 of the Staff Regulations — Application for recognition of the occupational origin of a disease — Causation — Claim for damages for the non-material harm suffered as a result of the delay taken by the institution to acknowledge the occupational origin of the sickness — Obligation to adjudicate within a reasonable time — Non-material damage)***

(2016/C 048/106)

*Language of the case: French*

**Parties**

*Applicant:* T (represented by: S. Rodrigues and A. Tymen, lawyers)

*Defendant:* European Commission (represented initially by J. Currall and C. Ehrbar, acting as Agents, and subsequently by C. Ehrbar, acting as Agent)

**Re:**

The application to annul the Commission's decision to exclude the existence of harm arising from the delay taken by the Commission to establish the occupational origin of the applicant's sickness and to pay her the amount of EUR 2 000 only as compensation for the uncertainty as regards recognition of the occupational origin of her illness and the claim for damages for the non-material harm allegedly suffered.

**Operative part of the judgment**

*The Tribunal:*

1. Orders the European Commission to pay T the amount of EUR 5 000;
2. Dismisses the action as to the remainder.
3. Declares that the European Commission is to bear its own costs and orders it to pay the costs incurred T.

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<sup>(1)</sup> OJ C 34, 2/2/2015, p. 53.