

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Alcohol Countermeasure Systems (International) Inc. to pay the costs.*

⁽¹⁾ OJ C 16, 18.1.2016.

Judgment of the General Court of 28 March 2017 — Portugal v Commission

(Case T-733/15) ⁽¹⁾

(Failure to comply with a judgment of the Court of Justice finding that a State has failed to fulfil its obligations — Penalty payment — Decision quantifying the penalty payment — Repeal of the contested national measure — Date on which the infringement was brought to an end)

(2017/C 151/43)

Language of the case: Portuguese

Parties

Applicant: Portuguese Republic (represented by: L. Inez Fernandes and M. Figueiredo, acting as Agents, and L. Silva Morais, lawyer)

Defendant: European Commission (represented by: L. Nicolae and P. Costa de Oliveira, acting as Agents)

Re:

Application based on Article 263 TFEU and seeking annulment of Commission Decision Ares(2015)4178538 of 8 October 2015 requesting payment by the Portuguese Republic of the sum of EUR 580 000, corresponding to the quantified penalty payment, for the period from 25 June to 21 August 2014, in compliance with the judgment of 25 June 2014, *Commission v Portugal* (C-76/13, not published, EU:C:2014:2029).

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders the Portuguese Republic to pay the costs.*

⁽¹⁾ OJ C 68, 22.2.2016.

Judgment of the General Court of 3 April 2017 — Germany v Commission

(Case T-28/16) ⁽¹⁾

(EAGF and EAFRD — Expenditure excluded from financing — Rural development — Land consolidation and village renewal — Criteria used for selection of operations — Principle of sincere cooperation — Subsidiarity — Legitimate expectations — Proportionality — Obligation to state reasons)

(2017/C 151/44)

Language of the case: German

Parties

Applicant: Federal Republic of Germany (represented: initially by T. Henze and A. Lippstreu, and subsequently by T. Henze and D. Klebs, acting as Agents)