

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 13 March 2017 (Case R 1506/2016-5) relating to invalidity proceedings between Yatecomeré and The GB Foods.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders The GB Foods, SA to pay the costs.*

⁽¹⁾ OJ C 318, 25.9.2017.

Judgment of the General Court of 6 February 2019 — TN v ENISA

(Case T-461/17) ⁽¹⁾

(Civil service — Members of the temporary staff — Recruitment — Notice of vacancy — Head of Unit post — Inclusion on the reserve list — Acceptance of the offer of employment — Withdrawal of the offer of employment — Conditions of employment — Character references — Article 12 of the CEOS — Manifest error of assessment — Processing of personal data — Right to be heard — Liability)

(2019/C 103/37)

Language of the case: English

Parties

Applicant: TN (represented by: L. Levi and A. Blot, lawyers)

Defendant: European Union Agency for Network and Information Security (represented by: A. Ryan, acting as Agent, and by D. Waelbroeck and A. Duron, lawyers)

Re:

Application pursuant to Article 270 TFEU and seeking, first, the annulment of the decision of 25 November 2016 by which ENISA withdrew the offer of employment made to the applicant for the position of Head of the Administrative Services Unit, as well as the annulment of the decision of 20 April 2017 rejecting his complaint and, secondly, an order that ENISA pay compensation for the material and non-material loss allegedly suffered by the applicant as a result, inter alia, of the unlawful withdrawal of that offer.

Operative part of the judgment

The Court:

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

⁽¹⁾ OJ C 347, 16.10.2017.