

an address for service in Luxembourg at the Chambers of E. Arendt, Avocat, 34 Rue Philippe II, Luxembourg.

The applicant claims that the Court should:

Declare void the Commission Decision of 3 June 1986 in so far as it fixed the reference productions, production quotas, reference quantities and parts of quotas which may be disposed of within the common market, for the second quarter of 1986 for Categories Ia, Ib and Ic;

Order the Commission to pay the costs.

*Contentions and main arguments adduced in support:*

Since the total production figure for the whole Community is fixed for the categories subject to the quota system, the annulment of the decision concerning BSC (to which application 150/86 relates) and of the decision concerning Finsider (to which application 171/86 relates) will allow the supplementary reference figures granted to them to be redistributed, in particular for the benefit of the applicant.

Infringement of the ECSC Treaty and of the rules of law relating to its application: the applicant has been discriminated against by comparison with BSC and Finsider, to which the Commission has allocated supplementary reference figures on a discretionary basis.

Breach of the principle of equitable treatment laid down in Article 58 (2) of the ECSC Treaty.

Misuse of powers.

**Action brought on 14 July 1986 by Usinor Sidérurgique du Nord et de l'Est de la France (Usinor) against the Commission of the European Communities**

(Case 174/86)

(86/C 200/13)

An action against the Commission of the European Communities was brought before the Court of Justice of the European Communities on 14 July 1986 by Usinor Sidérurgique du Nord et de l'Est de la France (Usinor), represented by L. Funck-Brentano and C. E. Roth, Avocats, with an address for service in Luxembourg at the Chambers of M. Neuen-Kauffman, Avocat, 18 Avenue de la Porte Neuve.

The applicant claims that the Court should:

Declare the application admissible;

Declare void Commission Decision No 6411 of 3 June 1986 (an individual decision), in so far as the calculation of the quarterly reference productions and quantities and the calculation of the production quotas and the parts of quotas which may be disposed of within the common market, for the second quarter of 1986, are in breach of the rules of the Treaty and in particular the principle of equality, since they were based on the unlawful supplementary reference figures granted to the BSC and Finsider groups;

Order the Commission to pay the costs in their entirety.

*Contentions and main arguments adduced in support:*

Breach of the principles of equality and non-discrimination: the applicant is directly affected by the repercussions of the allocation of supplementary reference figures to the BSC and Finsider groups; the said allocation is contrary to the rules of the ECSC Treaty and is being contested by the applicant (see Cases 150/86 and 171/86).