

ORDER OF THE COURT**of 8 March 1993****in Case C-123/92: Lezzi Pietro e C. Srl v. Commission of the European Communities ⁽¹⁾*****(No need for a decision)*****(93/C 126/06)*****(Language of the case: Italian)******(Provisional translation; the definitive translation will be published in the Reports of Cases before the Court)***

In Case C-123/92: Lezzi Pietro e C. Srl, a company incorporated under Italian law and whose registered office is in Cerignola (Italy), represented by Wilma Vis-

cardini Donà, of the Padua Bar, with an address for service in Luxembourg at the Chambers of Ernest Arendt, 8-10 rue Mathias Hardt against Commission of the European Communities (Agents: Antonio Aresu and Angela Bardenhewer) — application for the annulment of Commission Decision REC 4/91 of 24 October 1991 establishing that there are grounds for proceeding with the post-clearance recovery of import duties in a particular case — the Court, composed of O. Due, President; C. N. Kakouris, G. C. Rodríguez Iglesias, M. Zuleeg and J. L. Murray (Presidents of Chambers); G. F. Mancini, R. Joliet, F. A. Schockweiler, J. C. Moitinho de Almeida, F. Grévisse, M. Díez de Velasco, P. J. G. Kapteyn and D. A. O. Edward, Judges; M. Darmon, Advocate-General; J.-G. Giraud, Registrar, made an order on 8 March 1993, the operative part of which is as follows:

1. *there is no need to give a decision;*
2. *the Commission is ordered to pay the costs.*

⁽¹⁾ OJ No C 142, 4. 6. 1992.