

The applicant claims that the Court should:

- declare entirely void Commission decision C(94) 670/4 of 24 March 1994 which withdraws the financial aid of Pta 48 550 322 previously granted to the applicant,
- order the Commission to pay the costs.

Pleas in law and main arguments adduced in support:

The applicant contests the Commission decision of 24 March 1994 withdrawing aid for the building of a fishing vessel, initially granted in 1987 pursuant to Council Regulation (EEC) No 4028/86 on Community measures to improve and adapt structures in the fisheries and aquaculture sector ⁽¹⁾.

As reasons for the withdrawal of the aid, the contested decision states that the sums making up the total amount of the subsidized investment considerably exceed the amounts actually paid and also that, when application was made for payment of the grant, the total of the sums declared as paid by the recipient was substantially higher than those actually paid at that time.

For the remainder of the applicant's pleas and arguments, see Case T-231/94 *Transaccioned Marinas, SA*.

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

Action brought on 15 June 1994 by Makuspesca SA against the Commission of the European Communities

(Case T-234/94)
(94/C 218/68)

(Language of the Case: Spanish)

An action against the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 15 June 1994 by Makuspesca, SA, represented by Santiago Martínez Lage, Rafael Allendesalazar and Javier Vías Alonso, of the Madrid Bar, with an address for service in Luxembourg at the chambers of Aloyse May, 31 Grand-Rue.

The applicant claims that the Court should:

- declare entirely void Commission decision C(94) 670/1 of 24 March 1994 which withdraws the financial aid of Pta 74 924 630 previously granted to the applicant,

— order the Commission to pay the costs.

Pleas in law and main arguments adduced in support:

The applicant contests the Commission decision of 24 March 1994 withdrawing aid for the building of a fishing vessel, initially granted in 1987 pursuant to Council Regulation (EEC) No 4028/86 on Community measures to improve and adapt structures in the fisheries and aquaculture sector ⁽¹⁾.

As reasons for the withdrawal of the aid, the contested decision states that the sums making up the total amount of the subsidized investment considerably exceed the amounts actually paid and also that, when application was made for payment of the grant, the total of the sums declared as paid by the recipient was substantially higher than those actually paid at that time.

For the remainder of the applicant's pleas and arguments, see Case T-231/94 *Transacciones Marítimas, SA*.

⁽¹⁾ OJ No L 376, 31. 12. 1986, p. 7.

Action brought on 6 June 1994 by Bernhard Daldrup against the Council of the European Union and the Commission of the European Communities

(Case T-236/94)
(94/C 218/69)

(Language of the Case: German)

An action against the Council of the European Union and the Commission of the European Communities was brought before the Court of First Instance of the European Communities on 6 June 1994 by Bernhard Daldrup, of Billerbeck, Federal Republic of Germany, represented by Bernd Meisterernst, Mechtild Düsing, Dietrich Manstetten and Dr Frank Schulze, Rechtsanwälte, Hamm, with an address for service in Luxembourg at the Chambers of Dupong and Partners, 14a rue des Bains.

The applicant claims that the Court should:

- order the defendants jointly and severally to pay the applicant milk quota compensation (SLOM-III) for the period 31 December 1984 to 29 July 1993, amounting to DM 138 021,89, together with interest at 8% from 19 May 1992, and order the defendants jointly and severally to pay the lawyers' fees.