

**Order of the Court of First Instance (Fourth Chamber) of 17 February 2006 —
Commission v TRENDS and Others**

(Case T-448/04)

Arbitration clause — Plea of inadmissibility — Action against the members
of a company

1. *Procedure — Referral to the Court of First Instance under an arbitration clause (Arts 238 EC and 240 EC) (see paras 32, 34, 35)*
2. *Procedure — More than one defendant (see para. 43)*

Re:

APPLICATION made by the Commission for an order that the defendants repay the amount of the financial contribution overpaid by the European Community in respect of two contracts concluded in connection with the implementation of the Community programme 'Telematics applications of common interest'.

Operative part

The Court:

1. Dismisses the action as inadmissible in so far as it is brought against Mr Tillis, Mr Kontaratos, Mr Argyrakos, Mr Petrakis and Ms Koutroumpa;
2. Orders the Commission to bear its own costs and pay those incurred by Mr Tillis relating to his plea of inadmissibility.