

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Plenary session) of
26 April 2006 — Falcione v Commission

(Case F-16/05) ⁽¹⁾

(Officials — Appointment — Classification in the higher career grade — Articles 5 and 31(2) of the Staff Regulations — Costs — Article 7(5) of Annex I to the Statute of the Court of Justice and Article 88 of the Rules of Procedure of the Court of First Instance)

(2006/C 143/69)

Language of the case: French

Parties

Applicant: Nicola Falcione (Brussels, Belgium) (represented by: S. Orlandi, X. Martin, A. Coolen, J.-N. Louis and E. Marchal, lawyers)

Defendant: Commission of the European Communities (represented by: V. Joris and K. Hermann, acting as Agents)

Re:

Annulment of the decision of 24 March 2004 by which the Commission of the European Communities fixed the applicant's definitive grade, after recruitment, at grade A5, step 4

Operative part of the judgment

The Tribunal:

1. Dismisses the application;
2. Orders the parties to bear their own costs.

⁽¹⁾ OJ C 143, 11.6.2005 (case initially registered before the Court of First Instance of the European Communities under number T-132/05 and transferred to the Civil Service Tribunal of the European Union by Order of 15.12.2005).

Action brought on 30 March 2006 — Grünheid v Commission

(Case F-35/06)

(2006/C 143/70)

Language of the case: French

Parties

Applicant: Sabine Grünheid (Overijse, Belgium) (represented by: E. Boigelot, lawyer)

Defendant: Commission of the European Communities

Form of order sought

- Annul the decision of 20 July 2004, which was not notified to the applicant but of which she incidentally learnt on 23 June 2005 on the occasion of the rejection of another complaint she had brought, numbered R/162/05, and with which she became acquainted on 29 June at her request, inasmuch as it sets her definitive classification at grade A7, step 3, and annul all consecutive and/or related measures;
- Annul the decision of the appointing authority of 16 December 2005, notified on 10 January 2006, rejecting the applicant's complaint registered on 22 September 2005 under reference R/732/05;
- Order the Commission of the European Communities to pay the costs.

Pleas in law and main arguments

In support of her application, the applicant puts forward pleas similar to those she has put forward in Case F-101/05 ⁽¹⁾, also initiated by her.

⁽¹⁾ OJ C 10, 14.1.2004, p. 26 (the case had been brought before the Court of First Instance of the European Communities and registered under number T-388/05)