

**Action brought on 12 May 2006 — Stump and Camba Constenla v Court of Justice**

(Case F-60/06)

(2006/C 165/70)

*Language of the case: French*

**Parties**

*Applicants:* Krisztina Stump and Carmen Camba Constenla (Luxembourg, Luxembourg) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and E. Marchal, lawyers)

*Defendant:* Court of Justice of the European Communities

**Form of order sought**

The applicants claim that the Tribunal should:

- Annul the decisions appointing the applicants officials of the European Communities in so far as the decisions set their grade of recruitment in accordance with Article 12 or 13 of Annex XIII to the Staff Regulations;
- Order the Court of Justice to pay the costs.

**Pleas in law and main arguments**

In support of their action, the applicants rely upon pleas in law very similar to those put forward in Case F-12/06 <sup>(1)</sup>.

<sup>(1)</sup> OJ C 86, 8.4.2006, p. 48.

**Action brought on 12 May 2006 — Sapara v Eurojust**

(Case F-61/06)

(2006/C 165/71)

*Language of the case: English*

**Parties**

*Applicant:* Cathy Sapara (The Hague, The Netherlands) (represented by: G. Vandersanden and C. Ronzi, lawyers)

*Defendant:* Eurojust

**Form of order sought**

The applicant claims that the Tribunal should:

- annul the decision of 6 July 2005 to terminate the applicant's contract and order her reintegration in Eurojust from that date;
- order the compensation of the prejudice suffered by the applicant, evaluated on a provisional basis *ex aequo et*

*bono* at EUR 200 000 for the moral prejudice and the payment of the salary of the applicant from July 2005 to 15 October 2009 for the material prejudice;

- order the defendant to bear the costs of the proceedings.

**Pleas in law and main arguments**

The applicant, a former temporary agent of Eurojust, challenges the decision to terminate her contract at the end of the probationary period.

In support of her claims, she relies on the following pleas:

- infringement of Article 14 of the Conditions of Employment of Other Servants of the Communities (CEOS) and of Article 9 of the Staff Regulations;
- breach of the general principle of law imposing the motivation of any act affecting the applicant's interests;
- flagrant errors in the appraisal of facts leading to errors in law;
- breach of the general principle of good administration and of the rights of defence;
- misuse of power.

As regards the request for compensation, the applicant considers that she has been the victim of harassment and that she has been defamed on several occasions.

**Action brought on 23 May 2006 — Guarnieri v Commission**

(Case F-62/06)

(2006/C 165/72)

*Language of the case: French*

**Parties**

*Applicant:* Daniela Guarnieri (St-Stevens-Woluwe, Belgium) (represented by: E. Boigelot, lawyer)

*Defendant:* Commission of the European Communities

**Form of order sought**

The applicant claims that the Tribunal should:

- Annul the Commission's decision of 5 August 2005 adversely affecting the applicant in that, pursuant to the rule against overlapping allowances laid down in Article 67(2) of the Staff Regulations, it deducts the Belgian orphans' pension from the family allowance and declares, as a result, that a given amount will be withheld from her pay in accordance with Article 85 of the Staff Regulations;