

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

**Judgment of the Civil Service Tribunal (Third Chamber) of
29 March 2007 — Cwik v Commission**

(Case F-31/05) ⁽¹⁾

*(Officials — Appraisal — Career development report — 2003
appraisal procedure — Action for annulment — Plea of illeg-
ality — Manifest error of assessment)*

(2007/C 96/80)

Language of the case: French

Parties

Applicant: Michael Cwik (Tervuren, Belgium) (represented by:
N. Lhoest, lawyer)

Defendant: Commission of the European Communities (repre-
sented by: L. Lozano Palacios and J. Currall, agents)

Re:

First, application for annulment of his Career Development Report drawn up in respect of the period from 1 January to 31 December 2003 and, as far as necessary, of the decision of 24 January 2005 rejecting his complaint against the 2003 CDR and, secondly, an order that the Commission of the European Communities pay token damages of EUR 1.

Operative part of the judgment

The Tribunal:

1. *Dismisses the action;*
2. *Orders each party to bear its own costs.*

⁽¹⁾ OJ C 193, 6.8.2005 (Case initially registered before the Court of First Instance of the European Communities as case T-200/05 and transferred to the Civil Service Tribunal of the European Union by order of 15.12.2005).

**Judgment of the Civil Service Tribunal (Second Chamber)
of 19 April 2007 — Canteiro Lopez v Commission**

(Case F-9/06) ⁽¹⁾

*(Promotion — No definitive staff report — Comparative
examination of the merits)*

(2007/C 96/81)

Language of the case: French

Parties

Applicant: Rui Canteiro Lopez (Lisbon, Portugal) (represented by:
S. Orlandi, A. Coolen, J.-N. Louis, E. Marchal, lawyers)

Defendant: Commission of the European Communities (repre-
sented by: G. Berscheid and M. Velardo, acting as Agents)

Re:

Annulment of the Commission decision of 4 March 2005 not to add the applicant's name to the list of officials judged to be the most deserving and not to promote him to Grade A4 in the 2000 promotion exercise.

Operative part of the judgment

The Tribunal:

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

⁽¹⁾ OJ C 74, 25.3.2006, p. 35.