

**Judgment of the Civil Service Tribunal (First Chamber) of  
17 April 2007 — C and F v Commission**

(Cases F-44/06 and F-94/06) <sup>(1)</sup>

*(Officials — Article 78 of the Staff Regulations — Invalidation  
pension — Compliance with a judgment of the Court of First  
Instance — Action for annulment and compensation)*

(2007/C 96/82)

Language of the cases: French

**Parties**

*Applicants:* C and F (Brussels, Belgium) (represented by: J. van Rossum, S. Orlandi and J.-N. Louis, lawyers)

*Defendant:* Commission of the European Communities (represented by: J. Currall, Agent)

**Re:**

In Case F-44/06:

First, annulment of the decision of 13 June 2005 refusing to adopt, with respect to the applicant, any measure to comply with the judgment of the Court of First Instance of the European Communities in Case T-376/02, brought by the same applicant against a decision of 14 January 2002 and, second, annulment of the decision of 23 February 2006 compulsorily retiring the applicant with entitlement to an invalidity allowance to be determined in accordance with the second paragraph of Article 78 of the Staff Regulations, with retroactive effect from 1 February 2002.

In Case F-94/06:

First, annulment of the decision of 23 February 2006 compulsorily retiring the applicant with entitlement to an invalidity allowance to be determined in accordance with the second paragraph of Article 78 of the Staff Regulations, with retroactive effect from 1 February 2002 and, second, an application for damages.

**Operative part of the judgment**

1. *The Commission of the European Communities is ordered to pay the applicant compensation of EUR 2 000 in respect of non-material damage sustained by him.*
2. *The remainder of the applications is dismissed.*
3. *The Commission of the European Communities is ordered to bear its own costs and to pay two thirds of the applicant's costs in Cases F-44/06 C v Commission and F-94/06 F v Commission.*

<sup>(1)</sup> F-44/06: OJ C 154, 1.7.2006, p. 25 and F-94/06: OJ C 237, 30.9.2006, p. 22.

**Judgment of the Civil Service Tribunal (Third Chamber) of  
25 April 2007 — Lebedef-Caponi v Commission**

(Case F-50/06) <sup>(1)</sup>

*(Officials — Appraisal — Career development report — 2004  
appraisal exercise — General implementing provisions of  
Article 43 of the Staff Regulations — Article 26 of the Staff  
Regulations)*

(2007/C 96/83)

Language of the case: French

**Parties**

*Applicant:* Maddalena Lebedef-Caponi (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)

*Defendant:* Commission of the European Communities (represented by: J. Curall and H. Kraemer, Agents)

**Re:**

Annulment of the applicant's career development report for the period 1.7.2001-31.12.2002.

**Operative part of the judgment**

*The Tribunal:*

1. *Annuls Ms Lebedef-Caponi's career development report for the period 1 July 2001 to 31 December 2002;*
2. *Orders the Commission of the European Communities to pay the costs.*

<sup>(1)</sup> OJ C 154, 2.7.2006, p. 27.

**Judgment of the Civil Service Tribunal (Third Chamber) of  
25 April 2007 — Lebedef-Caponi v Commission**

(Case F-71/06) <sup>(1)</sup>

*(Officials — Appraisal — Career development report —  
2004 appraisal procedure — GIP of Article 43 of the Staff  
Regulations — Article 26 of the Staff Regulations)*

(2007/C 96/84)

Language of the case: French

**Parties**

*Applicant:* Maddalena Lebedef-Caponi (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)