

**Order of the Civil Service Tribunal (First Chamber) of  
4 November 2008 — Marcuccio v Commission**

(Case F-133/06) <sup>(1)</sup>

*(Staff cases — Officials — Application for the restitution of personal property — Decision rejecting the complaint drafted in a language other than the official's native language — Action out of time — Manifest inadmissibility)*

(2009/C 6/90)

Language of the case: Italian

**Parties**

*Applicant:* Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

*Defendant:* Commission of the European Communities (represented by: J. Currall and C. Berardis-Kayser, acting as Agents, assisted by A. Dal Ferro, lawyer)

**Re:**

First, action for annulment of the Commission decision rejecting the applicant's application to have delivered to him, at his current residence, property previously left at the official lodgings assigned to him in Angola and, secondly, a claim for damages

**Operative part of the order**

1. *The action is dismissed as manifestly inadmissible.*
2. *Mr Marcuccio is ordered to pay the costs.*

<sup>(1)</sup> OJ C 223, 22.9.2007, p. 18.

**Order of the Civil Service Tribunal (First Chamber) of  
4 November 2008 — Marcuccio v Commission**

(Case F-18/07) <sup>(1)</sup>

*(Staff cases — Officials — Claim — Explicit rejection notified after the implicit rejection — Purely confirmatory measure — Complaint made out of time — Manifest inadmissibility)*

(2009/C 6/91)

Language of the case: Italian

**Parties**

*Applicant:* Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

*Defendant:* Commission of the European Communities (represented by: J. Currall and C. Berardis-Kayser, acting as Agents, assisted by A. Dal Ferro, lawyer)

**Re:**

Action for annulment of the decision of 25 October 2005 rejecting the applicant's claim for recognition that he has a serious illness for the purposes of Article 72 of the Staff Regulations and the Sickness Insurance Scheme common to the institutions of the European Communities

**Operative part of the order**

1. *The action is dismissed as inadmissible.*
2. *Each party is to bear its own costs.*

<sup>(1)</sup> OJ C 223, 22.9.2007, p. 18.

**Order of the Civil Service Tribunal (First Chamber) of  
4 November 2008 — Marcuccio v Commission**

(Case F-87/07) <sup>(1)</sup>

*(Staff cases — Officials — Action for damages — Allegedly unlawful conduct on the part of the Commission's Medical Service — Inadmissibility — Failure to comply with a reasonable period for lodging a claim for compensation)*

(2009/C 6/92)

Language of the case: Italian

**Parties**

*Applicant:* Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

*Defendant:* Commission of the European Communities (represented by: J. Currall and C. Berardis-Kayser, acting as Agents, assisted by A. Dal Ferro, lawyer)

**Re:**

Action for annulment of the Commission's decision not to grant the applicant's claim for compensation in respect of damage allegedly suffered by reason of the unlawful conduct of the Commission's Medical Service in dealing with three medical certificates produced by the applicant in the summer of 2001