

Defendant: European Central Bank

Action brought on 10 March 2010 — M. Almeida Campos and Others v Council

(Case F-16/10)

(2010/C 134/92)

Language of the case: French

Subject-matter and description of the proceedings

First, annulment of the applicants' payslips for June 2009 and all earlier or later payslips in so far as those payslips constitute implementation of the reform of the pension scheme decided on 4 May 2009. Second, compensation for the damage suffered by the applicants.

Form of order sought

- Annul the payslips for June 2009 in so far as those payslips constitute the initial implementation in regard to the applicants of the reform of the pension scheme decided by the Governing Council on 4 May 2009 and annul, to the same extent, all subsequent payslips and all future pension statements;
- To the extent necessary, annul the decisions rejecting the applications for administrative review and complaints brought under the grievance procedure dated 28 August and 17 December 2009 respectively;
- Consequently, order the defendant to pay the difference between the salary and pension resulting from the decision of the Governing Council of 4 May 2009 and that paid in application of the preceding pension scheme, that difference to be increased by interest for late payment with effect from 15 June 2009 and then on the 15th of each month until the difference has been completely made up, the rate of interest being the ECB rate, increased by three points;
- Order the defendant to pay damages for the loss suffered by reason of the loss of purchasing power, that loss to be assessed *ex aequo et bono*, and, on a provisional basis, at 1 % of the monthly salary of each applicant.

- Order the European Central Bank to pay the costs.

Parties

Applicants: M. Almeida Campos and Others (Brussels, Belgium) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and É. Marchal, lawyers)

Defendant: Council of the European Union

Subject-matter and description of the proceedings

Annulment of the decisions not to promote the applicants to grade AD 12 in the 2009 promotion procedure and, in so far as necessary, of the decisions to promote to that grade in the same promotion procedure the officials whose names appear in the lists of persons promoted published in CP no 97/09 of 27 April 2009 and CP no 93/09 of 13 May 2009.

Form of order sought

- Annul the decisions not to promote the applicants to grade AD 12 in the 2009 promotion procedure;
- in so far as necessary, annul the decisions to promote to grade AD 12 in the 2009 promotion procedure the officials whose names appear in the lists of persons promoted published in CP no 97/09 of 27 April 2009 and CP no 93/09 of 13 May 2009;
- order the Council of the European Union to pay the costs.