

## EUROPEAN UNION CIVIL SERVICE TRIBUNAL

### Judgment of the Civil Service Tribunal (Second Chamber) of 15 April 2010 — Matos Martins v Commission

(Case F-2/07) <sup>(1)</sup>

*(Staff case — Members of the contract staff — Call for expression of interest — Selection procedure — Pre-selection tests — Access to documents)*

(2010/C 148/91)

*Language of the case: French*

#### Parties

*Applicant:* José Carlos Matos Martins (Brussels, Belgium) (represented by: M.-A. Lucas, lawyer)

*Defendant:* European Commission (represented by: J. Currall and G. Berscheid, Agents)

#### Re:

Annul, first, the decision of EPSO of 27 February 2006 laying down the results of pre-selection tests for members of the contract staff (EU-25), secondly, the decision not to register the applicant on the database of candidates who had successfully completed those tests and, thirdly, the consequences of the selection procedure.

#### Operative part of the judgment

*The Tribunal:*

1. *Dismisses the action;*
2. *Orders Mr Matos Martins to bear his own costs, except the costs of accommodation and travel incurred as a result of the consultation of documents by his lawyer on 30 March, 1 April and 21 July 2009 in the premises of the Registry of the Tribunal;*
3. *Orders the European Commission to bear its own costs and to pay the costs incurred by Mr Matos Martins referred to in paragraph 2 above.*

<sup>(1)</sup> OJ C 56, 10.3.2007, p. 43.

### Judgment of the Civil Service Tribunal (Second Chamber) of 15 April 2010 — Angelidis v Parliament

(Case F-104/08) <sup>(1)</sup>

*(Civil service — Officials — Vacant post — Execution of a judgment annulling the appointing decision — Legitimate expectations — Principle of officials' entitlement to a career — Equal treatment — Principle of sound administration — Duty to have regard to the welfare of officials — Manifest error of assessment — Misuse of powers)*

(2010/C 148/92)

*Language of the case: French*

#### Parties

*Applicant:* Angel Angelidis (Luxembourg, Luxembourg) (represented by: É. Boigelot, lawyer)

*Defendant:* European Parliament (represented by: C. Burgos and S. Seyr, acting as Agents)

#### Re:

First, annulment of notice of vacancy No 12564 concerning the filling of the post of Director of the Directorate-General for Internal Policies of the European Union — Directorate D Budgetary Affairs of the European Parliament and the recruitment procedure initiated by that notice. Second, annulment of the decision to reject the applicant's candidacy for the post of Director of Budgetary Affairs of the Directorate-General for Internal Policies and to appoint another candidate to that post. Lastly, a claim for damages for the non-material and material loss suffered by the applicant and for him to be appointed to the grade of Director 'ad personam'.

#### Operative part of the judgment

*The Tribunal:*

1. *Orders the European Parliament to pay the sum of EUR 1 000 to Mr Angelidis;*
2. *Dismisses the remainder of the action;*