

**Judgment of the Civil Service Tribunal (2nd Chamber) of
12 May 2010 — Peláez Jimeno v Parliament**

(Case F-13/09) ⁽¹⁾

(Staff case — Officials — Previous complaint — Time-limit for the complaint — Lateness — Proof — Former member of the temporary staff — Appointment as an official — Article 5(4) of Annex XIII to the Staff Regulations — Equal treatment)

(2010/C 209/81)

Language of the case: French

Parties

Applicant: Peláez Jimeno (Relegem-Asse, Belgium) (represented by: M. Casado García-Hirschfeld, lawyer)

Defendant: European Parliament (represented by: C. Burgos and K. Zejdová initially, then by K. Zejdová and S. Seyr, Agents)

Re:

Annulment of the appointing authority's decision to classify the applicant, as a probationary official, in a grade and step lower than that which she occupied as a member of the temporary staff

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders Ms Peláez Jimeno to pay all the costs.

⁽¹⁾ OJ C 90, 18.04.2009, p. 40.

**Judgment of the Civil Service Tribunal (Second Chamber)
of 15 June 2010 — Lebedef-Caponi v Commission**

(Case F-45/09) ⁽¹⁾

(Staff case — Officials — Appraisal — Career development review — 2007 appraisal procedure — Action for annulment — Manifest error of assessment — Staff representatives — Opinion of ad hoc group)

(2010/C 209/82)

Language of the case: French

Parties

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

Defendant: European Commission (represented by: C. Berardis-Kayser and G. Berscheid, agents)

Re:

Annulment of the applicant's career development report for 2007.

Operative part of the judgment

The Tribunal:

1. dismisses the action;
2. orders the applicant to pay the costs.

⁽¹⁾ OJ C 153 of 04.07.2009, p. 51.

Action brought on 19 May 2010 — Lebedef v Commission

(Case F-33/10)

(2010/C 209/83)

Language of the case: French

Parties

Applicant: Giorgio Lebedef (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)

Defendant: European Commission

Subject-matter and description of the proceedings

Application to annul the applicant's career development report in respect of the period from 1.1.2005 to 31.12.2005, as it was drawn up following its annulment by the Civil Service Tribunal in Case F-36/07

Form of order sought

The applicant claims that the Tribunal should:

— annul the applicant's career development report (CDR) in respect of the period from 1.1.2005 to 31.12.2005, as it was drawn up following its annulment by the Civil Service Tribunal by the judgment of 7 May 2008 in Case F-36/07 *Lebedef v Commission*;

— order the European Commission to pay the costs.