

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Full Court) of 1 July 2010 — Mandt v Parliament

(Case F-45/07) ⁽¹⁾

(Civil service — Officials — Survivor's pension — Article 79 of the Staff Regulations — Article 18 of Annex VIII to the Staff Regulations — Surviving spouse — Recognition of two persons as the surviving spouse — Reduction to 50 % — Legitimate expectation — Requirement of consistency)

(2010/C 274/46)

Language of the case: German

Parties

Applicant: Wolfgang Mandt (Kreuztal, Germany) (represented by: B. Kolb, lawyer)

Defendant: European Parliament (represented by: initially, K. Zejdová, J. F. de Wachter and U. Rösslein, acting as Agents, then, J. F. de Wachter, K. Zejdová and S. Seyr, acting as Agents)

Intervener in support of the defendant: Kurt-Wolfgang Braun Neumann who died on 9 October 2009, leaving Shirley Meyer as sole heir (Bedburg-Hau, Germany) (represented by: P. Ames, lawyer)

Re:

Annulment of the decision of the European Parliament of 8.2.2007 rejecting the applicant's complaint regarding the reduction of the survivor's pension to 50 % — Claim for full payment

Operative part of the judgment

1. *There is no need to give a decision on the application requesting the Parliament to pay Mr Mandt the survivor's pension in full in so far as it relates to the period after 31 October 2009.*
2. *The remainder of the application is dismissed.*

3. *The parties and the intervener shall bear their own costs.*

⁽¹⁾ OJ C 183, 4.8.2007, p. 43.

Judgment of the Civil Service Tribunal (Third Chamber) of 7 July 2010 — Tomas v European Parliament

(Cases F-116/07, F-13/08 and F-31/08) ⁽¹⁾

(Civil service — Members of temporary staff — Article 2(c) of the Conditions of Employment of other servants of the European Communities — Termination of employment — Relationship of trust — Prior consultation of the Parliament's Staff Committee — None)

(2010/C 274/47)

Language of the case: Lithuanian

Parties

Applicant: Stanislovas Tomas (Vilnius, Lithuania) (represented by: M. Michaluskas, lawyer)

Defendant: European Parliament (represented by: A. Lukošiuė and K. Zejdová, acting as Agents)

Re:

First, the annulment of the appointing authority's decision to dismiss that applicant and, second, an application for damages for the non-material and material loss suffered.

Operative part of the judgment

The Tribunal:

1. *Dismisses applications F-116/07 and F-13/08;*
2. *Orders the European Parliament to pay Mr Stanislovas Tomas the sum of EUR 1 000, for the non-material damage he has suffered;*