

— Order the Parliament to pay to the applicant the sum of EUR 3 500 as compensation for the non-material damage suffered as a result of his not being promoted on 1 January 2008, subject to the possibility of an increase in the course of the proceedings;

— In the alternative, if the Tribunal should take the view that the promotion to grade AST 8 cannot take effect before 1 January 2009, order the Parliament to pay additional damages as compensation for material damage of an amount corresponding to the difference in salary between that actually received in 2008 following the promotion on 1 January 2008, and calculated in respect of the period either from 1 January to 31 December 2008 or from 1 January to 31 August 2008, depending on the date on which the disputed promotion is deemed to have taken effect (respectively 1 January 2009 or 1 September 2008);

— Order the Parliament to pay the costs.

**Action brought on 8 October 2010 — Eberhard Bömcke v EIB**

**(Case F-95/10)**

(2010/C 328/101)

*Language of the case: French*

**Parties**

*Applicant:* Eberhard Bömcke (Athus, Belgium) (represented by: D. Lagasse, lawyer)

*Defendant:* European Investment Bank

**Subject-matter and description of the proceedings**

Annulment of the decision taken by the Director of Human Resources of the defendant confirming that the applicant's mandate as staff representative has expired and application for damages

**Form of order sought**

- Annul the decision of the Director of Human Resources of the EIB notified to the applicant by letter of 22 September 2010 and received on 24 September 2010;
- Order the EIB to pay compensation for the non-material harm caused to the applicant by the above decision and in that regard award him the sum of EUR 25 000;
- Order the EIB to pay the costs.