

Form of order sought

- Annul the CDR for 2008 and order the defendant to pay compensation for the harm suffered, provisionally estimated at EUR 5 000 and to be determined more precisely in the course of proceedings, and compensatory and late payment interest calculated at the rate of 6,75 % on the damages for material and non-material harm;
- order the Council of the European Union to pay the costs.

Action brought on 5 April 2011 — ZZ v Commission

(Case F-36/11)

(2011/C 179/37)

*Language of the case: French***Parties**

Applicant: ZZ (Etterbeck, Belgium) (represented by: T. Bontinck and S. Woog, lawyers)

Defendant: European Commission

Subject-matter and description of the proceedings

First, annulment of the decision not to extend the applicant's contract beyond its expiry date and, consequently, reinstatement of the applicant in his duties as from 1 November 2010. Second, an order that the Commission pay to the applicant a sum of EUR 10 000 in compensation for non-material damage suffered and to bear the financial costs incurred in the pre litigation procedure.

Form of order sought

- Annul the decision contained in the note of 30 August 2010 informing the applicant that his contract would not be extended beyond its expiry date;
- consequently, reinstate the applicant in his duties in the delegation to Albania as from 1 November 2010 and order the defendant to pay his remuneration retrospectively. Failing such reinstatement, order the defendant to pay unemployment allowances until the applicant is again in employment;

- withdraw the contested decision and any document linked to this procedure from the applicant's personal file;
- order the Commission to pay to the applicant the sum of EUR 10 000 in compensation for the non-material damage suffered, subject to increase in the course of proceedings, and to bear the financial costs incurred in the pre-litigation procedure;
- order the Commission to pay the costs.

Action brought on 5 April 2011 — ZZ v Parliament

(Case F-38/11)

(2011/C 179/38)

*Language of the case: French***Parties**

Applicant: ZZ (Luxembourg, Luxembourg) (represented by: S. Orlandi, A. Coolen, J.-N. Louis and É. Marchal, lawyers)

Defendant: European Parliament

Subject-matter and description of the proceedings

Annulment of the decision not to promote in the 2009 promotion exercise the applicant, who was transferred on 1 September 2009 from the Court of Justice of the European Union to the European Parliament

Form of order sought

- Annul the decision of the Parliament of 4 January 2011 to reject the applicant's complaint against the decision not to promote him to grade AD7 in the 2009 promotion exercise;
- As necessary, annul the decision of the Parliament not to promote him to grade AD7 in the 2009 promotion exercise;
- order the European Parliament to pay the costs.