

Subject-matter and description of the proceedings

Annulment of the implied decision by the EIB to alter the conditions of exercise and the nature of the applicant's duties, and a claim for damages.

Form of order sought

- Annul the implied decision by the EIB to alter the conditions of exercise and the nature of the applicant's duties;
 - direct the EIB to reinstate the applicant in a post in accordance with his grade and employment;
 - declare the existence of administrative errors by the EIB;
 - declare the EIB liable to the applicant in respect of the unlawfulness of the decision and the administrative errors;
 - order the EIB to compensate the applicant for the material and non-material damage arising from the unlawful decision and administrative errors, plus interest for delay;
 - with regard to the unlawfulness of the decision:
 - for non-material damage, EUR 20 000;
 - for material damage by way of loss of remuneration, EUR 113 100;
- with regard to the administrative errors:
- for infringement by the EIB of its duty to have due regard for the welfare of officials and its duty of protection, EUR 119 100;
- for infringement of Article 42 of the Staff Regulations, EUR 10 000
- order the EIB to pay the costs.

Action brought on 3 October 2011 — ZZ v Parliament**(Case F-97/11)**

(2011/C 347/89)

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

Applicant: ZZ (represented by: P. Nelissen Grade and G. Leblanc, lawyers)

Defendant: European Parliament

Subject-matter and description of the proceedings

Annulment of the decision of the Parliament as to the date to be regarded as that on which the applicant's change of marital status took effect for the purposes of withdrawing the household allowance following the civil judgment pronouncing the applicant's divorce.

Form of order sought

- Annul the decision of the appointing authority of 4 July 2011 partially dismissing the applicant's complaint;
- annul the decision of the appointing authority of 21 January 2011, notified by the Streamline administrative management application, to fix the date on which the change in the applicant's marital status took effect as the date of the judgment pronouncing the divorce;
- indicate to the appointing authority the effects of the annulment of the contested decisions, and, in particular, the date to be taken as that on which the judgment pronouncing the applicant's divorce from his ex-wife took effect, namely the date of the transcription of the judgment, which took place on 26 April 2011;
- order the Parliament to pay the costs.

Action brought on 3 October 2011 — ZZ and Others v European Commission**(Case F-98/11)**

(2011/C 347/90)

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

Applicant(s): ZZ and Others (represented by: F. Moyses and A. Salerno, lawyers)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decision of the Commission to consider certain financial aid from a Member State to students in higher education to be allowances of the same nature as family allowances and to deduct that financial aid from the education allowance granted to officials who are parents of such students and annulment of the decision to seek repayment of sums unduly paid.