

*Defendant:* European Commission (represented initially by B. Eggers and P. Pecho, Agents, and subsequently by B. Eggers, lawyer)

**Re:**

Civil service — Application for annulment of the decision not to include the applicant on the reserve list for competition EPSO/AD/26/05

**Operative part of the judgment**

*The Tribunal:*

1. Dismisses the action;
2. Orders Ms Honnefelder to bear two-thirds of her own costs.
3. Orders the European Commission to bear its own costs and to pay one third of Ms Honnefelder's costs.

(<sup>1</sup>) OJ C 183, 25.6.2011, p. 34.

**Judgment of the Civil Service Tribunal (Second Chamber) of 17 July 2012 — BG v European Ombudsman**

(Case F-54/11) (<sup>1</sup>)

*(Civil service — Disciplinary measure — Disciplinary sanction — Removal from post — Existence of a preliminary investigation before the national criminal courts at the time of adoption of the decision to remove the applicant from her post — Equal treatment for men and women — Prohibition of the dismissal of a pregnant worker during the period from the beginning of pregnancy to the end of maternity leave)*

(2013/C 46/55)

*Language of the case: French*

**Parties**

*Applicant:* BG (represented by: L. Levi and A. Blot, lawyers)

*Defendant:* European Ombudsman (represented by: J. Sant'Anna, Agent, D. Waelbroeck and A. Duron, lawyers)

**Re:**

Civil service — Application for annulment of the decision to apply to the applicant the disciplinary measure of dismissal without loss of pension rights. Consequently, a claim, primarily, to restore the applicant to her post and, in the alternative, to grant her a sum corresponding to the remuneration which she would have received between the date of effect of the dismissal and the date at which she will reach retirement age. In any event, the grant of a sum to the applicant in respect of the non-material damage suffered.

**Operative part of the judgment**

*The Tribunal:*

1. Dismisses the action brought by BG;
2. Orders BG to bear her own costs and to pay the costs incurred by the European Ombudsman.

(<sup>1</sup>) OJ C 204, 9.7.2011, p. 30.

**Judgment of the Civil Service Tribunal (Second Chamber) of 23 October 2012 — Eklund v Commission**

(Case F-57/11) (<sup>1</sup>)

*(Civil service — Recruitment — Open competition — Inclusion on the reserve list — Offer of employment made to a person on a reserve list — Conditions of admission — Professional experience acquired after graduation — Respective powers of the selection board and the Appointing Authority — Acceptance of the offer of employment — Withdrawal of the offer of employment)*

(2013/C 46/56)

*Language of the case: Italian*

**Parties**

*Applicant:* Gustav Eklund (Taino, Italy) (represented by: B. Cortese and C. Cortese, lawyers)

*Defendant:* European Commission (represented by: B. Eggers, A. Aresu and P. Pecho, acting as Agents, then B. Eggers and G. Gattinara, acting as Agents and A. Dal Ferro, lawyer)

**Re:**

Civil service — Application for annulment of the Commission's decision not to give effect to the applicant's acceptance of the post of probationary official (assistant) with the Joint Research Centre as technical assistant and to withdraw that offer, and also a claim for compensation for material and non-material damage.

**Operative part of the judgment**

*The Tribunal:*

1. Dismisses the action;
2. Orders Mr Eklund to bear his own costs and to pay those incurred by the European Commission.

(<sup>1</sup>) OJ C 211, 16.7.2011, p. 33.