

Subject-matter and description of the proceedings

Annulment of the decision to terminate the applicant's contract of employment on the basis of Article 47(c)(i) of the Conditions of Employment of Other Servants (CEOS).

Form of order sought

- Annul the decision of 24 July 2012 of the Agency;
- In consequence:
 - restore the applicant to his post with effect from 25 October 2012 and order the Agency to pay his remuneration with retroactive effect;
 - withdraw the contested decision from the applicant's personnel file and all documents connected with the present proceedings;
- Order the Agency to pay him the sum of EUR 10 000 as compensation for the non-pecuniary harm suffered;
- Order the Agency to pay the costs.

Action brought on 26 April 2013 — ZZ v Commission

(Case F-37/13)

(2013/C 207/100)

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

Applicant: ZZ (represented by: S. Rodrigues and A. Blot, lawyers)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decision of OLAF (the European Anti-fraud Office) rejecting the request for renewal of the applicant's contract, following the annulment of that decision by a judgment of the Civil Service Tribunal and a claim for damages in respect of the material and non-material harm allegedly suffered.

Form of order sought

The applicant claims that the Tribunal should:

- annul the appointing authority's decision of 8 August 2012 rejecting the request for renewal of the applicant's contract;
- so far as necessary, annul the implied rejection, on 12 August 2010, of the request for renewal of the applicant's contract, in the event that its annulment is called into question in an appeal before the General Court of the European Union;

— and, so far as necessary, annul the appointing authority's decision of 17 January 2013 rejecting the complaint brought by the applicant on 21 September 2012;

— grant the applicant, in respect of the material harm suffered, a sum corresponding to the difference between the remuneration which he would have received had he been able to obtain the renewal of his contract as a member of the temporary staff at OLAF for another four years and the remuneration which he has received since May 2011 (taking account of his pension rights and his normal career progression);

— compensate the applicant for the material harm suffered by him on account of the loss of a chance of obtaining a contract for an indefinite term, fixed on equitable principles and provisionally at EUR 250 000;

— grant the sum fixed on equitable principles and provisionally at EUR 10 000 in respect of the non-material harm suffered;

— order the Commission to pay all the costs.

Action brought on 26 April 2013 — ZZ v Commission

(Case F-38/13)

(2013/C 207/101)

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

Applicant: ZZ (represented by: S. Orlandi, J.-N. Louis and D. Abreu Caldas, lawyers)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decision to calculate the applicant's accredited pension rights, acquired before he took up his post, on the basis of the new General Implementing Provisions.

Form of order sought

— declare unlawful Article 9 of the General Implementing Provisions of Article 11(2) of Annex VIII to the Staff Regulations;

— annul the decision of 18 June 2012 to calculate accredited pension rights acquired by the applicant before he took up his post, in connection with the transfer of those rights into the pension scheme of the institutions of the European Union, on the basis of the General Implementing Provisions of Article 11(2) of Annex VIII to the Staff Regulations of 3 March 2011;

— order the Commission to pay the costs.