

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

Judgment of the Civil Service Tribunal (Third Chamber) of 25 September 2013 — *Marqués v Commission*

(Case F-158/12) ⁽¹⁾

(Civil Service — Contract staff — Recruitment — Call for expression of interest EPSO/CAST/02/2010 — Conditions of employment — Appropriate professional experience — Rejection of the application for employment)

(2013/C 325/81)

Language of the case: French

Parties

Applicant: Éric Marqués (Ennery, France) (represented by: A. Salerno and B. Cortese, lawyers)

Defendant: European Commission (represented by: C. Berardis-Kayser and G. Berscheid, acting as Agents)

Re:

Application to annul the decision rejecting the application for employment of the applicant as a member of the contract staff in function group III which was made by the Office for Infrastructures and Logistics in Luxembourg and compensation for the material damage suffered.

Operative part of the judgment

The Tribunal:

1. *Annuls the decision of the European Commission of 6 March 2012 refusing to employ Mr Marqués as a member of the contract staff in function group III;*
2. *Dismisses the remainder of the action;*
3. *Orders the European Commission to bear its own costs and to pay the costs incurred by Mr Marqués.*

⁽¹⁾ OJ C 86, 23.3.2013, p. 30.

Order of the Civil Service Tribunal (Third Chamber) of 20 September 2013 — *Marcuccio v Commission*

(Case F-99/11) ⁽¹⁾

(Civil Service — Remuneration — Payment of arrears of remuneration — Locus standi — Action manifestly inadmissible)

(2013/C 325/82)

Language of the case: Italian

Parties

Applicant: Luigi Marcuccio (Tricase, Italy) (represented by: G. Cipressa, lawyer)

Defendant: European Commission (represented by: C. Berardis-Kayser and J. Baquero Cruz, acting as Agents)

Re:

Application for annulment of the implied decision of the Commission rejecting the applicant's claim for payment of salary arrears for the period from 1 June 2005 to 21 July 2010.

Operative part of the order

1. *The action is dismissed as manifestly inadmissible.*
2. *Mr Marcuccio shall bear his own costs and shall pay the costs incurred by the European Commission.*

⁽¹⁾ OJ C 25, 28.1.2012, p. 67.

Action brought on 21 August 2013 — *ZZ v ESMA*

(Case F-80/13)

(2013/C 325/83)

Language of the case: French

Parties

Applicant: ZZ (represented by: O. Kress and S. Bassis, lawyers)

Defendant: European Securities and Markets Authority (ESMA)