

**Judgment of the Civil Service Tribunal (Third Chamber) of
12 February 2014 — Bodson and Others v EIB**

(Case F-83/12) ⁽¹⁾

*(Civil service — EIB staff — Contractual nature of the
employment relationship — Remuneration — Reform of the
EIB awards scheme)*

(2014/C 85/43)

Language of the case: French

Parties

Applicants: Jean-Pierre Bodson and Others (Luxembourg, Luxembourg) (represented by: L. Levi, lawyer)

Defendant: European Investment Bank (represented by: C. Gómez de la Cruz, T. Gilliams and G. Nuvoli, acting as Agents, and P.E. Partsch, lawyer)

Re:

First, application for annulment of the decisions to distribute awards to the applicants pursuant to the new performance system resulting from the decision of 14 December 2010 of the Board of Directors and the decisions of 9 November 2010 and 16 November 2011 of the Management Committee and, second, subsequent application for the defendant to be ordered to pay the difference in remuneration, and damages.

Operative part of the judgment

The Tribunal:

1. *Dismisses the action;*
2. *Orders Mr Bodson and the seven other applicants whose names are listed in the annex to bear their own costs and to pay those incurred by the European Investment Bank.*

⁽¹⁾ OJ C 295, 29.9.2012, p. 34.

Action brought on 20 December 2013 — ZZ v FRA

(Case F-97/13)

(2014/C 85/44)

Language of the case: English

Parties

Applicant: ZZ (represented by: L. Laure, M. Vandebussche, lawyers)

Defendant: European Union Agency for Fundamental Rights (FRA)

Subject-matter and description of the proceedings

To annul the decision to nominate another candidate to the Senior Programme Manager position in FRA and the implicit decision not to nominate the applicant to the other position of Senior Programme Manager, mentioned in the vacancy notice.

Form of order sought

- Annul the Director's decision of 5th February 2013 informing the Applicant that the Director of FRA had chosen to appoint another candidate to the position of Senior Programme Manager — Social Research (AD8) and, as a consequence, not to appoint her to this position;
- annul the undated implicit decision not to appoint her to the other position as Senior Programme Manager in the vacancy notice;
- annul any decision taken on the basis of these illegal decisions;
- annul the decision of 11th July 2013 insofar as it rejects the Applicant's complaint and as it refuses to initiate an administrative inquiry, conducted by an unquestionably unbiased, impartial and objective investigator, in order to establish the facts;
- compensate the material prejudice suffered by the Applicant estimated at 550 651 euros;
- compensate the moral prejudice suffered by the Applicant estimated at 70 000 euros;
- order the Defendant to pay for all costs.

Action brought on 27 November 2013 — ZZ v ENISA

(Case F-112/13)

(2014/C 85/45)

Language of the case: Greek

Parties

Applicant: ZZ (represented by: V. Christianos, lawyer)

Defendant: European Union Agency for Network and Information Security (ENISA)