

Re:

Application for annulment, on the one hand, of the letter of the President of the EIB by which he rejected, following the opinion of the 'Dignity at work' Panel, the applicant's complaint concerning psychological harassment and, on the other, the findings of the opinion of that Panel in so far as it does not find any facts of psychological harassment.

Operative part of the judgment

The Tribunal:

1. *Annuls the decision of 20 December 2011 by which the President of the European Investment Bank rejected Mr De Nicola's complaint of psychological harassment*
2. *Dismisses the remainder of the action;*
3. *Orders the European Investment Bank to bear its own costs and to pay the costs incurred by Mr De Nicola.*

⁽¹⁾ OJ C 184, 23.6.2012, p. 24.

Judgment of the Civil Service Tribunal (Single Judge) of 18 December 2015 — De Nicola v EIB

(Case F-82/12) ⁽¹⁾

(Civil Service — EIB staff — Appraisal — New 2007 staff report — Unlawfulness of the decision of the Adjudication Panel — Refusal of promotion — No need to adjudicate)

(2016/C 048/99)

Language of the case: Italian

Parties

Applicant: Carlo De Nicola (Strassen, Luxembourg) (represented by: L. Isola, lawyer)

Defendant: European Investment Bank (represented by: G. Nuvoli and F. Martin, acting as Agents, and A. Dal Ferro, lawyer)

Re:

Application for annulment of the Adjudication Panel's decision dismissing the applicant's appeal against the result of the second overall appraisal of his performance for 2007.

Operative part of the judgment

The Tribunal:

1. *Annuls the decision of the Adjudication Panel of the European Investment Bank of 15 February 2012;*
2. *Declares that there is no need to rule on the pleas seeking the annulment of the new staff report for 2007;*
3. *Dismisses the remainder of the action;*
4. *Orders the European Investment Bank to bear its own costs and pay the costs incurred by Mr De Nicola.*

⁽¹⁾ OJ C 319, 20.10.2012, p. 18.