

The General Court erred in law by rejecting Spliethoff's request to treat its action for annulment as if it were directed against the 31 July Decision ⁽¹⁾.

⁽¹⁾ Commission Implementing Decision C(2015) 5274 final establishing the list of proposals selected for receiving EU financial assistance in the field of Connecting Europe Facility (CEF)-Transport sector following the calls for proposals launched on 11 September 2014 based on the Multi-Annual Work Programme

**Request for a preliminary ruling from the Cour de cassation (France) lodged on 12 December 2016 —
Tünkers France, Tünkers Maschinenbau GmbH v Expert France**

(Case C-641/16)

(2017/C 070/15)

Language of the case: French

Referring court

Cour de cassation

Parties to the main proceedings

Applicants: Tünkers France, Tünkers Maschinenbau GmbH

Defendant: Expert France

Question referred

Must Article 3 of Council Regulation (EC) No 1346/2000 of 29 May 2000 on insolvency proceedings ⁽¹⁾ be interpreted as meaning that the court which opened insolvency proceedings has exclusive jurisdiction over an action seeking to establish liability by which the assignee of part of a business acquired in the course of those insolvency proceedings is accused of misrepresenting itself as the exclusive distributor or the goods manufactured by the debtor?

⁽¹⁾ OJ 2000 L 160, p. 1.

**Request for a preliminary ruling from the Cour de cassation (France) lodged on 15 December 2016 —
Conseils et mise en relations (CMR) SARL v Demeures terre et tradition SARL**

(Case C-645/16)

(2017/C 070/16)

Language of the case: French

Referring court

Cour de cassation

Parties to the main proceedings

Applicant: Conseils et mise en relations (CMR) SARL

Defendant: Demeures terre et tradition SARL