

3. Dismisses the remainder of the action;
4. Orders the European Commission to bear its own costs and to pay the costs incurred by AV.

(¹) OJ C 406, 7.12.2015, p. 46.

Judgment of the Civil Service Tribunal (Second Chamber) of 21 July 2016 — De Nicola v EIB

(Case F-100/15) (¹)

(Civil Service — EIB staff — Appraisal — 2013 annual staff report — Decision of the Appeals Committee)

(2016/C 364/38)

Language of the case: Italian

Parties

Applicant: Carlo De Nicola (Strassen, Luxembourg) (represented by: L. Isola and G. Isola, lawyers)

Defendant: European Investment Bank (represented initially by: G. Nuvoli and J.-P. Minnaert, acting as Agents, and A. Dal Ferro, lawyer, and subsequently by: G. Nuvoli and G. Faedo, acting as Agents, and A. Dal Ferro, lawyer)

Re:

Annulment, firstly, of the applicant's staff report for 2013 and, secondly, the consecutive and connected decisions of the EIB such as the decision not to promote him to grade D and compensation for the non-pecuniary and pecuniary damage allegedly suffered.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Orders Mr Carlo De Nicola to bear his own costs and to pay the costs incurred by the European Investment Bank.

(¹) OJ C 414, 14.12.2015, p. 41.

Judgment of the Civil Service Tribunal (3rd Chamber) of 20 July 2016 — U (*) v Commission

(Case F-104/15) (¹)

(Civil service — Survivor's pension — Articles 18 and 20 of Annex VIII to the Staff Regulations — Surviving spouse of a former official — Eligibility — Second marriage — Equal treatment of officials)

(2016/C 364/39)

Language of the case: French

Parties

Applicant: U (*) (represented by: F.Moyse, lawyer)

(*) Information erased or replaced within the framework of protection of personal data and/or confidentiality.

Defendant: European Commission (represented by: G. Gattinara, A.-C. Simon and F. Simonetti, acting as Agents)

Intervener in support of the defendant: European Parliament (represented by: M. Ecker and E. Tavenna, acting as Agents)

Re:

Application for annulment of the decision not to grant a survivor's pension to the applicant.

Operative part of the judgment

The Tribunal:

1. Annuls the decision of 24 September 2014 by which the European Commission refused the application of U (*) for a survivor's pension in respect of her late husband, a former official entitled to a retirement pension.
2. Declares that the European Commission is to bear its own costs and orders it to pay the costs incurred by Mrs U (*).
3. Declares that the European Parliament is to bear its own costs.

(¹) OJ C 302, 14.9.2015, p. 71.

Judgment of the Civil Service Tribunal (Single Judge) of 20 July 2016 — HL v Commission

(Case F-112/15) (¹)

(Civil service — Officials — Article 45 of the Staff Regulations — 2014 promotion exercise — General implementing provisions for Article 45 of the Staff Regulations — List of officials proposed for promotion by the Directors-General and heads of service — Omission of the applicant's name — Possibility of challenging before the Joint Promotion Committee the list of officials proposed for promotion — Consideration of the comparative merits of the officials eligible for promotion — Opinions adopted by a joint body — Obligation to state grounds)

(2016/C 364/40)

Language of the case: English

Parties

Applicant: HL (represented by: R. Rata, lawyer)

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

Re:

Application for annulment of the decisions of the appointing authority not to include the applicant on the list of officials promoted in the context of the 2014 annual promotion exercise.

Operative part of the judgment

The Tribunal:

1. Dismisses the action;
2. Declares that HL shall bear his own costs and orders him to pay the costs incurred by the European Commission.

(¹) OJ C 320, 28/9/2015, p. 55.

(*) Information erased or replaced within the framework of protection of personal data and/or confidentiality.