

ORDER OF THE COURT OF FIRST INSTANCE

of 7 June 2004

in Case T-333/02: Gestoras Pro-Amnistía and Others v Council of the European Union ⁽¹⁾

(Action for damages — Justice and home affairs — Common position of the Council — Measures concerning persons, groups and entities involved in terrorist acts — Manifest lack of jurisdiction — Action manifestly unfounded)

(2004/C 228/90)

(Language of the case: French)

In Case T-333/02, Gestoras Pro-Amnistía, Juan Mari Olano Olano, residing in Gradignan (France), Julen Zelarain Errasti, residing in Madrid (Spain), represented by D. Rouget, lawyer, v Council of the European Union (Agents: M. Vitsentzatos et M. Bauer), supported by the Kingdom of Spain, represented by its Agent, with an address for service in Luxembourg, and by the United Kingdom of Great Britain and Northern Ireland (Agents: initially P. Ormond, subsequently C. Jackson, with an address for service in Luxembourg) — application for damages as compensation for damage allegedly suffered by the applicants as a result of the inclusion of Gestoras Pro-Amnistía in the list of persons, groups and entities involved in terrorist acts provided for in Article 1 of the Council Common Position of 27 December 2001 on the application of specific measures to combat terrorism (OJ 2001 L 344, p. 93), of the Council Common Position of 2 May 2002 updating Common Position 2001/931/CFSP (OJ 2002 L 116, p. 75), and of the Council Common Position of 17 June 2002 updating Common Position 2001/931/CFSP and repealing Common Position 2002/340/CFSP (OJ 2002 L 160, p. 32) — the Court of First Instance (Second Chamber), composed of J. Pirrung, President, A.W.H. Meij and N. J. Forwood, Judges; H. Jung, Registrar, has made an Order on 7 June 2004, the operative part of which is as follows:

1) *The action is dismissed.*

2) *Each party shall bear its own costs.*

⁽¹⁾ OJ C 19 of 25.1.2003.

ORDER OF THE COURT OF FIRST INSTANCE

of 27 May 2004

in Case T- 358/02: Deutsche Post AG and DHL International Srl v Commission of the European Communities ⁽¹⁾

(State aid — Approval by the Commission of aid granted by the Italian authorities to Poste Italiane — Action for annulment brought by competitors — Inadmissibility)

(2004/C 228/91)

(Language of the case: German)

In Case T- 358/02: Deutsche Post AG, established in Bonn (Germany), DHL International Srl, established in Rozzano (Italy), represented by J. Sedemund and T. Lübbig, lawyers, against Commission of the European Communities (Agents: V. Di Bucci, J. Flett and V. Kreuzschitz), supported by the Italian Republic (Agents: initially U. Leanza, subsequently I. Braguglia, with an address for service in Luxembourg) and by Poste Italiane SpA, established in Rome (Italy), represented by B. O'Connor, Solicitor, and A. Fratini, lawyer — action for annulment of Commission Decision 2002/782/EC of 12 March 2002 on the aid granted by Italy to Poste Italiane SpA (formerly Ente Poste Italiane) (OJ 2002 L 282, p. 29) — the Court of First Instance (Second Chamber, Extended Composition), composed of J. Pirrung, President, V. Tiili, A.W.H. Meij, M. Vilaras and N.J. Forwood, Judges; H. Jung, Registrar, has made an order on 27 May 2004, the operative part of which is as follows:

1. *The action is dismissed as inadmissible.*
2. *The applicants shall bear their own costs and pay those incurred by the Commission and by Post Italiane SpA. The Italian Republic shall bear its own costs.*

⁽¹⁾ OJ C 44, 22.2.2003.

ORDER OF THE COURT OF FIRST INSTANCE

of 2 July 2004

in Case T-9/03, Federazione Regionale Coltivatori Diretti della Sardegna and CIA v Commission of the European Communities ⁽¹⁾

(State aid — Action for annulment and compensation — Decision finding an aid scheme incompatible with the common market — Actions brought by representatives of potential beneficiaries of that scheme — Inadmissibility)

(2004/C 228/92)

(Language of the case: Italian)

In Case T-9/03, COLDIRETTI — Federazione Regionale Coltivatori Diretti della Sardegna, established in Cagliari (Italy) —