

Action brought on 15 January 2013 — ZZ v Commission**(Case F-5/13)**

(2013/C 123/51)

*Language of the case: English***Parties**

Applicant: ZZ (represented by: J. Grayston, G. Pandey, M. Gambardella, lawyers)

Defendant: Commission

Subject-matter and description of the proceedings

The annulment of the decision not to include the applicant on the reserve list of the EPSO/AD/205/10 competition.

Form of order sought

- Annul the decision of 09.03.2012 of the Selection Board and of the European Personnel Selection Office (hereinafter 'EPSO'), notified in the EPSO's account in which it was confirmed not to include the applicant's name in the reserve list of the competition (EPSO competition EPSO/AD/205/10 (customs field), which was the reply to the 'Request for review of reasoning tests' presented by the applicant;
- annul the decision of 23.12.2011 of the Selection Board and of EPSO, notified in the EPSO's account in which the applicant was notified that his name was not placed on the 'reserve list' (the database of successful candidates) as he did not obtain the necessary pass marks in the verbal reasoning tests;
- annul EPSO and the Selection Board implied decision, never served upon the applicant, not to grant him disclosure the documents he requested with letter of 31.12.2011 (Request for review);
- annul EPSO's implied rejection of the Applicant's Complaint under Article 90 (2) of the Staff Regulation of Officials of the European Union;
- annul EPSO Notice of competition EPSO/AD/205/10 (customs field), published in OJ C 292 A/1 of 28.10.2010;

— annul in its entirety the 'reserve list of the competition EPSO/AD/205/10 (customs field)' published in the OJ C 22 A/1 of 27.01.2012;

— order that the Commission to bear the Applicant's costs.

Action brought on 4 February 2013 — ZZ v EEAS**(Case F-11/13)**

(2013/C 123/52)

*Language of the case: French***Parties**

Applicant: ZZ (represented by: D. Abreu Caldas, S. Orlandi, A. Coolen and E. Marchal, lawyers)

Defendant: European External Action Service (EEAS)

Subject-matter and description of the proceedings

Annulment of the decision to transfer the applicant to a post at EEAS headquarters and to terminate his posting to an EU delegation.

Form of order sought

- Annul the decision of 8 March 2012 to transfer the applicant, with effect from 1 September 2012, to a post at headquarters and to bring his posting to a premature end;
- Order the EEAS to pay an amount equivalent to the difference between his earnings from 1 September 2012, when he was repatriated to headquarters, and his former earnings, until 1 September 2013, the date on which he could have been transferred back to headquarters in the context of the system of rotation of the heads of delegation posts;
- In so far as necessary, annul the decision to reject his complaint of 24 October 2012;
- Order the EEAS to pay the costs.