

GENERAL COURT

Judgment of the General Court of 4 April 2019 — *Rodríguez Prieto v Commission*

(Affaire T-61/18) ⁽¹⁾

(Civil Service — Officials — ‘Eurostat’ case — National criminal proceedings — No need to adjudicate — Request for assistance — Whistle-blower — Presumption of innocence — Action for damages and annulment)

(2019/C 182/35)

Language of the case: French

Parties

Applicant: Amador Rodríguez Prieto (Steinsel, Luxembourg) (represented by: S. Orlandi, T. Martin and R. Garcia-Valdecasas y Fernandez, lawyers)

Defendant: European Commission (represented by: B. Mongin and R. Striani, acting as Agents)

Re:

Application based on Article 270 TFEU seeking, primarily, compensation for the material and non-material damage which the applicant alleges to have suffered and, in the alternative, annulment of the decision of the Commission of 28 March 2017 rejecting the applicant's request for assistance.

Operative part of the judgment

The Court:

- 1) *Dismisses the claims for damages;*
- 2) *Annuls the decision of the European Commission of 28 March 2017 rejecting Mr Amador Rodríguez Prieto's request for assistance;*
- 3) *Orders the Commission to bear its own costs and to pay those incurred by Mr Rodríguez Prieto.*

⁽¹⁾ OJ C 134, 16.4.2018.