

points and (iv) damages due to the loss of purchasing power, that entire material harm being estimated, provisionally, in respect of each applicant, at EUR 30 000;

- order the defendant to pay to each applicant the sum of EUR 1 000 as compensation for non-material harm;
- order the EIB to pay the costs.

Action brought on 8 May 2013 — ZZ v EESC

(Case F-42/13)

(2013/C 207/105)

Language of the case: French

Parties

Applicant: ZZ (represented by: L. Levi and A. Blot, lawyers)

Defendant: European Economic and Social Committee

Subject-matter and description of the proceedings

Annulment of the decision to terminate the applicant's employment contract and the application to compensate her for the material and non-material damage allegedly suffered.

Form of order sought

- Annul the decision of 16 October 2012 adopted by the Secretary-General of the EESC, as the Authority empowered to conclude contracts, to terminate the applicant's contract;
- if necessary, annul the decision of the authority empowered to conclude contracts of 31 January 2013 confirming the termination of the applicant's contract and the decision of the authority empowered to conclude contracts of 24 April 2013 specifically rejecting the applicant's complaint;
- pay compensation in respect of the material damage suffered by the applicant;
- grant the applicant the sum fixed on equitable grounds and provisionally at EUR 150 000 for non-material damage suffered;
- order the EESC to pay the costs.

Action brought on 8 May 2013 — ZZ and Others v EIB

(Case F-43/13)

(2013/C 207/106)

Language of the case: French

Parties

Applicants: ZZ and Others (represented by: L. Levi)

Defendant: European Investment Bank

Subject-matter and description of the proceedings

Annulment of the decisions contained in the pay slips for the month of February 2013, limiting the annual salary adjustment to 1.8 % for 2013 and the annulment of later salary slips. Secondly, application for an order that the institution pay compensation for material and non-material damage allegedly suffered.

Form of order sought

- Annul the decision contained in the applicants' pay slips for the month of February 2013, limiting the annual salary adjustment to 1.8 % for 2013 and, therefore, annul the similar decisions contained in later pay slips and, where necessary, annul two information memos that the defendant sent to the applicants on 5 February 2013 and 15 February 2013;
- Order the European Investment Bank ('the EIB') to pay to each applicant, in compensation for the material damage (i) the balance of salary corresponding to the application of the annual adjustment for 2013, that is, an increase of 1.8 %, for the period from 1 January 2013 to 31 December 2013; (ii) the balance of salary corresponding to the consequences of the application of the annual adjustment of 1.8 % for 2013 on the amount of the salaries which will be paid from January 2014; (iii) default interest on the balances of salaries due until full payment of the amounts due, with the default interest rate to be applied calculated on the basis of the rate fixed by the European Central Bank for its main refinancing operations, applicable for the relevant period, increased by three points and (iv) damages on account of the loss of purchasing power; the overall material damage being assessed, provisionally, for each applicant at EUR 30 000;
- Order the EIB to pay to each applicant EUR 1 000 in compensation for non-material damage;
- Order the EIB to pay the costs.

Action brought on 8 May 2013 — ZZ v Commission

(Case F-44/13)

(2013/C 207/107)

Language of the case: French

Parties

Applicant: ZZ (represented by: C. Mourato, lawyer)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the Commission decisions concerning the grant of compensation for material damage suffered by the applicant because of the incorrect calculation of the allowance for living conditions.

Form of order sought

- Annul the Commission decision of 25 January 2013 received by the applicant on 28 January 2013 on the partial annulment of the PMO.1 decision of 30 March 2012 in so far as it limits to 1 March 2007 the applicant's claim to be granted compensation for the material damage suffered because of the incorrect calculation of the allowance for living conditions to which the applicant has been entitled since 22 September 2002 and in so far as it takes account of the orphan's pension of the applicant's daughter between 1 March 2007 and 31 August 2008 for the purposes of calculating that compensation;
- annul the Commission decision of 4 February 2013 received by the applicant on 5 February 2013 and her wage statement for February 2013 as regards the RRV correction code relating to compensation for the abovementioned damage imposed on 1 March 2007, while maintaining the effects of that statement until the adoption of a new bulletin correctly applying Article 10 of Annex 10 to the Staff Regulations from 31 December 2011 until 22 September 2002;
- order the Commission to pay a provisional additional sum of EUR 11 000,00, for the loss in respect of the allowance for living conditions suffered by the applicant between 22 September 2002 and 31 August 2008 and to pay interest calculated on the full damage suffered in that connection between 22 September 2002 and 31 December 2011, payable as from the dates when such payments are respectively due until the actual day of payment and calculated on the basis of the rates applied by the ECB to its principal refinancing operations over the period concerned, plus two points;
- order the Commission to pay the costs.

Action brought on 15 May 2013 — ZZ and Others v EIB

(Case F-45/13)

(2013/C 207/108)

Language of the case: French

Parties

Applicants: ZZ and Others (represented by: L. Levi)

Defendant: European Investment Bank

Subject-matter and description of the proceedings

Annulment of the decisions contained in salary slips to apply the general decision of the European Investment Bank setting a salary progression capped at 2.3 % for all staff and the decision establishing a merit grid entailing the loss of 1 to 3 % of salary and the subsequent application for an order that the institution pay the difference in remuneration together with damages.

Form of order sought

- Annul the decisions to apply to the applicants the decision of the EIB's Board of Directors of 18 December 2012 setting a salary progression capped at 2.3 % and the decision of the EIB's Management Committee of 29 January 2013 establishing a merit grid entailing the loss of 1 to 3 % of salary, according to the applicants, decisions that are contained in the salary slips of April 2013, and the annulment to the same extent of all the decisions contained in subsequent salary slips and, so far as necessary, the annulment of the information letter sent by the defendant to the applicants on 5 February 2013;
- order the defendant to pay the difference in remuneration resulting from the aforementioned decisions of the EIB's Board of Directors of 18 December 2012 and of the EIB's Management Committee of 29 January 2013 in relation to the application of the merit grid '4-3-2-1-0' and the 'young' grid '5-4-3-1-0' or, in the alternative, in respect of applicants awarded a grade A, in relation to the application of the merit grid 3-2-1-0-0 and, in respect of applicants covered by the 'young' grid, in relation to a young grid '4-3-2-0-0'; with interest on arrears to be added to that difference in remuneration with effect from 12 April 2013 and then on the 12th day of every month until full payment, the rate of interest being the ECB rate, increased by three percentage points;
- order the defendant to pay damages for the loss suffered by reason of the loss of purchasing power, such loss being assessed equitably, and on a provisional basis, at 1.5 % of the monthly remuneration of each applicant;
- order the EIB to pay the costs.

Action brought on 16 May 2013 — ZZ v European Commission

(Case F-46/13)

(2013/C 207/109)

Language of the case: French

Parties

Applicant: ZZ (represented by: S. Rodrigues and A. Blot, lawyers)

Defendant: European Commission