

2. The European Commission shall bear its own costs and pay the costs incurred by the Federal Republic of Germany.
3. The French Republic and the Kingdom of the Netherlands shall bear their own costs.

⁽¹⁾ OJ C 134, 22.5.2010.

Order of the General Court of 25 September 2017 — Hungary v Commission

(Case T-542/15) ⁽¹⁾

(ERDF — Operational Programme ‘Transport’ and Regional Operational Programmes for Central Hungary, West Pannon, South Great Plain, Central Transdanubia, North Hungary, North Great Plain and South Transdanubia — Decision to suspend the interim payments — Repeal of the contested act — No need to adjudicate)

(2017/C 392/36)

Language of the case: English

Parties

Applicant: Hungary (represented by: J. Bonhage and F. Quast, lawyers)

Defendant: European Commission (represented by: B.-R. Killmann and A. Tokár, acting as Agents)

Re:

Application based on Article 263 TFEU seeking annulment of Commission Decision C(2015) 4979 final of 14 July 2015 on the suspension of part of the interim payments from the European Regional Development Fund (ERDF) and the Cohesion Fund for the expenditure paid for the Operational Programme ‘Transport’ for the regions of Central Hungary, West Pannon, South Great Plain, Central Transdanubia, North Hungary, North Great Plain and South Transdanubia

Operative part of the order

1. There is no longer any need to adjudicate on the action.
2. Hungary is ordered to pay the costs.

⁽¹⁾ OJ C 406, 7.12.2015.

Order of the General Court of 26 September 2017 — Gyarmathy v EMCDDA

(Case T-297/16 P) ⁽¹⁾

(Appeal — Civil service — Temporary staff — EMCDDA staff — Decision not to renew a contract of employment — Termination of the contract — Psychological harassment — Request for assistance — Administrative inquiry — Impartiality of the inquiry)

(2017/C 392/37)

Language of the case: English

Parties

Appellant: Valéria Anna Gyarmathy (Győr, Hungary) (represented by: A. Véghely, lawyer)

Other party to the proceedings: European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) (represented by: D. Storti and F. Pereyra, acting as Agents, and B. Wägenbaur, lawyer)

Re:

Appeal against the judgment of the European Union Civil Service Tribunal (Second Chamber) of 18 May 2015, *Gyarmathy v EMCDDA* (F-79/13, EU:F:2015:49), seeking the setting aside of that judgment.

Operative part of the order

1. *The appeal is dismissed.*
2. *Ms Valéria Anna Gyarmathy is to bear her own costs and to pay the costs incurred by the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) in the appeal proceedings.*

⁽¹⁾ OJ C 364, 3.10.2016.

Order of the General Court of 20 September 2017 — Berliner Stadtwerke v EUIPO (berlinGas)

(Case T-402/16) ⁽¹⁾

(EU trade mark — Application for EU word mark berlinGas — Absolute ground for refusal — Descriptive character — Lack of distinctive character — Article 7(1)(c) of Regulation (EC) No 207/2009 — Action manifestly unfounded in law)

(2017/C 392/38)

Language of the case: German

Parties

Applicant: Berliner Stadtwerke GmbH (Berlin, Germany) (represented by: O. Spieker, A. Schönfleisch and M. Alber, lawyers)

Defendant: European Union Intellectual Property Office (represented by: R. Manea and D. Hanf, agents)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 12 May 2016 (Case R 291/2016-1), relating to the application for registration of the word sign berlinGas as an EU trade mark.

Operative part of the order

1. *The action is dismissed.*
2. *Berliner Stadtwerke GmbH is ordered to pay the costs.*

⁽¹⁾ OJ C 335, 12.9.2016.