

EUROPEAN UNION CIVIL SERVICE TRIBUNAL

**Judgment of the Civil Service Tribunal (First Chamber) of
22 May 2007 — López Teruel v OHIM**

(Case F-97/06) ⁽¹⁾

**(Officials — Invalidity — Rejection of a request for an
Invalidity Committee to be convened)**

(2007/C 155/78)

Language of the case: French

Parties

Applicant: Adelaida López Teruel (Guadalajara, Spain) (represented by: G. Vandersanden, L. Levi and C. Ronzi, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (represented by: M.I. de Medrano Caballero, Agent)

Re:

Annulment of OHIM's decision of 6 October 2005 refusing the applicant's request for an Invalidity Committee to be convened for the purpose of assessing her incapacity to perform the duties corresponding to her post and her right to an invalidity pension.

Operative part of the judgment

The Tribunal:

1. Annuls the decision of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 6 October 2005 refusing Mrs López Teruel's request for an Invalidity Committee to be convened;
2. Orders OHIM to pay the costs.

⁽¹⁾ OJ C 237, 30.9.2006, p. 24.

**Judgment of the Civil Service Tribunal (First Chamber) of
22 May 2007 — López Teruel v OHIM**

(Case F-99/06) ⁽¹⁾

(Officials — Sick leave — Unauthorised absence — Arbitration proceedings — Period in which to appoint an independent doctor)

(2007/C 155/79)

Language of the case: French

Parties

Applicant: Adelaida López Teruel (Guadalajara, Spain) (represented by: G. Vandersanden, L. Levi and C. Ronzi, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (represented by: M.I. de Medrano Caballero, Agent)

Re:

Annulment of the Appointing Authority's decision of 20 October 2005 concerning the applicant's sick leave and adopted further to the conclusions of the independent doctor referred to in Article 59(1) of the Staff Regulations.

Operative part of the judgment

The Tribunal:

1. Annuls the decision of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 20 October 2005 inasmuch as it treats Mrs López Teruel's absence as unauthorised absence from 8 to 20 February 2005 and from 7 April to 2 August 2005;
2. Dismisses the remainder of the application;
3. Orders OHIM to bear its own costs and to pay one third of Mrs López Teruel's costs.

⁽¹⁾ OJ C 249, 14.10.2006, p. 18.