

Order of the Civil Service Tribunal (First Chamber) of 18 July 2016 — Possanzini v Frontex(Case F-68/15) ⁽¹⁾

(Civil service — Frontex staff — Temporary staff — Non-renewal of contract based on the applicant's appraisal report relating to 2009 — Proof of notification of the report — Absence — Annulment by the Tribunal — Compliance with the judgment — Notification of the appraisal report — Delay in the production and communication of the report)

(2016/C 364/71)

Language of the case: French

Parties

Applicant: Daniele Possanzini (Pisa, Italy) (represented by: S. Pappas, lawyer)

Defendant: European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union (represented by: H. Caniard and V. Peres de Almeida, acting as Agents, D. Waelbroeck and A. Duron, lawyers)

Subject matter of the case

Application for annulment of the applicant's appraisal report relating to 2009 and the claim for damages for the non-material harm allegedly suffered.

Operative part of the order

- 1) *The action is dismissed as manifestly unfounded.*
- 2) *Daniele Possanzini is to bear his own cost and is ordered to pay the costs incurred by the European Agency for the Management of Operational Cooperation at the External Borders of the Member States of the European Union.*

⁽¹⁾ OJ C 245, 27.7.2015, p. 49.

Order of the Civil Service Tribunal (First Chamber) of 2 August 2016 — Polizzi v Commission(Case F-70/15) ⁽¹⁾

(Civil service — Contract staff — Pensions — Article 11(2) of Annex VIII to the Staff Regulations — Transfer to the EU pension scheme of pension rights acquired under a national pension scheme — Decision recognising the crediting of pensionable years applying the new GIP relating to Articles 11 and 12 of Annex VIII to the Staff Regulations — Article 81 of the Rules of Procedure — Action in part manifestly inadmissible and in part manifestly unfounded)

(2016/C 364/72)

Language of the case: French

Parties

Applicant: Rosalba Polizzi (Brussels, Belgium) (represented by: S. Orlandi and T. Martin, lawyers)

Defendant: European Commission (represented by: initially J. Currall and G. Gattinara, Agents, then G. Gattinara, Agent)

Subject-matter of the case

Action for annulment of the final decision transferring the applicant's pension rights to the EU pension scheme, which applies the new general implementing provisions (GIP) of Article 11(2) of Annex VIII of the Staff Regulations of 3 March 2011.

Operative part of the order

- 1) *The action is dismissed as in part manifestly inadmissible and in part manifestly unfounded.*
- 2) *The parties shall bear their own costs.*

⁽¹⁾ OJ C 245, 27.7.2015, p 49.

Order of the Civil Service Tribunal (2nd Chamber) of 21 July 2016 — Trampuz v Commission
(Case F-103/15) ⁽¹⁾

(Civil service — Social security — Sickness insurance scheme — Recovery of advance payment of medical expenses — Implementation of an annulment judgment of the General Court — Plea of inadmissibility — Failure to satisfy the requirements of the pre-litigation procedure — Act adversely affecting an official — Pension statement — Requirement to make a claim — Out of time — Article 83 of the Rules of Procedure)

(2016/C 364/73)

Language of the case: Italian

Parties

Applicant: Serena Trampuz (Trieste, Italy) (represented by: C. Falagiani, lawyer)

Defendant: European Commission (represented by: T. S. Bohr and G. Gattinara, acting as Agents, and A. Dal Ferro, lawyer)

Re:

Application for annulment of the Commission's decision to withhold the sum of EUR 14 207,60 from the applicant's pension by way of recovery of advances made in the direct billing of accommodation costs during the hospitalisation of the applicant's spouse after the Civil Service Tribunal annulled the decision of the Ispra claims office, making the applicant responsible for payment of all the accommodation costs of the hospitalisation which were considered excessive.

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *M^{re} Serena Trampuz shall bear her own costs and is ordered to pay those incurred by the European Commission.*

⁽¹⁾ OJ C 354, 26.10.2015, p. 55.