

- annul the decision adopted by the head of unit of the 'Recruitment and end of service' unit within the Directorate HR.B of the DG Human Resources and Security, in his capacity as AECE, not to renew the applicant's contract;
- in so far as necessary, annul the decision adopted by the AECE, rejecting the complaint brought by the applicant;
- reinstate the applicant in the post which she occupied within DG DIGIT with an extension of her contract in accordance with the requirements of the regulations;
- alternatively, if the above application to be reinstated is not upheld, order the defendant to pay compensation for the damage suffered by the applicant, provisionally and *ex aequo et bono* estimated at the difference between the remuneration which she would have received as a member of the temporary staff of the Commission if her contract had been renewed, and the unemployment allowances currently received, for a period of two years (corresponding to the period of renewal provided for under Article 8 of the CEOS), with the addition of late payment interest at the legal rate in the period concerned;
- in any event, order the defendant to pay a fixed sum provisionally and *ex aequo et bono* fixed at EUR 5000, as compensation for non-material damage, with the addition of late payment interest at the legal rate from the date of the judgment to be delivered;
- order the European Commission to pay the costs.

Action brought on 4 February 2012 — ZZ v European Court of Auditors

(Case F-14/12)

(2012/C 138/75)

Language of the case: German

Parties

Applicant: ZZ (represented by: O. Mader, lawyer)

Defendant: European Court of Auditors

Subject-matter and description of the proceedings

Annulment of the defendant's decisions not to promote the applicant to grade AD 13 in the 2011 promotion procedure

Form of order sought

The applicant claims that the Tribunal should:

- annul the defendant's decision of 26 May 2011 not to promote the applicant to grade AD 13 in the 2011 promotion procedure;

- annul the defendant's decision of 18 November 2011 confirming the number of posts available for promotion to grade AD 13 in 2011, with the result that the applicant's complaint against the decision of 26 May 2011 was rejected;

- order the European Court of Auditors to pay the costs.

Action brought on 10 February 2012 — ZZ v Commission

(Case F-16/12)

(2012/C 138/76)

Language of the case: French

Parties

Applicant: ZZ (represented by: P. Nelissen Grade and G. Leblanc, lawyers)

Defendant: European Commission

Subject-matter and description of the proceedings

Annulment of the decision to change unilaterally the applicant's posting.

Form of order sought

- Annul the decision of the appointing authority of 1 February 2012 to assign the applicant to a post in unit D5 instead of unit A4;

- Order the Commission to pay the applicant the sum of EUR 3 000 in non-material damages;

- order the Commission to pay the costs.

Action brought on 8 February 2012 — ZZ v Commission

(Case F-17/12)

(2012/C 138/77)

Language of the case: Italian

Parties

Applicant: ZZ (represented by: G. Cipressa, lawyer)

Defendant: European Commission

Subject-matter and description of the proceedings

Application for an order that the Commission pay compensation for the damage which the applicant claims to have sustained as a result of the excessive duration of the procedure for recognising the serious nature of the illness from which he suffered.