Re:

APPEAL against the judgment of the Court of First Instance (First Chamber) of 13 December 2006 in Case T-138/03 *É.R. and Others* v *Council and Commission*, by which the Court dismissed as partially inadmissible and, for the remainder, as unfounded, the action brought by the applicants seeking compensation under Article 235 EC and the second paragraph of Article 288 EC for the damage allegedly suffered as a consequence of the infection and subsequent death of members of their families who suffered from a new variant of Creutzfeldt-Jakob disease, which was linked to the outbreak and spread in Europe of bovine spongiform encephalopathy, for which the Council and the Commission were allegedly responsible — Conditions giving rise to non contractual liability of the Communities.

Operative part

1. The appeal is dismissed;

2. É.R., O.O., J.R., A.R., B.P.R., T.D., J.D., D.D., V.D., D.E., É.E., C.R., H.R., M.S.R., I.R., B.R., M.R., and C.S. are ordered to pay the costs.

Order of the Court (Third Chamber) of 11 October 2007 — Wilfer v OHIM

(Case C-301/05 P)

Appeal — Community trade mark — Word sign 'ROCKBASS' — Refusal to register — No need to adjudicate

Community trade mark — Appeals procedure — No need to adjudicate (Council Regulation No 40/94, Art. 63) (see para. 20, operative part)

Re:

APPEAL against the judgment of the Court of First Instance (Fourth Chamber) of 8 June 2005 in Case T-315/03 *Wilfer* v *OHIM* by which the Court dismissed the action for annulment of the decision refusing to register the mark 'ROCKBASS' — Descriptive character of the trade mark.

Operative part

1. There is no need to adjudicate on the appeal brought by Mr Wilfer;

2. Mr Wilfer is ordered to pay the costs.

Judgment of the Court (Fifth Chamber) of 11 October 2007 — Greece v Commission

(Case C-332/06 P)

Appeal — EAGGF — Exclusion of expenditure from financing owing to failure to comply with Community rules

1. *Agriculture — EAGGF — Clearance of accounts (Council Regulation No 729/70, as amended by Regulation No 1287/95, Art. 5(2)(c), fifth para., and No 1258/1999, Art. 7(4)(a); Commission Regulation No 1663/95, as amended by Regulation No 2245/1999, Art. 8(1), first para.) (see paras 46-48, 52)*

2. *Appeals — Grounds — Review by the Court of the legal classification of the facts — Admissibility (Art. 225 EC) (see para. 59)*