Operative part

The Court:

1. Dismisses the application;

2. Orders AEPI Elliniki Etairia pros Prostasian tis Pnevmatikis Idioktisias AE to pay the costs.

Judgment of the Court of First Instance (Fourth Chamber) of 12 July 2007 — Evropaiki Dynamiki v Commission

(Case T-250/05)

Public service contracts — Community tendering procedure — Provision of services for the collection, production and dissemination of electronic publications, in particular the Supplement to the *Official Journal of the European Union* — Rejection of a tender — Equal treatment — Obligation to state reasons — No manifest error of assessment

1. *European Communities' public procurement — Tendering procedure (Council Regulation No 1605/2002, Art. 89(1)) (see paras 45, 46)*

2. *Acts of the institutions — Statement of reasons — Obligation — Scope (Art. 253 EC; Council Regulation No 1605/2002, Art. 100(2)) (see paras 68, 69, 75, 78)*

3. *European Communities' public procurement — Conclusion of a contract following a call for tenders (see para. 89)*

Re:

ACTION for annulment of the decision of the Office for Official Publications of the European Communities of 15 April 2005 to reject the applicant's tender in connection with the call for tenders issued on 19 November 2004 (OJ 2004 S 226) for the provision of services in relation to the collection, production and dissemination of electronic publications, in particular the Supplement to the *Official Journal of the European Union*, and to award the contract to the successful tenderer.

Operative part

The Court:

1. Dismisses the action;

2. Orders Evropaiki Dynamiki — Proigmena Systimata Tilepikinonion Pliroforikis kai Tilematikis AE to pay the costs.

Judgment of the Court of First Instance (Fourth Chamber) of 12 July 2007 — Commission v Alexiadou

(Case T-312/05)

Arbitration clause — Contract concerning a project for the development of a new technology for producing impermeable leathers — Reimbursement of an advance payment — Interest — Default proceedings

1. *Procedure — Reference to the Court pursuant to an arbitration clause (Art. 238 EC) (see paras 33-35)*

2. *Procedure — Application initiating proceedings — Formal requirements — Summary statement of pleas (Rules of Procedure of the Court of First Instance, Art. 44(1)) (see para. 37)*