Appeals — Appeal against an order that there is no need to adjudicate on an application for interim relief — Main action determined in the meantime — Case removed from the list of the Court of First Instance — Appeal clearly unfounded (Art. 242 EC; Rules of Procedure of the Court of First Instance, Art. 104(1), first para.) (see paras 21-23)

Re:

APPEAL against the Order of the President of the Court of First Instance of 30 March 2007 in Case T-366/00 R *Scott* v *Commission*, holding that there was no need to adjudicate on an application for interim measures brought in an action for the annulment of a Comission decision holding State aid incompatible with the common market.

Operative part

1. The appeal is dismissed;

2. The Commission of the European Communities is orderd to pay the costs.

Judgment of the Court (Sixth Chamber) of 29 November 2007 — Meister v OHIM

(Case C-12/05 P-REV)

Procedure — Application for revision — Application concerning an order made under Article 119 of the Rules of Procedure — Conditions — Appeals — New fact — Inadmissibility

Procedure — Revision of a judgment — Conditions for the admissibility thereof — New fact — Meaning — Fact known before delivery of the judgment — Not included — Inadmissible (Statute of the Court of Justice, Art. 44) (see paras 15-18)

Re:

APPLICATION of revision concerning the Order of the Court (Sixth Chamber) of 14 December 2006 in Case C-12/05 P.

Operative part

1. The application for revision brought by Mr Meister is dismissed as inadmissible;

2. Mr Meister and the Office for Harmonization in the Internal Market (Trade Marks and Designs) (OHIM) are each ordered to bear their own costs.

Judgment of the Court (Third Chamber) of 29 November 2007 — Commission v Italy

(Case C-119/06)

Failure of a Member State to fulfil obligations — Infringement of Directive 92/50/EEC relating to the coordination of procedures for the award of public service contracts — Award of a contract without a call for tenders — Award of the contract for healthcare transport services in Tuscany