

Case T-287/01

Bioelettrica SpA

v

Commission of the European Communities

(Article 238 EC — Arbitration clause — Thermie programme —  
Unilateral termination of the contract by the Commission —  
Application for a decision not to proceed to judgment)

Order of the Court of First Instance (Third Chamber), 10 September 2002 II - 3284

### Summary of the Order

*Procedure — Proceedings brought before the Court of First Instance on the basis of an arbitration clause — Action brought against the unilateral termination of a contract by the Commission — Application of the Commission for a decision not to proceed to judgment on the basis that the contract was not terminated — Interpretation by the Court of First Instance of correspondence addressed to the applicant by the Commission — Dismissal of the Commission's application  
(Rules of Procedure of the Court of First Instance, Art. 113)*

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