

Case T-81/91

Jacques Feltz

v

European Parliament

(No need to give a decision)

Order of the Court of First Instance (Fourth Chamber), 9 June 1992 ..... II - 1828

Summary of the Order

*Procedure — Costs — Action which has become devoid of purpose — Failure by the applicant to discontinue proceedings — Application of the rules applicable to cases not proceeding to judgment (Rules of Procedure of the Court of First Instance, Art. 87(5) and (6))*

Where an action which was admissible when brought becomes devoid of purpose because the applicant has obtained satisfaction from the defendant, and the applicant does not discontinue the proceedings but asks the Court to proceed with the case, at least as regards the award of costs, it is appropriate to make

an order as to costs in accordance not with Article 87(5) of the Rules of Procedure but with Article 87(6) thereof, which provides that, where a case does not proceed to judgment, the costs are to be in the discretion of the Court of First Instance.