

FORTY-SECOND ORDINARY SESSION

***In re* RIEDINGER**

Judgment No. 383

THE ADMINISTRATIVE TRIBUNAL,

Considering the complaint brought against the European Patent Organisation (EPO) by Mr. Alfred Riedinger on 10 March 1978, the EPO's reply of 12 April, the complainant's rejoinder of 14 June and the EPO's statement of 3 August 1978 that it did not wish to file a surrejoinder;

A. Considering that the complainant asked the Tribunal to quash the decision dated 9 December 1977 of the Administrative Council of the International Patent Institute refusing a change in his grading and to order that he should be so graded that, on transfer from the International Patent Institute to the European Patent Office, he should enjoy the same treatment and allowances;

B. Considering that by a letter of 27 January 1979 the complainant informed the Tribunal that he wished to withdraw suit on the grounds that the reasoning in its judgments dismissing the complaints *Lamadie v. the International Patent Institute* (Judgment No. 262) and *Biggio and Ledrut v. the International Patent Institute* (Judgment No. 300) was in essence applicable to his own complaint;

C. Considering that by a letter of 6 February 1979 the EPO stated that it had no objection to the withdrawal of suit;

D. Considering that suit is unreservedly withdrawn;

DECISION:

The withdrawal of suit is hereby recorded.

In witness of this judgment by Mr. Maxime Letourneur, President, Mr. André Grisel, Vice-President, and the Right Honourable Lord Devlin, P.C., Judge, the aforementioned have hereunto subscribed their signatures as well as myself, Bernard Spy, Registrar of the Tribunal.

Delivered in public sitting in Geneva on 18 June 1979.

(Signed)

M. Letourneur
André Grisel
Devlin

Bernard Spy