Chronology of Judicial Events - Dates and Facts

ADMINISTRATIVE COURTS

01-03-1999
After trying to resolve the matter internally, Mrs Jarrier made a claim to the Administrative court.

4.5 years

04-12-2002 and 03-07-20003
The Head of Cabinet and the Minister of Defense personally wrote misleading letters.

The first letter was officially sent to Court. Mrs Jarrier answered. The second one was sent to Court without Mrs Jarrier being informed so that she could not defend herself.
.

05-04-2002
Mrs Jarrier made a claim to the Administrative court against the dismissal

5-02-2002 : dismissal Decree
01-03-2002 : effective dismissal

Administrative court judgment
received 28/07/2003

Established on false evidence mentioned in the Ministry of Defense's letter : untrue absence, untrue trade unions votes, untrue medical remarks.

This procedure dealing with the mental illness took 4,5 years

24-09-2003
Mrs Jarrier brings the case to the Administrative court of appeal

10-03-2005
Administrative court of appeal

Judgment :
Mrs Jarrier has not appealed in time

The Administrative court of appeal took 18 months to conclude the above as a way out of a tricky situation.

10-05-2005
Mrs Jarrier brings the case to the Conseil d'Etat (Highest Administrative Court) to show that she did appeal in time

26-11-2007
Conseil d'Etat judgment

YES the court of appeal is in the wrong - Mrs Jarrier did appeal in time

But they also, on the same judgment (which is not the normal practice), made a judgment on the whole affair

They endorsed the administration actions. But they ignored medical grounds.

From 08/1998 (till 10/2000) Mrs Jarrier was declared unfit to work on psychiatric grounds by the Ministry of Defence Medical centre.

DISSMISSAL PROCEDURES

15 months

18 months

2.5 years

1998 | 1999 | 2000 | 2001 | 2002 | 2003 | 2004 | 2005 | 2006 | 2007 | 2008

PENAL CIVIL COURTS

2002 : PENAL 1
Country attorney services were very positive towards Mrs Jarrier until the head of Cabinet wrote a misleading letter. Then, her claims were dismissed.

Sandrine and Franklin Jarrier made claims to the penal court. No hearing to examine their case was convened. They **do not see any judge. Nevertheless, correspondence received 28-01-2005 says their claims were dismissed by a judgment which did not mention their name and was not even issued to them.**

10-10-2003 PENAL 2
Country attorney opens an inquiry about Mr X.

22-04-2004
The judge does not pronounce about Mr. X. but about others.
He declares no forgery or uses of forgery.
Mrs Jarrier receives a fine (1.200 euros)

22-05-2008
Mrs Jarrier and her two children bring the case to the EU Court

15-12-2003 Mr X made a brief statement : he has just copied notes from Mrs Y, transmits them and advises to take up the matter with Mrs Y.

Then, the ministry of Defense sent misleading documents pretending they are transmitted by Mr. X. So, the judge does not investigate further with Mrs Y.

17-02-2004
Document from Mr. X were not shown to Mrs Jarrier.
Only parts of other documents were shown.