

- order EUIPO's Opposition Division to adopt a decision in relation to opposition B 3006619 (MUE No 17 174 236 AICOOK) finding that the use of the opposing trade mark has been established in relation to 'Food processors' in Class 7.

#### **Pleas in law**

- Infringement of Article 47(2) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

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### **Action brought on 30 May 2020 — Hypo Vorarlberg Bank v SRB**

**(Case T-336/20)**

(2020/C 240/44)

*Language of the case: German*

#### **Parties**

*Applicant:* Hypo Vorarlberg Bank AG (Bregenz, Austria) (represented by: G. Eisenberger and A. Brenneis, lawyers)

*Defendant:* Single Resolution Board (SRB)

#### **Form of order sought**

The applicant claims that the Court should:

- annul the decision of the Single Resolution Board of 19 March 2020 on the calculation of the 2016 ex-ante contributions due by Banco Cooperativo Español S.A., Hypo Vorarlberg Bank AG (formerly: Vorarl-berger Landes- und Hypothekenbank AG), and Portigon AG to the Single Resolution Fund (SRB/ES/2020/16), including the annexes thereto, and in any event in so far as that decision, including the annexes thereto, concerns the contribution to be paid by the applicant;
- order the Single Resolution Board to pay the costs of the proceedings.

#### **Pleas in law and main arguments**

In support of the action, the applicant relies on four pleas in law which are, in essence, identical or similar to those relied on in Case T-479/19; *Hypo Vorarlberg Bank v SRB*. <sup>(1)</sup>

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<sup>(1)</sup> OJ 2019 C 305, p. 58.

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### **Action brought on 2 June 2020 — Portigon v SRB**

**(Case T-339/20)**

(2020/C 240/45)

*Language of the case: German*

#### **Parties**

*Applicant:* Portigon AG (Düsseldorf, Germany) (represented by: D. Bliesener, V. Jungkind and F. Geber, lawyers)

*Defendant:* Single Resolution Board (SRB)