

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO and, the other party to the proceedings before the Board of Appeal if it joins as intervener, to pay the costs of the proceedings.

Plea in law

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

Action brought on 17 February 2023 — Chiquita Brands v EUIPO — Jara 2000 (CHIQUITA QUEEN)**(Case T-79/23)**

(2023/C 121/20)

*Language in which the application was lodged: English***Parties**

Applicant: Chiquita Brands LLC (Fort Lauderdale, Florida, United States) (represented by: R. Dissmann and L. Jones, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Jara 2000, SL (Murcia, Spain)

Details of the proceedings before EUIPO

Applicant of the trade mark at issue: Applicant before the General Court

Trade mark at issue: Application for European Union word mark CHIQUITA QUEEN — Application for registration No 18 075 274

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 13 December 2022 in Case R 1811/2021-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs of the proceedings, including the appellant's costs incurred in the proceedings before EUIPO.

Plea in law

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

Action brought on 17 February 2023 — Nextrend v EUIPO — Xiamen Axent Corporation and Axent Switzerland (Toilet units (part of -))**(Case T-82/23)**

(2023/C 121/21)

*Language in which the application was lodged: English***Parties**

Applicant: Nextrend GmbH (Flörsheim am Main, Germany) (represented by: T. Weiland and C. Corbet, lawyers)