

**Form of order sought**

The applicant claims that the Court should:

- Annul the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 12 May 2014 given in Case R 442/2013-4;
- Order the defendant to pay the costs of proceedings.

**Pleas in law and main arguments**

*Registered Community trade mark in respect of which a declaration of invalidity has been sought:* Community trade mark registration No 668 566

*Proprietor of the Community trade mark:* The applicant

*Applicant for the declaration of invalidity of the Community trade mark:* The other party to the proceedings before the Board of Appeal

*Grounds for the application for a declaration of invalidity:* Absolute grounds for invalidity pursuant to Article 52(1)(a) CTMR in conjunction with Article 7(1)(b) and (c)

*Decision of the Cancellation Division:* Rejected the request for declaration of invalidity

*Decision of the Board of Appeal:* Annulled the contested decision and declared the Community trade mark invalid

*Pleas in law:* Infringement of Articles 7(1)(b) and 7(1)(c) CTMR.

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**Action brought on 28 July 2014 — Yoo Holdings v OHIM — Eckes-Granini Group (YOO)**

**(Case T-562/14)**

(2014/C 351/22)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* Yoo Holdings Ltd (London, United Kingdom) (represented by: D. Farnsworth, Solicitor)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs)

*Other party to the proceedings before the Board of Appeal:* Eckes-Granini Group GmbH (Nieder-Olm, Germany)

**Form of order sought**

The applicant claims that the Court should:

- Annul the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 29 April 2014 given in Case R 762/2013-2.

**Pleas in law and main arguments**

*Applicant for a Community trade mark:* The applicant

*Community trade mark concerned:* The word mark 'YOO' for the services in Classes 35, 41 and 43 — Community trade mark application No 10 487 924

*Proprietor of the mark or sign cited in the opposition proceedings:* The other party to the proceedings before the Board of Appeal

*Mark or sign cited in opposition:* National and International trade mark registration for the word mark 'YO' for goods in Classes 29, 30 and 32

*Decision of the Opposition Division:* Rejected the opposition in its entirety

*Decision of the Board of Appeal:* Partially annulled the contested decision and upheld the opposition in part

*Pleas in law:* Infringement of Article 8(1)(a) and (b) CTMR.

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**Action brought on 29 July 2014 — Hewlett Packard Development Company v OHIM  
(ELITEDISPLAY)**

**(Case T-563/14)**

(2014/C 351/23)

*Language of the case:* English

**Parties**

*Applicant:* Hewlett Packard Development Company LP (Dallas, United States) (represented by: T. Raab and H. Lauf, lawyers)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs)

**Form of order sought**

The applicant claims that the Court should:

- Annul the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 19 May 2014 given in Case R 1539/2013-2;
- Order the defendant to bear the costs of proceedings.

**Pleas in law and main arguments**

*Community trade mark concerned:* The word mark 'ELITEDISPLAY' for goods and services in Class 9 — Community trade mark application No 11 541 901

*Decision of the Examiner:* Rejected the CTM application

*Decision of the Board of Appeal:* Dismissed the appeal

*Pleas in law:* Infringement of Articles 7(1)(b), 7(1)(c) and 7(2) CTMR.

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**Action brought on 4 August 2014 — Gascogne Sack Deutschland and Gascogne v Court of Justice**

**(Case T-577/14)**

(2014/C 351/24)

*Language of the case:* French

**Parties**

*Applicants:* Gascogne Sack Deutschland GmbH (Wieda, Germany) and Gascogne (Saint-Paul-lès-Dax, France) (represented by: F. Puel and E. Durand, lawyers)

*Defendant:* Court of Justice of the European Union