

**Pleas in law**

- Infringement of Article 56(2) of Regulation No 207/2009 in conjunction with Rule 37(b)(iv) of Regulation No 2868/95;
- Infringement of Article 51(1)(a) of Regulation No 207/2009.

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**Action brought on 18 May 2015 — Grupo Bimbo v OHIM (Shape of bars with four circles)****(Case T-240/15)**

(2015/C 236/60)

*Language of the case: Spanish***Parties**

*Applicant:* Grupo Bimbo, SAB de CV (Mexico City, Mexico) (represented by: N. Fernández Fernández-Pacheco, lawyer)

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

**Details of the proceedings before OHIM**

*Trade mark at issue:* Three-dimensional Community trade mark (Shape of bars with four circles) — Application for registration No 12 551 867

*Contested decision:* Decision of the First Board of Appeal of OHIM of 2 March 2015 in Case R 1602/2014-1

**Forms of order sought**

The applicant claims that the Court should:

- annul the contested decision because it is unlawful and infringes the legal provisions in force concerning the Community trade mark; deliver a judgment in accordance with the claims set out in the application on the basis of the sufficient intrinsic distinctiveness of the three-dimensional mark applied for; order the registration of the application for a three-dimensional Community trade mark No 12 551 867, for goods in classes 5, 29 and 30 of the International Classification in its entirety;
- order the party opposing that claim to pay the costs or expenses of the proceedings and to reimburse the appeal fees paid to OHIM and the corresponding expenses.

**Plea in law**

- Infringement of Article 7(1)(b) of Regulation No 207/2009.

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**Action brought on 18 May 2015 — ACDA and Others v Commission****(Case T-242/15)**

(2015/C 236/61)

*Language of the case: French***Parties**

*Applicants:* Automobile Club des Avocats — ACDA (Paris, France); Organisation des Transporteurs Routiers Européens — OTRE (Bordeaux, France); Fédération française des motards en colère — FFMC (Paris); Fédération française de motocyclisme (Paris); and Union nationale des automobile clubs (Paris) (represented by: M. Lesage, lawyer)

*Defendant:* European Commission