

**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order OHIM to pay the costs.

**Plea in law**

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

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**Action brought on 4 January 2016 — K&K Group v OHIM — Pret a Manger (Europe) (Pret A Diner)**  
**(Case T-2/16)**

(2016/C 078/45)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* K&K Group AG (Cham, Switzerland) (represented by: N. Lützenrath, U. Rademacher, C. Fürsen and N. Bertram, lawyers)

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

*Other party to the proceedings before the Board of Appeal:* Pret a Manger (Europe) Ltd (London, United Kingdom)

**Details of the proceedings before OHIM**

*Applicant of the trade mark at issue:* Applicant

*Trade mark at issue:* International registration designating the European Union in respect of the figurative mark containing the word elements 'Pret A Diner' — International registration No 1 113 460

*Procedure before OHIM:* Opposition proceedings.

*Contested decision:* Decision of the Fifth Board of Appeal of OHIM of 29 October 2015 in Case R 2825/2014-5

**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order OHIM to pay the costs.

**Pleas in law**

- Infringement of Articles 8(5), 15(1), 42(2) and 42(3) of Regulation No 207/2009;
  - Infringement of Rule 22 of Regulation No 2868/95.
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