

**Action brought on 9 May 2016 — Matratzen Concord v EUIPO (Ganz schön ausgeschlafen)****(Case T-225/16)**

(2016/C 232/45)

*Language of the case: German***Parties***Applicant:* Matratzen Concord GmbH (Cologne, Germany) (represented by: I. Selting, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)**Details of the proceedings before the EUIPO***Trade mark at issue:* EU word mark ‘Ganz schön ausgeschlafen’ — Application for registration No 13 610 316*Contested decision:* Decision of the First Board of Appeal of the EUIPO of 24 February 2016 in Case R 1234/2015-1**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order the EUIPO to pay the costs of the proceedings including the costs incurred in the course of the proceedings.

**Plea in law**

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

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**Action brought on 10 May 2016 — Ipuri v EUIPO — van Graaf (IPURI)****(Case T-226/16)**

(2016/C 232/46)

*Language of the case: German***Parties***Applicant:* Ipuri GmbH (Hamburg, Germany) (represented by: K. Sandberg, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* van Graaf GmbH & Co. KG (Vienna, Austria)**Details of the proceedings before EUIPO***Applicant:* Other party to the proceedings before the Board of Appeal*Trade mark at issue:* EU word mark ‘IPURI’ — Application for registration No 8 971 021*Proceedings before EUIPO:* Opposition proceedings*Contested decision:* Decision of the Fourth Board of Appeal of EUIPO of 10 March 2016 in Case R 886/2015-4

**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order OHIM to pay the costs, including the costs before the Board of Appeal.

**Pleas in law**

- Infringement of Article 15 in conjunction with Article 42(2) and (3) of Regulation No 207/2009, Rule 22(3) and (4) of Regulation No 2868/95 and Article 78(1)(f) of Regulation No 207/2009;
  - Infringement of Article 8(2)(a) when applying Article 42(3) of Regulation No 207/2009.
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