

Other party to the proceedings before the Board of Appeal: Senso Technologie Srl (Rome, Italy)

Details of the proceedings before EUIPO

Applicant: Applicant

Trade mark at issue: EU figurative mark containing the word element 'sensotek' — Application for registration No 10 648 871

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 16 May 2017 in Case R 1953/2016-2

Form of order sought

The applicant claims that the Court should:

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

Plea in law

- Infringement of Article 8(1)(b) of Regulation No 207/2009.

Action brought on 28 July 2017 — Edison v EUIPO (EDISON)

(Case T-471/17)

(2017/C 309/52)

Language of the case: Italian

Parties

Applicant: Edison SpA (Milan, Italy) (represented by: F. Boscariol de Roberto, D. Martucci and I. Gatto, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Details of the proceedings before EUIPO

Trade mark at issue: European Union figurative mark containing the word element 'EDISON' — Application for registration No 3 315 991

Contested decision: Decision of the Fifth Board of Appeal of EUIPO of 28 April 2017 in Case R 1355/2016-5

Form of order sought

The applicant claims that the Court should:

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

Plea in law

- Incorrect exclusion from Class 4 of the Eighth Edition of the Nice Classification of 'Electricity' on the ground that it does not fall under the category of 'fuel (including motor spirits)', 'motor fuels' and 'illuminants'.
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