

Plea in law

— Infringement of Article 7(1)(a) and (b), and of Article 7(2) of Regulation No 2017/1001.

Action brought on 26 April 2018 — Roxtec v EUIPO — Wallmax (Representation of a black square containing seven concentric blue circles)

(Case T-261/18)

(2018/C 231/44)

Language in which the application was lodged: English

Parties

Applicant: Roxtec AB (Karlskrona, Sweden) (represented by: J. Olsson and J. Adamsson, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Wallmax Srl (Milano, Italy)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Applicant

Trade mark at issue: EU figurative mark representing a black square containing seven concentric blue circles — EU trade mark No 14 338 735

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 8 January 2018 in Case R 940/2017-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs incurred both in these proceedings and in the proceedings before EUIPO.

Plea in law

— Infringement of Article 7(1)(e)(ii) of Regulation No 2017/1001.

Action brought on 26 April 2018 — Meblo Trade v EUIPO — Meblo Int (MEBLO)

(Case T-263/18)

(2018/C 231/45)

Language in which the application was lodged: English

Parties

Applicant: Meblo Trade d.o.o. (Zagreb, Croatia) (represented by: A. Ivanova, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Meblo Int, proizvodnja izdelkov za spanje d.o.o. (Nova Gorica, Slovenia)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Other party to the proceedings before the Board of Appeal

Trade mark at issue: EU figurative mark in black and red MEBLO — EU trade mark No 3 431 731

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 27 February 2018 in Case R 883/2017-4

Form of order sought

The applicant claims that the Court should:

— annul the contested decision.

Plea in law

— Infringement of article 58(1)(a) of Regulation No 2017/1001.

Action brought on 27 April 2018 — Biernacka-Hoba v EUIPO — Formata Bogusław Hoba (Formata)

(Case T-265/18)

(2018/C 231/46)

Language in which the application was lodged: Polish

Parties

Applicant: Ilona Biernacka-Hoba (Aleksandrów Łódzki, Poland) (represented by: R. Rumpel, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Formata Bogusław Hoba (Aleksandrów Łódzki, Poland)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Other party to the proceedings before the Board of Appeal

Trade mark at issue: European Union figurative mark containing the word element 'Formata' — European Union trade mark No 11 529 427

Procedure before EUIPO: Proceedings for a declaration of invalidity

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 13 February 2018 in Case R 2032/2017-4

Form of order sought

The applicant claims that the Court should:

— declare the action well founded;

— annul the contested decision in so far as it dismisses the application for a declaration that the trade mark 'Formata' No 11 529 427 is invalid;