

Pleas in law

— Infringement of Article 7(1)(b) and (c) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 28 May 2018 — Marry Me Group v EUIPO (marry me)**(Case T-333/18)**

(2018/C 259/64)

*Language of the case: German***Parties**

Applicant: Marry Me Group AG (Zug, Switzerland) (represented by: G. Theado, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Details of the proceedings before EUIPO

Trade mark at issue: EU figurative mark with the word element ‘marry me’ — Application for registration No 15 952 468

Contested decision: Decision of the Fifth Board of Appeal of EUIPO of 5 March 2018 in Case R 807/2017-5

Form of order sought

The applicant claims that the Court should:

— annul the contested decision.

Pleas in law

— Infringement of Article 7(1)(b) and (c) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 31 May 2018 — Mubarak and Others/Council**(Case T-335/18)**

(2018/C 259/65)

*Language of the case: English***Parties**

Applicants: Gamal Mohamed Hosni Elsayed Mubarak (Cairo, Egypt), Alaa Mohamed Hosni Elsayed Mubarak (Cairo), Heidy Mahmoud Magdy Hussein Rasekh (Cairo), Khadiga Mahmoud El Gammal (Cairo) (represented by B. Kennelly QC, J. Pobjoy, Barrister, G. Martin and C. Enderby Smith, Solicitors)

Defendant: Council of the European Union

Form of order sought

The applicants claim that the Court should:

— annul Council Decision (CFSP) 2018/466 of 21 March 2018 amending Decision 2011/172/CFSP concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt and annul Council Implementing Regulation (EU) 2018/465 of 21 March 2018 implementing Regulation (EU) No 270/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt insofar as they apply to the applicants;

- declare that Article 1(1) of Council Decision 2011/172/CFSP of 21 March 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt and Article 2(1) of Council Regulation (EU) No 270/2011 of 21 March 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt are inapplicable, insofar as they apply to the applicants; and
- order the Council to pay the applicants' costs.

Pleas in law and main arguments

In support of the action, the applicants rely on three pleas in law.

1. First plea in law, alleging that the Council has made errors of assessment in considering that the criterion for listing the applicants in Article 1(1) of the Decision and Article 2(1) of the Regulation was satisfied.
2. Second plea in law, alleging that Article 1(1) of the Decision and Article 2(1) of the Regulation are illegal because (a) they lack a valid legal basis and/or (b) they breach the principle of proportionality.
3. Third plea in law, alleging the violation of the applicants' rights under Article 6, read with Articles 2 and 3, TEU and Articles 47 and 48 of the Charter of Fundamental Rights of the European Union by the Council's assumption that the judicial proceedings in Egypt complied with fundamental human rights.

Action brought on 31 May 2018 — Saleh Thabet v Council

(Case T-338/18)

(2018/C 259/66)

Language of the case: English

Parties

Applicant: Suzanne Saleh Thabet (Cairo, Egypt) (represented by B. Kennelly QC, J. Pobjoy, Barrister, G. Martin and C. Enderby Smith, Solicitors)

Defendant: Council of the European Union

Form of order sought

The applicant claims that the Court should:

- annul Council Decision (CFSP) 2018/466 of 21 March 2018 amending Decision 2011/172/CFSP concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt and annul Council Implementing Regulation (EU) 2018/465 of 21 March 2018 implementing Regulation (EU) No 270/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt insofar as they apply to the applicant;
- declare that Article 1(1) of Council Decision 2011/172/CFSP of 21 March 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt and Article 2(1) of Council Regulation (EU) No 270/2011 of 21 March 2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Egypt are inapplicable, insofar as they apply to the applicant; and

order the Council to bear the costs of the proceedings.