

2. Orders Carpent Languages SPRL to pay the costs.

(¹) OJ C 69, 21.3.2009.

**Judgment of the General Court of 8 September 2010 —
Micro Shaping v OHIM (packaging)**

(Case T-64/09) (¹)

(Community trade mark — Application for Community figurative mark packaging — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 40/94 (now Article 7(1)(c) of Regulation (EC) No 207/2009))

(2010/C 288/72)

Language of the case: German

Parties

Applicant: Micro Shaping Ltd (Goring-by-Sea, Worthing, West Sussex, United Kingdom) (represented by: A. Franke, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: S. Schäffner, Agent)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 11 December 2008 (Case R 1063/2008-1), concerning an application for registration of the figurative sign packaging as a Community trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Micro Shaping Ltd to pay the costs.

(¹) OJ C 102, 1.5.2009.

**Judgment of the General Court of 1 September 2010 —
Skareby v Commission**

(Case T-91/09) (¹)

(Appeal — Civil Service — Officials — Reports — Career Development Report — 2005 Assessment procedure — Simplified report established for the period from January to September 2005 — Repetition of all the findings in the 2004 Career Development Report partially annulled subsequent to the judgment under appeal)

(2010/C 288/73)

Language of the case: French

Parties

Appellant: Carina Skareby (Louvain, Belgium) (represented by: S. Rodrigues and C. Bernard-Glanz, lawyers)

Other party to the proceedings: European Commission (represented by: G. Berschied and J. Baquero Cruz, Agents)

Re:

Appeal against the judgment of the Civil Service Tribunal of the European Union (First Chamber) of 15 December 2008 in Case F-34/07 *Skareby v Commission* [2008] ECR II-0000, seeking to have that judgment set aside.

Operative part of the judgment

The Court:

1. Sets aside the judgment of the Civil Service Tribunal of the European Union (First Chamber) of 15 December 2008 in Case F-34/07 *Skareby v Commission* [2008] ECR I-0000 in so far as the Civil Service Tribunal dismissed the complaint alleging the failure to assess the productivity of Ms Carina Skareby for the period from January to September 2005.
2. Sets aside the decision of 18 July 2006 establishing Ms Skareby's Career Evaluation Report for the period from January to September 2005 in so far as it concerns paragraph 6.1 entitled 'Productivity'.
3. Dismisses with respect to the remainder the action brought before the Civil Service Tribunal under case number F-34/07.