

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

Other party to the proceedings before the Board of Appeal of OHIM: Comercio Electrónico Ojal, SL (Madrid)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 5 March 2009 (Case R 462/2008-2) relating to opposition proceedings between Amen Corner, SA and Comercio Electrónico Ojal, SL.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Amen Corner, SA to pay the costs.

(¹) OJ C 167, 18.7.2009.

Judgment of the General Court of 16 December 2010 — Deutsche Steinzeug Cremer & Breuer v OHIM (CHROMA)

(Case T-281/09) (¹)

(Community trade mark — Application for the Community word mark CHROMA — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009)

(2011/C 46/22)

Language of the case: German

Parties

Applicant: Deutsche Steinzeug Cremer & Breuer AG (Frechen, Germany) (represented by: J. Albrecht, lawyer)

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

Re:

ACTION brought against the decision of the Fourth Board of Appeal of OHIM of 8 May 2009 (Case R 1429/2008-4), relating to an application for registration as a Community trade mark of the word sign CHROMA

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Deutsche Steinzeug Cremer & Breuer AG to pay the costs.

(¹) OJ C 244, 10.10.2009.

Judgment of the General Court of 16 December 2010 — Longevity Health Products v OHIM — Gruppo Lepetit (RESVEROL)

(Case T-363/09) (¹)

(Community trade mark — Opposition proceedings — Application for Community word mark RESVEROL — Earlier international word mark LESTEROL — Relative ground for refusal — Likelihood of confusion — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2011/C 46/23)

Language of the case: English

Parties

Applicant: Longevity Health Products, Inc. (Nassau, Bahamas) (represented by: J. Korab, lawyer)

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

Other party to the proceedings before the Board of Appeal of OHIM: Gruppo Lepetit SpA (Lainate, Italy)

Re:

ACTION brought against the decision of the Second Board of Appeal of OHIM of 9 July 2009 (Case R 1204/2008-2) relating to opposition proceedings between Gruppo Lepetit SpA and Longevity Health Products, Inc.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Longevity Health Products, Inc., to pay the costs.

(¹) OJ C 267, 7.11.2009.

Judgment of the General Court of 16 December 2010 — LG Electronics v OHIM (KOMPRESSOR PLUS)

(Case T-497/09) (¹)

(Community trade mark — Application for Community word mark KOMPRESSOR PLUS — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009)

(2011/C 46/24)

Language of the case: French

Parties

Applicant: LG Electronics, Inc. (Seoul, South Korea) (represented by: J. Blanchard, lawyer)