

GENERAL COURT

Judgment of the General Court of 5 June 2012 — Imperial Chemical Industries v European Commission(Case T-214/06) ⁽¹⁾

(Competition — Agreements, decisions and concerted practices — Methacrylates market — Decision finding an infringement of Article 81 EC and Article 53 of the EEA Agreement — Participation in a part of the cartel — Rights of the defence — Fines — Obligation to state the reasons on which the decision is based — Gravity of the infringement — Deterrent effect — Equal treatment — Proportionality — Principle of sound administration — Cooperation during the administrative procedure — Duration of procedure — Reasonable time)

(2012/C 209/10)

Language of the case: English

Parties

Applicant: Imperial Chemical Industries Ltd, formerly Imperial Chemical Industries plc (London, United Kingdom) (represented: initially by D. Anderson QC, H. Rosenblatt, B. Lebrun, lawyers, W. Turner, S. Berwick and T. Soames, Solicitors, subsequently by R. Wesseling and C. Swaak and lastly by R. Wesseling, C. Swaak and F. ten Have, lawyers)

Defendant: European Commission (represented: initially by V. Bottka, I. Chatzigiannis and F. Amato, subsequently by V. Bottka, I. Chatzigiannis and F. Arbault and lastly by V. Bottka and J. Bourke, Agents)

Re:

Application for annulment of Article 2(c) of Commission Decision C(2006) 2098 final of 31 May 2006 relating to a proceeding pursuant to Article 81 EC and Article 53 of the EEA Agreement (Case COMP/F/38.645 — Methacrylates), or, in the alternative, a reduction of the fine imposed under that provision.

Operative part of the judgment:

The Court:

1. Dismisses the action;
2. Orders Imperial Chemical Industries Ltd to pay the costs.

⁽¹⁾ OJ C 237, 30.9.2006.

Order of the General Court of 16 May 2012 — La City v OHIM — Bücheler and Ewert (citydogs)(Case T-444/09) ⁽¹⁾

(Community trade mark — Appointment of a new representative — Applicant's failure to act — No need to adjudicate)

(2012/C 209/11)

Language of the case: German

Parties

Applicant: La City (La Courneuve, France) (represented initially by: S. Bénoliel-Claux, lawyer)

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

Other parties to the proceedings before the Board of Appeal of OHIM intervening before the General Court: Andreas Bücheler and Konstanze Ewert (Engelskirchen, Germany) (represented by: G. Würtenberger and R. Kunze, lawyers)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 5 August 2009 (Case R 233/2008-1) relating to opposition proceedings between (1) La City and (2) Mr Andreas Bücheler and Ms Konstanze Ewert.

Operative part of the order

1. There is no need to adjudicate on the present action.
2. La City, the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) and Mr Andreas Bücheler and Ms Konstanze Ewert shall each bear their own costs.

⁽¹⁾ OJ C 11, 16.1.2010.

Action brought on 30 April 2012 — Roland v OHIM — Textiles Well (wellness inspired by nature)

(Case T-191/12)

(2012/C 209/12)

Language in which the application was lodged: English

Parties

Applicant: Roland SE (Essen, Germany) (represented by: O. Rauscher and C. Onken, lawyers)