

2. Orders the effects of annulment of Decision 2010/413 and Decision 2010/644 to be limited to the period preceding the entry into force of Council Decision 2011/783/CFSP of 1 December 2011 amending Decision 2010/413.
3. Declares that there is no need to adjudicate on the claim by Bank Saderat that Regulation No 961/2010 and Council Implementing Regulation (EU) No 1245/2011 of 1 December 2011, implementing Regulation No 961/2010, should be annulled with immediate effect.
4. Dismisses the action as to the remainder.
5. Orders each party to bear its own costs.

(¹) OJ C 328, 4.12.2010.

**Judgment of the General Court of 22 March 2013 —
Fabryka Łożysk Tocznych-Kraśnik v OHIM (FŁT-1)**

(Case T-571/10) (¹)

(Community trade mark — Opposition proceedings — Application for Community figurative mark FŁT-1 — Earlier Community figurative mark FŁT — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2013/C 129/32)

Language of the case: Polish

Parties

Applicant: Fabryka Łożysk Tocznych-Kraśnik S.A. (Kraśnik, Poland) (represented by: J. Sieklucki, lawyer)

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

Other party to the proceedings before the Board of Appeal of OHIM: Impexmetal S.A. (Warsaw, Poland) (represented by: K. Pyszków, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 6 October 2010 (Case R 1387/2009-1) relating to opposition proceedings between Impexmetal S.A. and Fabryka Łożysk Tocznych-Kraśnik S.A.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Fabryka Łożysk Tocznych-Kraśnik S.A. to pay the costs.

(¹) OJ C 63, 26.2.2011.

**Judgment of the General Court of 20 March 2013 —
Andersen v Commission**

(Case T-92/11) (¹)

(State aid — Aid granted by the Danish authorities to the public undertaking DSB — Public service contracts for the supply of passenger rail transport services between Copenhagen and Ystad — Decision declaring the aid compatible with the internal market subject to conditions — Temporal application of rules of substantive law)

(2013/C 129/33)

Language of the case: English

Parties

Applicant: Jørgen Andersen (Ballerup, Denmark) (represented by: M. Nissen, G. van de Walle de Ghelcke and J. Rivas Andrés, lawyers)

Defendant: European Commission (represented by: T. Maxian Rusche and L. Armati, acting as Agents)

Interveners in support of the defendant: Kingdom of Denmark (represented by: C. Vang, acting as Agent, assisted by K. Lundgaard Hansen and R. Holdgaard, lawyers); and by Danske Statsbaner (DSB) (Copenhagen, Denmark) (represented by: S. Kalsmose-Hjelmberg and M. Honoré, lawyers)

Re:

Application for partial annulment of Commission Decision 2011/3/EU of 24 February 2010 concerning public transport service contracts between the Danish Ministry of Transport and Danske Statsbaner (Case C 41/08 (ex NN 35/08)) (OJ 2011 L 7, p. 1)

Operative part of the judgment

The Court:

1. Annuls the second paragraph of Article 1 of Commission Decision 2011/3/EU of 24 February 2010 concerning public transport service contracts between the Danish Ministry of Transport and Danske Statsbaner (Case C 41/08 (ex NN 35/08));
2. Orders the European Commission to bear its own costs and to pay the costs incurred by Mr Jørgen Andersen, with the exception of those arising from the interventions;
3. Orders the Kingdom of Denmark to bear its own costs and to pay those incurred by Mr Andersen arising from its intervention;
4. Orders Danske Statsbaner (DSB) to bear its own costs and to pay those incurred by Mr Andersen arising from its intervention.

(¹) OJ C 103, 2.4.2011.