

**Judgment of the General Court of 30 May 2013 —  
DHL International v OHIM — Service Point Solutions  
(SERVICEPOINT)**

(Case T-218/10) <sup>(1)</sup>

*(Community trade mark — Opposition proceedings — Application for Community figurative mark SERVICEPOINT — Earlier Community marks ServicePoint and earlier national marks — Relative ground for refusal — Likelihood of confusion — Similarity of the signs — Article 8(1)(b) and Article 76(1) and (2) of Regulation (EC) No 207/2009)*

(2013/C 225/140)

Language of the case: German

**Parties**

*Applicant:* DHL International (Bonn, Germany) (represented: initially by K.-U. Jonas and J. Bogatz, then M. Viefhues, lawyers)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: G. Schneider, agent)

*Other party to the proceedings before the Board of Appeal of OHIM:* Service Point Solutions, SA (Barcelona, Spain) (represented: initially by E. Zamora Martinez, then C. Osterrieth, T. Schmitz and A. Doepner, and finally I. Valdelomar Serrano, lawyers)

**Re:**

Action brought against the decision of the Second Board of Appeal of OHIM of 25 February 2012 (Case R 62/2009-2) relating to opposition proceedings between Service Point Solutions, SA and SHL Operations BV.

**Operative part of the judgment**

*The Court:*

1. Dismisses the application;
2. Orders DHL International GmbH to pay the costs.

<sup>(1)</sup> OJ C 195, 17.7.2010.

**Judgment of the General Court of 29 May 2013 — Spain v  
Commission**

(Case T-384/10) <sup>(1)</sup>

*(Cohesion fund — Regulation (EC) No 1164/94 — Projects concerning water supply to settlements in the Guadiana river basin in the Andévalo area, drainage and water treatment in the Guadalquivir river basin and water supply to multi-municipal systems in the provinces of Granada and Málaga — Partial withdrawal of financial assistance — Public works and services contracts — ‘Work’ — Split of the procurement — Determination of the financial corrections — Article H(2) of Annex II of Regulation No 1164/94 — Proportionality)*

(2013/C 225/141)

Language of the case: Spanish

**Parties**

*Applicant:* Kingdom of Spain (represented: initially by J. M. Rodríguez Cárcamo, and subsequently by A. Rubio González, lawyers)

*Defendant:* European Commission (represented by: A. Steiblytè, D. Kukovec and B. Conte, acting as Agents, assisted initially by J. Rivas Andrés, X. García García, lawyers, and M. Vilarasau Slade, lawyer, and subsequently by Rivas Andrés and X. García García)

**Re:**

Application for the annulment of Commission Decision C(2010) 4147 of 30 June 2010, reducing the assistance granted from the Cohesion Fund to the following (groups of) projects: ‘Water supply to settlements in the Guadiana basin: Andévalo area’ (2000.ES.16.C.PE.133), ‘Drainage and water treatment in the Guadalquivir basin: Guadaira, Aljarafe and the areas of natural protection of the Guadalquivir’ (2000.16.C.PE.066) and ‘Water supply to multi-municipal systems in the provinces of Granada and Málaga’ (2002.ES.16.C.PE.061).

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders the Kingdom of Spain to pay the costs.

<sup>(1)</sup> OJ C 288, 23.10.2010.