

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders MOL Magyar Olaj- és Gázipari Nyrt. to pay the costs.

(<sup>1</sup>) OJ C 319, 20.10.2012.

**Judgment of the General Court of 6 June 2013 —  
Celtipharm v OHIM — Alliance Healthcare France  
(PHARMASTREET)**

(Case T-411/12) (<sup>1</sup>)

*(Community trade mark — Opposition proceedings — Application for Community word mark PHARMASTREET — Earlier national word mark PHARMASEE — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)*

(2013/C 225/173)

Language of the case: French

**Parties**

*Applicant:* Celtipharm (Vannes, France) (represented by: P. Greffe and C. Fendeleur, lawyers)

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

*Other party to the proceedings before the Board of Appeal of OHIM:* Alliance Healthcare France SA (Gennevilliers, France)

**Re:**

Action brought against the decision of the Second Board of Appeal of OHIM of 26 June 2012 (Case R 767/2011-2), relating to opposition proceedings between Celtipharm and Alliance Healthcare France SA.

**Operative part of the judgment**

The Court:

1. Annuls the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 26 June 2012 (Case R 767/2011-2);
2. Upholds the opposition as regards goods in Class 5 corresponding to the description 'pharmaceutical preparations; dietetic substances adapted for medical use', on the one hand, and services in Class 35 corresponding to the description 'business management, business administration and office functions', on the other;

3. Orders each party to bear its own costs.

(<sup>1</sup>) OJ C 366, 24.11.2012.

**Order of the General Court of 15 May 2013 — Al-Faqih  
and MIRA v Council and Commission**

(Case T-322/09) (<sup>1</sup>)

*(Common foreign and security policy — Restrictive measures taken against persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban — Freezing of funds — Withdrawal from the list of persons concerned — No need to adjudicate)*

(2013/C 225/174)

Language of the case: English

**Parties**

*Applicants:* Saad Al-Faqih (London, United Kingdom) and Movement for Islamic Reform in Arabia (MIRA) (London, United Kingdom) (represented by: J. Jones, Barrister, and A. Raja, solicitor)

*Defendants:* Council of the European Union (represented initially by R. Szostak and E. Finnegan, then by E. Finnegan and J.-P. Hix, agents); and European Commission (represented by T. Scharf and M. Konstantinidis, agents)

**Re:**

Application for annulment of Council Regulation (EC) No 881/2002 of 27 May 2002 imposing certain specific restrictive measures directed against certain persons and entities associated with Usama bin Laden, the Al-Qaida network and the Taliban, and repealing Council Regulation (EC) No 467/2001 prohibiting the export of certain goods and services to Afghanistan, strengthening the flight ban and extending the freeze of funds and other financial resources in respect of the Taliban of Afghanistan (OJ 2002 L 139, p. 9), as amended for the 42nd time by Commission Regulation (EC) No 14/2005 of 5 January 2005 (OJ 2005 L 5, p. 10), for the 48th time by Commission Regulation (EC) No 1190/2005 of 20 July 2005 (OJ 2005 L 193, p. 27), for the 75th time by Commission Regulation (EC) No 492/2007 of 3 May 2007 (OJ 2007 L 116, p. 5) and for the 116th time by Commission Regulation (EC) No 1102/2009 of 16 November 2009 (OJ 2009 L 303, p. 39), and/or an application for annulment of Regulations Nos 14/2005, 1190/2005, 492/2007 and 1102/2009, in so far as they concern the applicants

**Operative part of the order**

The General Court orders:

1. There is no need to adjudicate on the action.