

Action brought on 11 April 2014 — Norma Lebensmittelfilialbetrieb v OHIM — Yorma's (Yorma Eberl)

(Case T-229/14)

(2014/C 194/38)

Language of the case: German

Parties

Applicant: Norma Lebensmittelfilialbetrieb Stiftung & Co. KG (Nuremberg, Germany) (represented by: A. Parr, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs)

Other party to the proceedings before the Board of Appeal: Yorma's AG (Deggendorf, Germany)

Form of order sought

The applicant claims that the Court should:

- annul the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 11 February 2014 in Case R 532/2013-4;
- order the defendant to pay the costs.

Pleas in law and main arguments

Applicant for a Community trade mark: Yorma's AG

Community trade mark concerned: The word mark 'Yorma Eberl' for goods and services in Classes 3, 5, 21, 24, 25, 28, 29, 30, 31, 32, 33, 34, 35, 36, 40 and 43 — Community trade mark application No 9 940 289

Proprietor of the mark or sign cited in the opposition proceedings: Applicant

Mark or sign cited in opposition: The trade and firm name in commercial use and national and Community word marks NORMA for goods and services in Classes 3, 5, 8, 9, 11, 16, 18, 21, 22, 23, 25, 28, 29, 30, 31, 32, 33, 34, 35, 36, 38, 39, 41 and 42

Decision of the Opposition Division: Opposition rejected

Decision of the Board of Appeal: Appeal dismissed

Pleas in law:

- Infringement of Article 8(1)(b) of Regulation No 207/2009
- Infringement of Article 8(4) of Regulation No 207/2009

Action brought on 22 April 2014 — EEB v Commission

(Case T-250/14)

(2014/C 194/39)

Language of the case: English

Parties

Applicant: European Environmental Bureau (EEB) (Brussels, Belgium) (represented by: C. Stothers, Solicitor, M. Van Kerckhove and C. Simphal, lawyers)

Defendant: European Commission