

## GENERAL COURT

**Judgment of the General Court of 18 June 2014 — Cantina Broglie 1 v OHIM — Camera di Commercio, Industria, Artigianato e Agricoltura di Verona (RIPASSA)**

(Case T-595/10) <sup>(1)</sup>

**(Community trade mark — Opposition proceedings — Application for Community word mark RIPASSA — Earlier national word mark VINO DI RIPASSO — Relative ground for refusal — Article 75 of Regulation (EC) No 207/2009 — Obligation to state reasons)**

(2014/C 253/33)

Language of the case: Italian

### Parties

*Applicant:* Cantina Broglie 1 Srl (Peschiera del Garda, Italy) (represented by: A. Rizzoli, lawyer, allowed to replace A. Zenato)

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

*Other party to the proceedings before the Board of Appeal of OHIM:* Camera di Commercio, Industria, Artigianato e Agricoltura di Verona (Verona, Italy)

### Re:

Action brought against the decision of the first Board of Appeal of OHIM of 30 September 2010 (Case R 63/2010-1) relating to opposition proceedings between the Camera di Commercio, Industria, Artigianato e Agricoltura di Verona and Mr Alberto Zenato

### Operative part of the judgment

*The Court:*

1. Annuls the decision of the First Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 30 September 2010 (Case R 63/2010-1);
2. Orders OHIM to pay the costs, including those incurred in the proceedings before the Board of Appeal.

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<sup>(1)</sup> OJ C 72, 5.3.2011.

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**Judgment of the General Court of 18 June 2014 — Spain v Commission**

(Case T-260/11) <sup>(1)</sup>

**(Fisheries — Conservation of fishery resources — Spain exceeding mackerel fishing quotas in zones VIIIc, IX and X in EU waters of CECAF 34.1.1 for 2010 — Deductions from fishing quotas for 2011 to 2015 — Rights of the defense — Legal certainty — Legitimate expectations — Equal treatment)**

(2014/C 253/34)

Language of the case: Spanish

### Parties

*Applicant:* Kingdom of Spain (represented by: initially N. Díaz Abad and L. Banciella Rodríguez-Miñón, then M. Sampoll Pucurull and Banciella Rodríguez-Miñón, abogados del Estado)