

**Form of order sought**

The applicant claims that the Court should:

- declare the applicant's action admissible and well-founded;
- in consequence, annul Decision 2014/309/CFSP of 28 May 2014 and its subsequent implementing measures, insofar as they concern the applicant;
- order the Council of the European Union to pay the costs of the proceedings.

**Pleas in law and main arguments**

In support of the action, the applicant relies on three pleas in law which are in essence identical or similar to those relied on in Case T-432/11 *Makhlouf v Council*.<sup>(1)</sup>

<sup>(1)</sup> OJ C 290, p. 13.

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**Action brought on 11 August 2014 — Laverana v OHIM (ORGANIC WITH PLANT FLUID FROM OUR OWN PRODUCTION)**

**(Case T-608/14)**

(2014/C 361/35)

*Language of the case: German*

**Parties**

*Applicant:* Laverana GmbH & Co. KG (Wennigsen, Germany) (represented by J. Wachinger, M. Zöbisch and D. Chatterjee, lawyers)

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

**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 2 June 2014 in case R 121/2014-4;
- order the Office for Harmonisation in the Internal Market (Trade Marks and Designs) to pay the costs

**Pleas in law and main arguments**

*Community trade mark concerned:* Figurative mark which contains the word elements 'ORGANIC WITH PLANT FLUID FROM OUR OWN PRODUCTION' for goods and services in Classes 3, 5 and 35 — Community trade mark application No 11 922 697

*Decision of the Examiner:* Refused the application

*Decision of the Board of Appeal:* Dismissed the appeal

*Pleas in law:*

- Infringement of Article 7(1)(b) of Regulation No 207/2009;
- Infringement of Article 7(1)(b) and (c) of Regulation No 207/2009;

- Infringement of Article 7(1)(c) of Regulation No 207/2009;
- Misuse of powers by a decision on the basis of competition policy considerations

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**Action brought on 11 August 2014 — Laverana v OHIM (ORGANIC PROTEIN RICH PLANT  
COMPLEX FROM OUR OWN PRODUCTION)**

**(Case T-609/14)**

(2014/C 361/36)

*Language of the case: German*

**Parties**

*Applicant:* Laverana GmbH & Co. KG (Wennigsen, Germany) (represented by J. Wachinger, M. Zöbisch and D. Chatterjee, lawyers)

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

**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 2 June 2014 in case R 123/2014-4;
- order the Office for Harmonisation in the Internal Market (Trade Marks and Designs) to pay the costs

**Pleas in law and main arguments**

*Community trade mark concerned:* Figurative mark which contains the word elements 'ORGANIC PROTEIN RICH PLANT COMPLEX FROM OUR OWN PRODUCTION' for goods and services in Classes 3, 5 and 35 — Community trade mark application No 11 922 986

*Decision of the Examiner:* Refused the application

*Decision of the Board of Appeal:* Dismissed the appeal

*Pleas in law:*

- Infringement of Article 7(1)(b) of Regulation No 207/2009;
- Infringement of Article 7(1)(b) and (c) of Regulation No 207/2009;
- Infringement of Article 7(1)(c) of Regulation No 207/2009;
- Misuse of powers by a decision on the basis of competition policy considerations

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**Action brought on 11 August 2014 — Laverana v OHIM (BIO ORGANIC)**

**(Case T-610/14)**

(2014/C 361/37)

*Language of the case: German*

**Parties**

*Applicant:* Laverana GmbH & Co. KG (Wennigsen, Germany) (represented by J. Wachinger, M. Zöbisch and D. Chatterjee, lawyers)