

Form of order sought

The applicant claims that the General Court should:

- alter the decisions of the First Board of Appeal of 23 May 2014 and of the Examiner of 23 May 2013, in accordance with Article 65(3) of Regulation No 207/2009, for infringement of Article 7(1)(b) and (3) of Regulation No 207/2009, acknowledging the distinctive character of the figurative mark applied for in application No 11 764 354 and, therefore, the inapplicability of the absolute ground for refusal of registration laid down in Article 7(1)(b) of Regulation No 207/2009, and ordering the publication of that trade mark application so that, once the remaining procedures have been dealt with, the application may be granted;
- order the defendant to pay the costs, in accordance with Article 87(2) of Regulation No 207/2009.

Pleas in law and main arguments

Community trade mark concerned: Figurative mark representing a crest for goods and services in classes 16, 25 and 41 — Community trade mark application No 11 764 354.

Decision of the Examiner: Application rejected.

Decision of the Board of Appeal: Appeal dismissed.

Pleas in law:

- Infringement of Article 7(1)(b) of Regulation No 207/2009;
- Infringement of Article 7(3) of Regulation No 207/2009.

Order of the General Court of 3 September 2014 — ANKO v Commission and REA

(Case T-165/14) ⁽¹⁾

(2014/C 372/29)

Language of the case: Greek

The President of the Third Chamber has ordered that the case be removed from the register.

⁽¹⁾ OJ C 175, 10.6.2014.
