

**Re:**

ACTION brought against the decision of the Second Board of Appeal of OHIM of 25 July 2013 (Case R 1374/2012-2), relating to opposition proceedings between Lifestyle Equities CV and Royal County of Berkshire Polo Club Ltd.

**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 (OHIM) of 25 July 2013 (Case R 1374/2012-2) to the extent that it refused Community trade mark application No 9642621 in respect of 'whips, harness, and saddlery';
2. Dismisses the action as to the remainder;
3. Orders each party to bear its own costs.

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<sup>(1)</sup> OJ C 24, 25.1.2014.

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**Judgment of the General Court of 26 March 2015 — Emsibeth v OHIM — Peek & Cloppenburg (Nael)**

(Case T-596/13) <sup>(1)</sup>

**(Community trade mark — Opposition proceedings — Application for Community figurative mark Nael — Earlier Community word mark Mc Neal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)**

(2015/C 155/30)

*Language of the case: Italian*

**Parties**

*Applicant:* Emsibeth SpA (Verona, Italy) (represented by: A. Arpaia, lawyer)

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

*Other party to the proceedings before the Board of Appeal of OHIM:* Peek & Cloppenburg KG (Dusseldorf, Germany)

**Re:**

Action brought against the decision of the Second Board of Appeal of OHIM of 11 September 2013 (Case R 1663/2012-2) relating to opposition proceedings between Peek & Cloppenburg KG and Emsibeth SpA.

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders Emsibeth SpA to pay the costs.

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<sup>(1)</sup> OJ C 39, 8.2.2014.