

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: V. Melgar, acting as Agent)

Other parties to the proceedings before the Board of Appeal of OHIM: Kean Tung Cho (Taichung City, Taiwan) and Ling-Yuan Wang Yu (Wuci Township, Taiwan)

Re:

Action brought against the decision of the Fourth Board of Appeal of OHIM of 15 July 2013 (Case R 2309/2012-4), relating to opposition proceedings between Alpinestars Research Srl, on the one hand, and Kean Tung Cho and Ling-Yuan Wang Yu, on the other hand.

Operative part of the judgment

The Court:

1. *Annuls the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 15 July 2013 (Case R 2309/2012-4);*
2. *Orders OHIM to pay the costs.*

⁽¹⁾ OJ C 352, 30.11.2013.

Judgment of the General Court of 7 July 2015 — Axa Versicherung v Commission

(Case T-677/13) ⁽¹⁾

(Access to documents — Regulation (EC) No 1049/2001 — Documents relating to a procedure pursuant to the competition rules — Request relating to a collection of documents — Refusal to grant access — Request relating to a single document — Table of contents — Obligation to undertake a concrete, individual examination — Exception relating to the protection of the commercial interests of a third party — Exception relating to the protection of the purpose of inspections, investigations and audits — Overriding public interest — Claim for damages — Obligation to state reasons)

(2015/C 279/42)

Language of the case: German

Parties

Applicant: Axa Versicherung AG (Cologne, Germany) (represented by: C. Bahr, S. Dethof and A. Malec, lawyers)

Defendant: European Commission (represented by: F. Clotuche-Duvieusart and H. Krämer, acting as Agents, and by R. Van der Hout and A. Köhler, lawyers)

Intervener in support of the defendant: Saint-Gobain Sekurit Deutschland GmbH & Co. KG (Aix-la-Chapelle, Germany) (represented by: B. Meyring and E. Venot, lawyers)

Re:

Application for annulment of Commission Decision 2012/817 and 2012/3021 Gestdem of 29 October 2013, rejecting two requests for access to documents in the file of Case COMP/39.125 (Car glass).

Operative part of the judgment

The Court:

1. Annuls Commission Decision 2012/817 and 2012/3021 Gestdem of 29 October 2013, rejecting two requests for access to documents in the file of Case COMP/39.125 (Car glass) in so far as it refuses to grant Axa Versicherung AG access to the 'leniency documents' included in the table of contents of that file;
2. Dismisses the remainder of the action;
3. Orders Axa Versicherung and the European Commission to each bear their own costs;
4. Orders Saint-Gobain Sekurit Deutschland GmbH & Co. KG to bear its own costs.

⁽¹⁾ OJ C 71, 8.3.2014.

Judgment of the General Court of 7 July 2015 — Federcoopesca and Others v Commission

(Case T-312/14) ⁽¹⁾

(Application for annulment — Fisheries — Community control system for ensuring compliance with the rules of the common fisheries policy — Commission Decision implementing an action plan aiming at filling gaps in the Italian fisheries control system — Measure not itself modifying the legal situation of the applicant — Not individually affected — Inadmissibility)

(2015/C 279/43)

Language of the case: Italian

Parties

Applicants: Federazione nazionale delle cooperative della pesca (Federcoopesca) (Rome, Italy); Associazione Lega Pesca (Rome); Associazione generale cooperative italiane settore agro ittico alimentare (AGCI AGR IT AL) (Rome) (represented by: L. Caroli, S. Ventura and V. Cannizzaro, lawyers)

Defendant: European Commission (represented by: A. Bouquet and D. Nardi, acting as Agents)

Re:

Application for annulment of Commission Decision C (2013) 8635 final of 6 December 2013 concerning an action plan implementing aiming at filling gaps in the Italian fisheries control system.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders the Federazione nazionale delle cooperative della pesca (Federcoopesca), Associazione Lega Pesca and Associazione generale cooperative italiane settore agro ittico alimentare (AGCI AGR IT AL) to pay the costs.

⁽¹⁾ OJ C 194, 24.6.2014.