

2. Orders LTJ Diffusion to pay the costs.

⁽¹⁾ OJ C 112, 14.4.2014.

Judgment of the General Court of 11 December 2015 — Finland v Commission

(Case T-124/14) ⁽¹⁾

(EAFRD — Expenditure excluded from financing — Rural development — One-off financial correction — Eligibility of expenditure incurred for the purchase of second hand machinery and equipment — Exemption for micro-, small and medium-sized undertakings — Article 55(1) of Regulation (EC) No 1974/2006)

(2016/C 038/63)

Language of the case: Finnish

Parties

Applicant: Republic of Finland (represented by: J. Heliskoski and S. Hartikainen, acting as Agents)

Defendant: European Commission (represented by: P. Aalto, J. Aquilina, P. Rossi and T. Sevón, acting as Agents)

Re:

Application for annulment of Commission Implementing Decision 2013/763/EU on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2013 L 338, p. 81), in so far as that decision excludes from European Union financing under the EAFRD certain expenditure of the Republic of Finland, amounting to EUR 92 782,58, as a result of their incompatibility with EU rules.

Operative part of the judgment

The Court:

1. Annuls Commission Implementing Decision 2013/763/EU on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) in so far as that decision excludes from European Union financing under the EAFRD certain expenditure of the Republic of Finland, amounting to EUR 92 782,58, as a result of their incompatibility with EU rules;
2. Orders the European Commission to pay the costs.

⁽¹⁾ OJ C 142, 12.5.2014.

Judgment of the General Court of 9 December 2015 — Comercializadora Eloro v OHIM — Zumex Group (zumex)

(Case T-354/14) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community figurative mark ZUMEX — Earlier national figurative mark JUMEX — Lack of genuine use of the earlier mark — Article 42(2) of Regulation (EC) No 207/2009)

(2016/C 038/64)

Language of the case: Spanish

Parties

Applicant: Comercializadora Eloro, SA (Ecatepec, Mexico) (represented by: J. de Castro Hermida, lawyer)