

- accept CTM Application No 6 064 001 for registration;
- order OHIM to bear their own costs and pay those of the applicant.

**Plea in law**

- Infringement of Article 8(1)(b) of Regulation No 207/2009.

---

**Action brought on 30 November 2015 — Gallardo Blanco v OHIM — Expasa Agricultura y Ganadería, SA (Representation of a branding iron (shape of an H-shaped horse bit))**

(Case T-716/15)

(2016/C 059/41)

*Language in which the application was lodged: Spanish*

**Parties**

*Applicant:* Gallardo Blanco (Los Barrios, Spain) (represented by: E. Estella Garbayo, lawyer)

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

*Other party to the proceedings before the Board of Appeal:* Expasa Agricultura y Ganadería, SA (Jerez de la Frontera, Spain)

**Details of the proceedings before OHIM**

*Applicant:* Applicant

*Trade mark at issue:* Community figurative mark (Representation of a branding iron (shape of an H-shaped horse bit)) — Application for registration No 10 424 323

*Procedure before OHIM:* Opposition proceedings

*Contested decision:* Decision of the Second Board of Appeal of OHIM of 29 September 2015 in Case R 1502/2014-2

**Form of order sought**

The applicant claims that the Court should:

- annul the decision of the Second Board of Appeal of OHIM of 29 September 2015;
- annul the decision of the Opposition Division of OHIM of 14 April 2014;
- amend the previous decisions granting full registration of Community mark No 10 424 323;
- order the defendant to pay the costs of these proceedings, of the opposition proceedings and of the appeal before OHIM.

**Plea in law**

- Infringement of Articles 4, 8(1)(b) and 42(2) of Regulation No 207/2009.
-