

Re:

Application for partial annulment of Council Decision 2013/255/CFSP of 31 May 2013 concerning restrictive measures against Syria (OJ 2013 L 147, p. 14) in so far as that act concerns the applicant.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Mr Mohammad Makhoul to bear his own costs and to pay the costs incurred by the Council of the European Union.

⁽¹⁾ OJ C 325, 9.11.2013.

Judgment of the General Court of 28 January 2016 — Gugler France v OHIM — Gugler (GUGLER)

(Case T-674/13) ⁽¹⁾

(Community trade mark — Invalidity proceedings — Community figurative mark GUGLER — Absolute ground for refusal — Article 52(1)(b) of Regulation (EC) No 207/2009 — Relative ground for refusal — Article 8(4) and Article 53(1)(c) of Regulation No 207/2009 — Obligation to state reasons — Article 75 of Regulation No 207/2009 — Ground raised by the Court of its own motion)

(2016/C 090/19)

Language of the case: English

Parties

Applicant: Gugler France (Besançon, France) (represented by: A. Grolée, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Folliard-Monguiral, acting as Agent)

Other party to the proceedings before the Board of Appeal of OHIM: Alexander Gugler (Maxdorf, Germany)

Re:

Action brought against the decision of the Fourth Board of Appeal of OHIM of 16 October 2013 (Case R 356/2012-4), relating to invalidity proceedings between Gugler France and Mr Alexander Gugler.

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 16 October 2013 (Case R 356/2012-4);
2. Dismisses the action as to the remainder;
3. Orders OHIM to bear its own costs and to pay those incurred by Gugler France in the course of the proceedings before the Court.

⁽¹⁾ OJ C 61, 1.3.2014.