

Judgment of the General Court of 28 April 2016 — L'Oréal v EUIPO — Theralab (VICHY LABORATOIRES V IDÉALIA)

(Case T-144/15) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU figurative mark VICHY LABORATOIRES V IDÉALIA — Earlier EU word mark IDEALINA — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2016/C 211/64)

Language of the case: English

Parties

Applicant: L'Oréal, SA (Paris, France) (represented by: J. Sena Mioludo, avocat)

Defendant: European Union Intellectual Property Office (EUIPO) (represented by: A. Lukošūūtė, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO: Theralab — Produtos Farmacêuticos e Nutracêuticos, Lda (Viseu, Portugal)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 22 January 2015 (Case R 1097/2014-4), relating to opposition proceedings between Theralab — Produtos Farmacêuticos e Nutracêuticos and L'Oréal.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders L'Oréal, SA, to pay the costs.

⁽¹⁾ OJ C 171, 26.5.2015.

Order of the General Court of 21 April 2016 — Inclusion Alliance for Europe v Commission

(Case T-539/13) ⁽¹⁾

(Action for annulment — Seventh framework programme for research and technological development including demonstration activities (2007-2013) — MARE, Senior and ECRN projects — Recovery of a share of the financial contribution paid — Enforcement decision — Nature of the pleas relied on — Action in part manifestly inadmissible and in part manifestly lacking any foundation in law)

(2016/C 211/65)

Language of the case: Italian

Parties

Applicant: Inclusion Alliance for Europe GEIE (Bucharest, Romania) (represented by: S. Famiani, lawyer)

Defendant: European Commission (represented by: L. Di Paolo and F. Moro, acting as Agents, assisted by D. Gullo, lawyer)