

Defendant: European Union Intellectual Property Office (EUIPO) (represented by: V. Melgar and H. Kunz, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 8 September 2014 (Case R 644/2014-5), concerning the international registration designating the European Union of a figurative mark representing white and blue square-shaped packaging.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders August Storck KG to pay the costs.*

⁽¹⁾ OJ C 46, 9.2.2015.

Judgment of the General Court of 10 May 2016 — Germany v Commission

(Case T-47/15) ⁽¹⁾

(State aid — Renewable energy — Aid granted by certain provisions of the amended German law concerning renewable energy sources (EEG 2012) — Aid supporting renewable electricity and reduced EEG surcharge for energy-intensive users — Decision declaring the aid partially incompatible with the internal market — Concept of State aid — Advantage — State resources)

(2016/C 222/18)

Language of the case: German

Parties

Applicant: Federal Republic of Germany (represented initially by T. Henze and K. Petersen, and subsequently by T. Henze and K. Stranz, acting as Agents, and by T. Lübbig, lawyer)

Defendant: European Commission (represented initially by T. Maxian Rusche and R. Sauer, and subsequently by T. Maxian Rusche and K. Herrmann, acting as Agents)

Re:

Application under Article 263 TFEU for the annulment of Commission Decision (EU) 2015/1585 of 25 November 2014 on the aid scheme SA.33995 (2013/C) (ex 2013/NN) (implemented by Germany for the support of renewable electricity and of energy-intensive users) (OJ 2015 L 250, p. 122).

Operative part of the judgment

The Court:

1. *Dismisses the action;*

2. Orders the Federal Republic of Germany to pay the costs.

⁽¹⁾ OJ C 127, 20.4.2015.

Judgment of the General Court of 4 May 2016 — Bodegas Williams & Humbert v EUIPO — Central Hisumer (BOTANIC WILLIAMS & HUMBERT LONDON DRY GIN)

(Case T-193/15) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU figurative mark BOTANIC WILLIAMS & HUMBERT LONDON DRY GIN — Earlier EU word mark THE BOTANICALS — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2016/C 222/19)

Language of the case: Spanish

Parties

Applicant: Bodegas Williams & Humbert, SA (Jerez de la Frontera, Spain) (represented by: A. Gómez López, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO) (represented by: S. Palmero Cabezas, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Central Hisumer, SL (Orihuela, Spain) (represented by: D. Garrido Jiménez, lawyer)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 23 February 2015 (Case R 594/2014-4) relating to opposition proceedings between Central Hisumer and Bodegas Williams & Humbert.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Bodegas Williams & Humbert, SA to pay the costs.

⁽¹⁾ OJ C 198, 15.6.2015.

Judgment of the General Court of 3 May 2016 — Laboratorios Ern v EUIPO — Werner (Dynamic Life)

(Case T-454/15) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU figurative mark Dynamic Life — Earlier national word mark DYNAMIN — Relative ground for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2016/C 222/20)

Language of the case: English

Parties

Applicant: Laboratorios Ern, SA (Barcelona, Spain) (represented by: M. Pérez Serres, R. Guerras Mazón, S. Correa Rodríguez and T. González Martínez, lawyers)