

2. Orders that the effects of Decision 2013/661 be maintained as regards Good Luck Shipping until the annulment of Regulation No 1154/2013 takes effect;
3. Orders the Council of the European Union to bear its own costs and to pay the costs incurred by Good Luck Shipping.

<sup>(1)</sup> OJ C 325, 9.11.2013.

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**Judgment of the General Court of 25 May 2016 — Commission v McCarron Poultry**

(Case T-226/14) <sup>(1)</sup>

*(Arbitration clause — Fifth Framework Programme of the European Community for research, technological development and demonstration activities (1998-2002) — Contract relating to ‘Energy, environment and sustainable development’ — Termination of the contract — Reimbursement of part of the amount advanced — Default interest — Procedure by default)*

(2016/C 243/29)

Language of the case: English

**Parties**

*Applicant:* European Commission (represented initially by L. Cappelletti and F. Moro, subsequently by F. Moro, acting as Agents, and by R. van der Hout, lawyer)

*Defendant:* McCarron Poultry Ltd (Killacorn Emyvale, Ireland)

**Re:**

Action under Article 272 TFEU seeking an order that the defendant reimburse part of the amount advanced by the Commission under contract NNE5/1999/20229, together with default interest.

**Operative part of the judgment**

*The Court:*

1. Orders McCarron Poultry Ltd to repay to the Commission the sum of EUR 900 662,25, plus accrued default interest calculated at the rate of 2,50 % per annum from 1 December 2010 until the date of full payment of the debt;
2. Orders McCarron Poultry to pay the costs.

<sup>(1)</sup> OJ C 212, 7.7.2014.

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**Judgment of the General Court of 25 May 2016 — Ice Mountain Ibiza v EUIPO — Etyam (ocean beach club ibiza)**

(Case T-753/14) <sup>(1)</sup>

*(EU trade mark — Opposition proceedings — Application for EU figurative mark ocean beach club ibiza — Earlier national figurative and word marks ocean drive Ibiza-hotel and OCEAN THE GROUP — Annulment of the earlier mark on which the contested decision was based — No need to adjudicate)*

(2016/C 243/30)

Language of the case: Spanish

**Parties**

*Applicant:* Ice Mountain Ibiza, SL (San Antonio, Spain) (represented by: J. L. Gracia Albero, F. Miazetto and E. Cebollero González, lawyers)