

GENERAL COURT

Judgment of the General Court of 27 October 2016 — El Corte Inglés v EUIPO — English Cut (The English Cut)

(Case T-515/12) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU word mark The English Cut — Earlier EU figurative and national word marks El Corte Inglés — Relative ground for refusal — Article 8(5) of Regulation (EC) No 207/2009 — Reputation)

(2016/C 462/15)

Language of the case: Spanish

Parties

Applicant: El Corte Inglés, SA (Madrid, Spain) (represented by: J. L. Rivas Zurdo, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO) (represented by: J. Crespo Carrillo, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO: The English Cut, SL (Malaga, Spain)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 6 September 2012 (Case R 1673/2011-1), relating to opposition proceedings between El Corte Inglés and The English Cut.

Operative part of the judgment

The Court:

- 1) Dismisses the action;
- 2) Orders El Corte Inglés, SA to bear its own costs and those incurred by the European Union Intellectual Property Office (EUIPO).

⁽¹⁾ OJ C 26, 26.1.2013.

Judgment of the General Court of 27 October 2016 — ECB v Cerafogli

(Case T-787/14 P) ⁽¹⁾

(Appeal — Civil service — ECB Staff — Access to documents — Documents relating to the dispute between the parties in the proceedings — Partial refusal of access — Rule of correspondence between the application and the complaint — Plea of illegality)

(2016/C 462/16)

Language of the case: English

Parties

Appellant: European Central Bank (represented initially by E. Carlini, M. López Torres and F. Malfrère, and subsequently by E. Carlini and F. Malfrère, acting as Agents, assisted by B. Wägenbaur, lawyer)

Other party to the proceedings: Maria Concetta Cerafogli (Rome, Italy) (represented by: S. Pappas, lawyer)