

Order of the General Court of 20 January 2017 — Papapanagiotou v Parliament**(Case T-351/15) ⁽¹⁾*****(Public supply contracts — Tendering procedure — Office furniture — Rejection of the tender submitted by a tenderer — Award criteria — Decision to cancel the tendering procedure — No need to adjudicate)***

(2017/C 078/42)

*Language of the case: English***Parties***Applicant:* Papapanagiotou AVEEA (Serres, Greece) (represented by: S. Pappas and I. Ioannidis, lawyers)*Defendant:* European Parliament (represented by: P. Biström and S. Toliušis, Agents)**Re:**

Application pursuant to Article 263 TFEU seeking the annulment of Decision D(2015)12887 of the Parliament of 27 April 2015, adopted in the context of tendering procedure INLO.AO-2012-017-LUX-UAGBI-02 regarding the supply of office furniture (OJ 2013/S 138-239094) and rejecting the tender submitted by Papapanagiotou.

Operative part of the order

1. *There is no longer any need to adjudicate on the present action.*
2. *The European Parliament shall bear its own costs and shall pay those incurred by Papapanagiotou AVEEA.*

⁽¹⁾ OJ C 311, 21.9.2015.

Order of the General Court of 26 January 2017 — Topera v EUIPO (RHYTHMVIEW)**(Case T-119/16) ⁽¹⁾*****(EU trade mark — Application for the European Union word mark RHYTHMVIEW — Absolute grounds for refusal — No distinctive character — Descriptive character — Article 7(1)(b) and (c) and Article 7(2) of Regulation (EC) No 207/2009 — Action manifestly lacking any foundation in law)***

(2017/C 078/43)

*Language of the case: English***Parties***Applicant:* Topera, Inc. (Abbott Park, Illinois, United States) (represented by: H. Sheraton, Solicitor)*Defendant:* European Union Intellectual Property Office (represented by: H. O'Neill, acting as Agent)**Re:**

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 12 January 2016 (Case R 1368/2015-4), relating to an application for registration of the word sign RHYTHMVIEW as an EU trade mark.

Operative part of the order

1. *The action is dismissed.*