

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Carl International (Limonest, France)

Details of the proceedings before EUIPO

Applicant for the trade mark at issue: Applicant

Trade mark at issue: Application for EU word mark TC CARL — Application No 14 957 542

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 2 April 2019 in Case R 1826/2018-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs.

Plea in law

- Infringement of Article 60(1)(a), in conjunction with Article 8(1)(b), of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 21 June 2019 — Topcart v EUIPO — Carl International (TC CARL)

(Case T-378/19)

(2019/C 270/42)

Language in which the application was lodged: German

Parties

Applicant: Topcart GmbH (Wiesbaden, Germany) (represented by: M. Gail, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Carl International (Limonest, France)

Details of the proceedings before EUIPO

Applicant for the trade mark at issue: Applicant

Trade mark at issue: Application for EU word mark TC CARL — Application No 15 048 556

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 2 April 2019 in Case R 1617/2018-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs.

Plea in law

- Infringement of Article 60(1)(a), in conjunction with Article 8(1)(b), of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 21 June 2019 — Serviceplan Gruppe für innovative Kommunikation v EUIPO (Serviceplan)

(Case T-379/19)

(2019/C 270/43)

Language of the case: German

Parties

Applicant: Serviceplan Gruppe für innovative Kommunikation GmbH & Co KG (Munich, Germany) (represented by: B. Koch and P. Schmitz, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Details of the proceedings before EUIPO

Trade mark at issue: Application for EU word mark Serviceplan — Application No 15 234 669

Contested decision: Decision of the Fifth Board of Appeal of EUIPO of 18 March 2019 in Case R 1424/2018-5