

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

Form of order sought

The applicant claims that the Court should:

- annul the contested decision in so far as it dismisses the appeal;
- order EUIPO to pay the costs.

Pleas in law

- Infringement of Article 7(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 94(1) 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 Solutions)**

(Case T-380/19)

(2019/C 270/44)

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 Solutions — Application No 15 244 742

Contested decision: Decision of the Fifth Board of Appeal of EUIPO of 25 March 2019 in Case R 1427/2018-5

Form of order sought

The applicant claims that the Court should:

- annul the contested decision in so far as it dismisses the appeal;
- order EUIPO to pay the costs.

Pleas in law

- Infringement of Article 7(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
 - Infringement of Article 94(1) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.
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