

*Defendant:* European Commission (represented by: P. Rossi, D. Dimov, G. Koleva and D. Stefanov, acting as Agents)

**Re:**

Application for annulment of Commission Implementing Decision 2011/244/EU of 15 April 2011, on excluding from European Union financing certain expenditure incurred by the Member States under the Guarantee Section of the European Agricultural Guidance and Guarantee Fund (EAGGF), under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2011 L 102, p. 33), as regards the Republic of Bulgaria

**Operative part of the judgment**

*The Court:*

1. Dismisses the application;
2. Orders the Republic of Bulgaria to pay the costs.

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(<sup>1</sup>) OJ C 331, 12.11.2011.

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**Judgment of the General Court of 16 May 2013 — Restoin v OHIM (EQUIPMENT)**

(Case T-356/11) (<sup>1</sup>)

*(Community trade mark — Application for Community word mark EQUIPMENT — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009 — Obligation to state reasons — Article 75 of Regulation No 207/2009)*

(2013/C 189/39)

*Language of the case: French*

**Parties**

*Applicant:* Restoin (Paris, France) (represented by: A. Alcaraz, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: V. Melgar, acting as Agent)

**Re:**

Action brought against the decision of the Fourth Chamber of the Board of Appeal of OHIM of 14 April 2011 (Case R 1430/2010-4), concerning an application for registration of the word mark EQUIPMENT as a Community trade mark.

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders Restoin to pay the costs.

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(<sup>1</sup>) OJ C 269, 1.9.2011.

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**Judgment of the General Court of 16 May 2013 — Iran Transfo v Council**

(Case T-392/11) (<sup>1</sup>)

*(Common foreign and security policy — Restrictive measures against Iran with the aim of preventing nuclear proliferation — Freezing of funds — Obligation to state reasons — Manifest error of assessment)*

(2013/C 189/40)

*Language of the case: German*

**Parties**

*Applicant:* Iran Transfo (Tehran, Iran) (represented by: K. Kleinschmidt, lawyer)

*Defendant:* Council of the European Union (represented by: M. Bishop and J.-P. Hix, agents)

*Intervener in support of the defendant:* European Commission (represented by: F. Erlbacher and T. Scharf, agents)

**Re:**

Annulment of Council Decision 2011/299/CFSP of 23 May 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran (OJ 2011 L 136, p. 65), in so far as that decision concerns the applicant.

**Operative part of the judgment**

*The Court:*

1. Annuls Council Decision 2011/299/CFSP of 23 May 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran, in so far as it concerns Iran Transfo;
2. Orders the effects of Decision 2011/299, in so far as it concerns Iran Transfo, to be maintained for a period which may not exceed two months and ten days from the date of delivery of this judgment;
3. Orders the Council of the European Union to bear its own costs and to pay the costs incurred by Iran Transfo;
4. Orders the European Commission to bear its own costs.

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(<sup>1</sup>) OJ C 290, 1.10.2011.