



C/2024/1262

12.2.2024

**Action brought on 20 December 2023 — Spin Master Toys UK v EUIPO — Verdes Innovations  
(Shape of six surfaces arranged in three parallel pairs)**

**(Case T-1170/23)**

(C/2024/1262)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* Spin Master Toys UK Ltd (Marlow, United Kingdom) (represented by: V. von Bomhard and A. Malkmes, lawyers)

*Defendant:* European Union Intellectual Property Office

*Other party to the proceedings before the Board of Appeal:* Verdes Innovations SA (Corinth, Greece)

**Details of the proceedings before EUIPO**

*Proprietor of the trade mark at issue:* Applicant before the General Court

*Trade mark at issue:* European Union tridimensional mark (Shape of six surfaces arranged in three parallel pairs) — European Union trade mark No 9 975 681

*Procedure before EUIPO:* Cancellation proceedings

*Contested decision:* Decision of the First Board of Appeal of EUIPO of 20 October 2023 in Case R 853/2022-1

**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO and the other party to the proceedings before the Board of Appeal, in case it intervenes, to bear the costs of the proceedings.

**Plea in law**

- Infringement of Article 7(1)(e)(ii) of Council Regulation (EC) No 40/94.