29.4.2024

C/2024/2785

Action brought on 29 February 2024 - KnitPro International v EUIPO - Crafts Americana Group (Representation of chevrons between two parallel lines)

(Case T-133/24)

(C/2024/2785)

Language in which the application was lodged: English

Parties

Applicant: KnitPro International (Jaipur, India) (represented by: S. Malynicz, Barrister-at-Law)

Defendant: European Union Intellectual Property Office

Other party to the proceedings before the Board of Appeal: Crafts Americana Group, Inc. (Vancouver, Washington, United States)

Details of the proceedings before EUIPO

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

Trade mark at issue: European Union figurative mark (Representation of chevrons between two parallel lines) - European Union trade mark No 8 884 264

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Grand Board of Appeal of EUIPO of 15 December 2023 in Case R 2672/2017-G (RENV)

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- declare that the appeal is manifestly well founded;
- alternatively, that the cancellation application as it is based on Article 7(1)(a) and (b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council is dismissed;
- order EUIPO and the interveners, if they take part in the proceedings, to pay the costs of the applicant for annulment, and bear their own costs.

Plea in law

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