



C/2025/1776

31.3.2025

**Action brought on 12 February 2025 – Lami Packaging v EUIPO – Tetra Laval Holdings & Finance
(Shape of octagonal packing)**

(Case T-104/25)

(C/2025/1776)

Language in which the application was lodged: English

Parties

Applicant: Lami Packaging (Kunshan) Co. Ltd (Kunshan, China) (represented by: K. Strömholm, lawyer)

Defendant: European Union Intellectual Property Office

Other party to the proceedings before the Board of Appeal: Tetra Laval Holdings & Finance SA (Pully, Switzerland)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Other party to the proceedings before the Board of Appeal

Trade mark at issue: European Union tridimensional mark (Shape of octagonal packing) – European Union trade mark No 1 620 566

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 6 December 2024 in Case R 12/2024-4

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- declare the trade mark at issue invalid in its entirety;
- order EUIPO or the intervener, if applicable, to pay the costs.

Plea in law

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