



Action brought on 27 November 2025 – Nyky v EUIPO – Oofos (OOFWEAR)

(Case T-818/25)

(C/2026/661)

Language in which the application was lodged: English

Parties

Applicant: Nyky Srl (Silea, Italy) (represented by: F. le Divelec Lemmi, E. Cammareri and B. Marone, lawyers)

Defendant: European Union Intellectual Property Office

Other party to the proceedings before the Board of Appeal: Oofos, Inc. (Braintree, Massachusetts, 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 OOFWEAR – European Union trade mark No 18 281 500

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 15 September 2025 in Case R 47/2025-4

Form of order sought

The applicant claims that the Court should:

- annul the contested decision and, consequently, allow European Union trade mark registration No. 18 281 500 to maintain protection in relation to all the goods and services claimed or, eventually, ask the EUIPO to examine once again the appeal filed by the other party to the proceedings;
- order the other party to the proceedings to pay the costs.

Pleas in law

- Infringement of Articles 60(1)(a) and 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Articles 263 and 296 TFEU in conjunction with Article 94(1) Regulation (EU) 2017/1001 of the European Parliament and of the Council.