

**Form of order sought**

- Annul the decision of the Fourth Board of Appeal of 25 October 2007 (Case R 1322/2006-4);
- Order the defendant to pay the costs of the action, including those incurred during the appeal proceedings.

**Pleas in law and main arguments**

*Community trade mark concerned:* The figurative mark 'Yoghurt-Gums' for goods in Classes 29, 30 and 32 (Application No 4 929 808).

*Decision of the Examiner:* Partial refusal to register.

*Decision of the Board of Appeal:* Dismissal of the appeal.

*Pleas in law:* Infringement of Article 7(1)(b) and (c) of Regulation (EC) No 40/94 <sup>(1)</sup> in relation to the goods in Class 30 which are still at issue in the proceedings.

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<sup>(1)</sup> Council Regulation (EC) No 40/94 of 20 December 1993 on the Community trade mark (OJ 1994 L 11, p. 1).

**Order of the Court of First Instance (Seventh Chamber) of 14 January 2008 — Fédération Internationale des Maisons de l'Europe v Commission of the European Communities**

(Case T-417/03) <sup>(1)</sup>

(2008/C 64/102)

*Language of the case: French*

The President of the Court of First Instance (Seventh Chamber) has ordered that the case be removed from the register.

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<sup>(1)</sup> OJ C 59, 6.3.2004.

**Order of the Court of First Instance (Fourth Chamber) of 27 November 2007 — Microsoft Corporation v Commission of the European Communities**

(Case T-313/05) <sup>(1)</sup>

(2008/C 64/103)

*Language of the case: English*

The President of the Court of First Instance (Fourth Chamber) has ordered that the case be removed from the register.

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<sup>(1)</sup> OJ C 257, 15.10.2005.