

3. Dismisses the remainder of the action in Case T-62/06;
4. Orders the Commission to bear its own costs and to pay those of the applicants, including the costs of the interim proceedings in Case T-69/06 R.

(¹) OJ C 86, 8.4.2006.

Judgment of the Court of First Instance of 12 December 2007 — DeTeMedien v OHIM (suchen.de)

(Case T-117/06) (¹)

(Community trade mark — Application for the Community word mark suchen.de — Absolute ground for refusal — Lack of distinctive character — Domain name — Article 7(1)(b) and (c) of Regulation (EC) No 40/94)

(2008/C 22/81)

Language of the case: German

Parties

Applicant: DeTeMedien Deutsche Telekom Medien GmbH ((Frankfurt am Main, Germany) (represented initially by J. Fesenmair and I. Gehring, and subsequently by J. Fesenmair and T.M. Müller, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: G. Schneider, Agent)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 30 January 2006 (Case R 287/2005-1) concerning an application for registration of the word sign suchen.de as a Community trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders DeTeMedien Deutsche Telekom Medien GmbH to pay the costs.

(¹) OJ C 143, 17.6.2006.

Judgment of the Court of First Instance of 13 December 2007 — Xentral v OHIM — Pages jaunes (PAGESJAUNES.COM)

(Case T-134/06) (¹)

(Community trade mark — Opposition proceedings — Application for the Community word mark PAGESJAUNES.COM — Earlier national figurative mark LES PAGES JAUNES — Domain name ‘pagesjaunes.com’ — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 40/94)

(2008/C 22/82)

Language of the case: French

Parties

Applicant: Xentral LLC (Florida, United States) (represented by: A. Bertrand, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Folliard-Monguiral, Agent)

Other party to the proceedings before the Board of Appeal of OHIM intervening before the Court of First Instance: Pages jaunes SA (Sèvres, France) (represented by: C. Bertheux Scotte, B. Potot and B. Corne, lawyers)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 15 February 2006 (Case R 708/2005-1) in respect of opposition proceedings between Pages Jaunes SA and Xentral LLC.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Xentral LLC to pay the costs.

(¹) OJ C 165, 15.7.2006.