

**Judgment of the General Court of 19 October 2011 —  
France v Commission**

(Case T-139/06) <sup>(1)</sup>

*(Failure to comply with a judgment of the Court of Justice finding that there has been failure of a Member State to fulfil obligations — Periodic penalty payment — Adoption, by the Member State, of certain measures — Request for payment — Competence of the Commission — Jurisdiction of the General Court)*

(2011/C 347/39)

Language of the case: French

**Parties**

*Applicant:* French Republic (represented by: initially, E. Belliard, G. de Bergues and S. Gasri and subsequently, E. Belliard, G. de Bergues and B. Cabouat, acting as Agents)

*Defendant:* European Commission (represented by: T. van Rijn, K. Banks and F. Clotuche-Duvieusart, acting as Agents)

*Intervener in support of the defendant:* United Kingdom of Great Britain and Northern Ireland (represented by: S. Behzadi-Spencer, T. Harris and C. Murrell, acting as Agents)

**Re:**

Application for annulment of Commission Decision C(2006) 659 Final of 1 March 2006 seeking payment of the periodic penalty payments due pursuant to the judgment of the Court of Justice in Case C-304/02 *Commission v France* [2005] ECR I-6263

**Operative part of the judgment**

The Court:

1. dismisses the action;
2. orders the French Republic to bear its own costs and to pay those incurred by the European Commission;
3. orders the United Kingdom of Great Britain and Northern Ireland to bear its own costs.

<sup>(1)</sup> OJ C 165, 15.7.2006.

**Judgment of the General Court of 12 October 2011 —  
Dimos Peramatos v Commission**

(Case T-312/07) <sup>(1)</sup>

*(Financial contribution granted for an environmental project — LIFE — Decision to recover in part the amount paid out — Determination of the obligations of the recipient undertaken in the financed project — Legitimate expectations — Obligation to state reasons)*

(2011/C 347/40)

Language of the case: Greek

**Parties**

*Applicant:* Dimos Peramatos (Perama, Greece) (represented by: G. Gerapetritis and P. Petropoulos, lawyers)

*Defendant:* European Commission (represented by: M. Condou-Durande and A.-M. Rouchaud-Joët, Agents, assisted by A. Somou, lawyer)

**Re:**

Action for annulment or, in the alternative, amendment of Decision E(2005) 5361 of the Commission of 7 December 2005 relating to Debit Note No 3240504536 which was issued to the Dimos Peramatos (Municipality of Perama) to recover the financial contribution which had been paid by the Commission in the context of the subsidy granted to the Dimos Peramatos by Commission Decision C(97)/1997/29 final of 17 July 1997.

**Operative part of the judgment**

The Court:

1. Dismisses the action.
2. Orders Dimos Peratamos to bear its own costs and to pay those incurred by the European Commission, including the costs relating to interim proceedings.

<sup>(1)</sup> OJ C 283, 24.11.2007.

**Judgment of the General Court of 18 October 2011 — SLV  
Elektronik v OHIM — Jiménez Muñoz (LINE)**

(Case T-449/08) <sup>(1)</sup>

*(Community trade mark — Opposition proceedings — Application for the Community figurative mark LINE — Earlier national word and figurative marks Line — Partial refusal to register — Relative grounds for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 40/94 (now Article 8(1)(b) of Regulation (EC) No 207/2009))*

(2011/C 347/41)

Language of the case: German

**Parties**

*Applicant:* SLV Elektronik GmbH (Übach-Palenberg, Germany) (represented by: C. König, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: R. Manea, acting as Agent)

*Other party to the proceedings before the Board of Appeal of OHIM:* Angel Jiménez Muñoz (Gelida, Spain)

**Re:**

Action brought against the decision of the Fourth Board of Appeal of OHIM of 18 July 2008 (case R 759/2007-4), relating to opposition proceedings between Angel Jiménez Muñoz and SLV Elektronik GmbH