

**Order of the Court of First Instance of 2 July 2008 —
Polimeri Europa v Commission**

(Case T-12/07) ⁽¹⁾

(No need to give a decision)

(2008/C 223/73)

Language of the case: Italian

Parties

Applicant: Polimeri Europa SpA (Brindisi, Italy) (represented by: M. Siragusa, F. Moretti and L. Nascimbene, lawyers)

Defendant: Commission of the European Communities (represented by: V. Di Bucci, F. Amato and V. Bottka, agents)

Intervener in support of the defendant: Manufacture Française des Pneumatiques Michelin (represented by: S. Kon and L. Farrell, lawyers)

Re:

Annulment of the Commission's decision COMP/F/2/1095 of 6 November 2006, taken in the context of a proceeding pursuant to Article 81 EC (Case COMP/F/38.638 BR/ESBR) to forward to Manufacture Française des Pneumatiques Michelin, admitted to the administrative procedure as an interested third party, the non-confidential version of the statement of objections of 6 April 2006 addressed to the applicant.

Operative part of the order

1. *There is no need to give a decision in this action;*
2. *Polimeri Europa SpA is ordered to bear its own costs and to pay those incurred by the Commission and by Manufacture Française des Pneumatiques Michelin in these proceedings, and to pay those incurred by the Commission in the interlocutory proceedings.*

⁽¹⁾ OJ C 56, of 10.3.2007.

**Order of the Court of First Instance of 27 June 2008 —
Denka International v Commission**

(Case T-30/07) ⁽¹⁾

(Action for annulment — Directive 2006/92/EC — Maximal levels for dichlorvos residues — Lack of individual concern — Inadmissible)

(2008/C 223/74)

Language of the case: English

Parties

Applicant: Denka International (Barneveld, Netherlands) (represented by: K. Van Maldegem and C. Mereu, lawyers)

Defendant: Commission (represented by: L. Parpala and B. Doherty, Agents)

Re:

Action for partial annulment of Commission Directive 2006/92/EC of 9 November 2006 amending annexes to Council Directives 76/895/EEC, 86/362/EEC and 90/642/EEC as regards maximum levels for captan, dichlorvos, ethion and folpet (OJ 2006 L 311, p. 31).

Operative part of the order

The Court:

1. *Dismisses the action as inadmissible.*
2. *Orders Denka International BV to bear its own costs and to pay those incurred by the Commission.*

⁽¹⁾ OJ C 82, 14.4.2007.

**Order of the Court of First Instance of 26 June 2008 —
Pfizer v OHIM — Isdin (FOTOPROTECTOR ISDIN)**

(Case T-354/07 to T-356/07) ⁽¹⁾

(Community trade mark — Action for annulment — Invalidity — No need to adjudicate)

(2008/C 223/75)

Language of the case: Spanish

Parties

Applicant: Pfizer Ltd (Sandwich, Kent, United Kingdom) (represented by: V. von Bomhard, A. Renck, T. Dolde, lawyers, and M. Hawkins, Solicitor)

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

Other party to the proceedings before the Board of Appeal of OHIM intervening before the Court of First Instance: Isdin, SA (Barcelona, Spain) (represented by: M. Esteve Sanz, lawyer)

Re:

Three actions brought against the decisions of the First Board of Appeal of OHIM of 28 June 2007 (Cases R 567/2006-1, R 566/2006-1 and R 565/2006-1) concerning invalidity proceedings between Pfizer Ltd and Isdin, SA.

Operative part of the order

1. *There is no need to adjudicate on the action.*
2. *Isdin, SA is order to bear its own costs and to pay those incurred by the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM). Pfizer Ltd is ordered to bear its own costs.*

⁽¹⁾ OJ C 269, 10.11.2007.

Order of the Court of First Instance of 11 July 2008 — WellBiz v OHIM — Wild (WELLBIZ)

(Case T-451/07) ⁽¹⁾

(Community trade mark — Opposition — Withdrawal of opposition — No need to adjudicate)

(2008/C 223/76)

Language of the case: German

Parties

Applicant: WellBiz Verein (Eschen, Liechtenstein) (represented by: M. Schnetzer, lawyer)

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

Other party to the proceedings before the Board of Appeal of OHIM: Rudolf Wild GmbH & Co. KG (Eppelheim, Germany)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 2 October 2007 (Case R 1575/2006-1) concerning opposition proceedings between WellBiz Verein and Rudolf Wild GmbH & Co. KG.

Operative part of the order

1. *There is no longer any need to adjudicate on the action;*

2. *The applicant and the defendant are ordered to bear their own costs.*

⁽¹⁾ OJ C 37, 9.2.2008.

Order of the Court of First Instance of 25 June 2008 — Volkswagen v OHIM (Silhouette of a car with its headlights)

(Case T-9/08) ⁽¹⁾

(Community trade mark — Waiver of registration of national mark — No need to adjudicate)

(2008/C 223/77)

Language of the case: German

Parties

Applicant: Volkswagen (Wolfsburg, Germany) (represented by: H.-P. Schrammek, C. Drzymalla, S. Risthaus and R. Jepsen, 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 Fourth Board of Appeal of OHIM of 6 November 2007 (Case R 1306/2007-4) concerning a national registration, pursuant to the Protocol relating to the Madrid Agreement concerning the international registration of marks, adopted at Madrid on 27 June 1989, of the figurative mark representing the silhouette of a car with its headlights.

Operative part of the judgment

The Court:

1. *There is no need to adjudicate on the action.*
2. *The applicant is ordered to pay the costs.*

⁽¹⁾ OJ C 64, 8.3.2006.