

Judgment of the General Court of 25 June 2010 — MIP Metro v OHIM — CBT Comunicación Multimedia (Metromeet)

(Case T-407/08) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for the Community figurative mark ‘Metromeet’ — Earlier national word mark ‘meeting metro’ — Relative ground 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)

(2010/C 221/64)

Language of the case: German

Parties

Applicant: MIP Metro Group Intellectual Property GmbH & Co. KG (Düsseldorf, Germany) (represented by: J.-C. Plate and R. Kaase, lawyers)

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

Other party to the proceedings before the Board of Appeal of OHIM: CBT Comunicación Multimedia, SL (Getxo, Spain)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 12 June 2008 (Case R 387/2007-1) relating to opposition proceedings between MIP Metro Group Intellectual Property GmbH & Co. KG and CBT Comunicación Multimedia, SL.

Operative part of the judgment

The Court:

1. Annuls the decision of the First Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 12 June 2008 (Case R 387/2007-1) concerning opposition proceedings between MIP Metro Group Intellectual Property GmbH & Co. KG and CBT Comunicación Multimedia, SL.
2. Orders OHIM to pay the costs.

⁽¹⁾ OJ C 327, 20.12.2008.

Judgment of the General Court of 2 July 2010 — Lafili v Commission

(Case T-485/08 P) ⁽¹⁾

(Appeal — Staff case — Officials — Admissibility — Concept of the party who was unsuccessful at first instance — Promotion — Classification in grade and step — Multiplication factor greater than one — Conversion to seniority in step — Article 7 of Annex XIII of the Staff Regulations)

(2010/C 221/65)

Language of the case: French

Parties

Appellant: Paul Lafili (Genk, Belgium) (represented by: L. Levi, lawyer)

Other party to the proceedings: European Commission (represented by: J. Currall, H. Krämer and K. Herrmann, agents)

Re:

Appeal against the judgment of the Civil Service Tribunal of the European Union (Second Chamber) of 4 September 2008 in Case F-22/07 *Lafili v Commission* seeking to have that judgment set aside.

Operative part of the judgment

The Court:

1. Dismisses the appeal.
2. Orders Paul Lafili to bear his own costs as well as the costs incurred by the European Commission in the appeal proceedings.

⁽¹⁾ OJ C 19, 24.1.2009.