

Defendant: European Commission (represented by: F. Castillo de la Torre, F. Castilla Contreras and C. Urraca Caviedes, Agents)

Re:

Application for annulment of Commission Decision C (2008) 5476 final of 1 October 2008 relating to a proceeding under Article 81 of the EC Treaty and Article 53 of the EEA Agreement (Case COMP/39.181 — Candle Waxes) and application for a reduction of the amount of the fine imposed on the applicants.

Operative part of the judgment

The Court:

- 1) *Dismisses the action;*
- 2) *Orders Repsol Lubricantes y Especialidades, SA, Repsol Petróleo, SA, and Repsol, SA, to bear their own costs and those incurred by the European Commission.*

⁽¹⁾ OJ C 44, 21.2.2009.

Judgment of the General Court of 11 December 2014 — Formula One Licensing v OHIM — ESPN Sports Media (F1-LIVE)

(Case T-10/09 RENV) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for the Community figurative mark F1-LIVE — Earlier Community figurative mark F1 and national and international word marks F1 Formula 1 — Relative grounds for refusal — Article 8(1)(b) and (5) of Regulation (EC) No 40/94 (now Article 8(1)(b) and (5) of Regulation (EC) No 207/2009))

(2015/C 046/49)

Language of the case: English

Parties

Applicant: Formula One Licensing BV (Rotterdam, Netherlands) (represented by: B. Klingberg and K. Sandberg, lawyers)

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

Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court: ESPN Sports Media Ltd (London, United Kingdom) (represented by: T. de Haan, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 16 October 2008 (Case R 7/2008-1), concerning opposition proceedings between Racing-Live and Formula One Licensing BV.

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 16 October 2008 (Case R 7/2008-1).*
- 2) *Orders OHIM and ESPN Sports Media Ltd to pay the costs incurred by Formula One Licensing BV in the proceedings before the General Court and the Court of Justice, and in the proceedings before the Board of Appeal of OHIM.*

⁽¹⁾ OJ C 55, 7.3.2009.