

5. Orders Sviluppo Globale GEIE to bear its own costs relating to the main proceedings and to pay three quarters of the costs incurred by the Commission in those proceedings. Orders the Commission to bear one quarter of its costs relating to the main proceedings.
6. Orders Sviluppo Globale to bear all the costs relating to the application for interim relief in Case T-6/10 R.

⁽¹⁾ OJ C 51, 27.2.2010.

Judgment of the General Court of 22 May 2012 — Internationaler Hilfsfonds v Commission

(Case T-300/10) ⁽¹⁾

(Access to documents — Regulation (EC) No 1049/2001 — Documents relating to contract LIEN 97 2011 — Partial refusal of access — Determination of the subject-matter of the initial application — Exception relating to the protection of privacy and the integrity of the individual — Exception relating to protection of the decision-making process — Principle of sound administration — Concrete and individual examination — Duty to state reasons)

(2012/C 194/29)

Language of the case: German

Parties

Applicant: Internationaler Hilfsfonds eV (Rosbach, Germany) (represented by: H. Kaltenecker, lawyer)

Defendant: European Commission (represented by: P. Costa de Oliveira and T. Scharf, Agents, assisted by R. van der Hout, lawyer)

Re:

Application for annulment of the Commission's decision of 29 April 2010 refusing the applicant full access to the file relating to contract LIEN 97 2011

Operative part of the judgment

The Court:

1. Annuls the decision of the European Commission of 29 April 2010 in so far as it impliedly refuses access to the documents which it sent to the colleague of the European Ombudsman, other than those identified by the latter in files 1 to 4 of the file relating to contract LIEN 97 2011;
2. Also annuls the Commission's decision of 29 April 2010 in so far as it expressly or impliedly refuses access to the documents of the file relating to contract LIEN 97 2011 referred to in paragraphs 106, 134, 194 and 196 of this judgment;
3. Dismisses the action as to the remainder;
4. Orders the Commission to bear its own costs and four fifths of the costs incurred by Internationaler Hilfsfonds eV.

⁽¹⁾ OJ C 246, 11.9.2010.

Judgment of the General Court (Fourth Chamber) of 22 May 2012 — Portugal v Commission

(Case T-345/10) ⁽¹⁾

(EAGGF — Guidance Section — Reduction of financial assistance — Measures to support investments in agricultural holdings — Effectiveness of controls)

(2012/C 194/30)

Language of the case: Portuguese

Parties

Applicant: Portuguese Republic (represented by: L. Inez Fernandes and J. Saraiva de Almeida, agents, and by M. Figueiredo, lawyer)

Defendant: European Commission (represented by: P. Guerra e Andrade and G. von Rintelen, agents)

Re:

Annulment of Commission Decision C(2010) 4255 of 29 June 2010 concerning the application of financial corrections to assistance from the EAGGF, Guidance Section, allocated to Operational Programme No CCI 1999.PT.06.1.PO.007 (Portugal — National Objective 1 programme) for the measure 'Investments in agricultural holdings'.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders the Portuguese Republic to pay the costs.

⁽¹⁾ OJ C 301, 6.11.2010

Judgment of the General Court of 16 May 2012 — Wohlfahrt v OHIM — Ferrero (Kindertraum)

(Case T-580/10) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community word mark Kindertraum — Earlier national word mark Kinder — Relative ground for refusal — Proof of use of the earlier trade mark — Article 42(2) of Regulation (EC) No 207/2009 — Likelihood of confusion — Article 8(1)(b) of Regulation No 207/2009)

(2012/C 194/31)

Language of the case: German

Parties

Applicant: Harald Wohlfahrt (Rothenburg ob der Tauber, Germany) (represented initially by N. Scholz Recht, then by G. Hußlein-Stich, latterly by M. Loschelder, lawyers)