

Operative part of the order

1. *The appeal is dismissed.*
2. *Brighton Collectibles, Inc. shall pay the costs.*

(¹) OJ C 133, 5.5.2012.

Order of the Court of 3 October 2012 — Cooperativa Vitivinícola Arousana S. Coop. Galega v Office for Harmonisation in the Internal Market (Trade Marks and Designs), María Constantina Sotelo Ares

(Case C-649/11 P) (¹)

(Appeal — Community trade mark — Regulation (EC) No 40/94 — Article 8(1)(b) — Likelihood of confusion — Word mark ROSALIA DE CASTRO — Opposition by the proprietor of the national word mark ROSALIA)

(2013/C 101/09)

Language of the case: Spanish

Parties

Appellant: Cooperativa Vitivinícola Arousana S. Coop. Galega (represented by: I. Temiño Cenicerros, Abogado)

Other parties to the proceedings: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: J. Crespo Carillo, Agent) and María Constantina Sotelo Ares (represented by: C. Lema Devesa, Abogado)

Re:

Appeal brought against the judgment of the General Court (Third Chamber) of 5 October 2010 in Case T 421/10 *Cooperativa Vitivinícola Arousana v OHIM — Sotelo Ares*, by which the General Court rejected the action brought against the decision of the Fourth Board of Appeal of OHIM of 19 July 2010 (Case R 1804/2008-4) relating to opposition proceedings between María Constantina Sotelo Ares and Cooperativa Vitivinícola Arousana, S. Coop. Galega

Operative part of the order

1. *The appeal is dismissed.*
2. *Cooperativa Vitivinícola Arousana S. Coop. Galega is ordered to pay the costs.*

(¹) OJ C 58, 25.2.2012.

Order of the Court (Seventh Chamber) of 10 October 2012 — (request for a preliminary ruling from the Sąd Rejonowy w Zakopanem — Poland) — Criminal proceedings against Wojciech Ziemiński, Andrzej Kozak

(Case C-31/12) (¹)

(Reference for a preliminary ruling — No description of the main proceedings — Manifest inadmissibility)

(2013/C 101/10)

Language of the case: Polish

Referring court

Sąd Rejonowy w Zakopanem

Criminal proceedings against

Wojciech Ziemiński, Andrzej Kozak

Re:

Request for a preliminary ruling — Sąd Rejonowy w Zakopanem — Interpretation of the concept of ‘technical regulation’ in Article 1.11 of Directive 98/34/EC of the European Parliament and of the Council of 22 June 1998 laying down a procedure for the provision of information in the field of technical standards and regulations (OJ 1998 L 204, p. 37), as amended by Directive 98/48/EC of the European Parliament and of the Council of 20 July 1998 (OJ 1998 L 217, p. 18) — Obligation on the part of a Member State to communicate to the Commission all draft technical regulations — Law of a Member State concerning games of chance

Operative part of the order

The request for a preliminary ruling from the Sąd Rejonowy w Zakopanem (Poland), by decision of 13 January 2012, is manifestly inadmissible.

(¹) OJ C 165, 9.6.2012.

Request for a preliminary ruling from the Landgericht Krefeld (Germany) lodged on 30 November 2012 — Marc Brogsitter v Fabrication de Montres Normandes Eurl, Karsten Fräßdorf

(Case C-548/12)

(2013/C 101/11)

Language of the case: German

Referring court

Landgericht Krefeld

Parties to the main proceedings

Applicant and defendant to the counterclaim: Marc Brogsitter

Defendants and counterclaimants: Fabrication de Montres Normandes Eurl, Karsten Fräßdorf