

GENERAL COURT

Judgment of the General Court of 3 May 2012 — Conceria Kara v OHIM — Dima (KARRA)(Case T-270/10) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community word mark KARRA — Earlier national and Community figurative marks Kara — Company name Conceria Kara Srl and trade name Kara — Relative grounds for refusal — First sentence of Article 75 of Regulation (EC) No 207/2009 — Article 42(2) and (3) of Regulation (EC) No 207/2009 — Article 8(1)(b) of Regulation (EC) No 207/2009 — Article 8(4) of Regulation (EC) No 207/2009 — Article 8 of the Paris Convention — Bad faith)

(2012/C 174/32)

Language of the case: Italian

Parties

Applicant: Conceria Kara Srl (Trezzano sul Naviglio, Italy) (represented by P. Picciolini, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by G. Mannucci, agent)

Other party to the proceedings before the Board of Appeal of OHIM: Dima — Gıda Tekstil Deri İnşaat Maden Turizm Orman Ürünleri Sanayi Ve Ticaret Ltd Sti (Istanbul, Turkey)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 29 March 2010 (Case R 1172/2009-2) relating to opposition proceedings between Conceria Kara Srl and Dima — Gıda Tekstil Deri İnşaat Maden Turizm Orman Ürünleri Sanayi Ve Ticaret Ltd Sti.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Conceria Kara Srl to pay the costs.

⁽¹⁾ OJ C 221, 14.8.2010.

Judgment of the General Court of 2 May 2012 — Universal Display Corp. v OHIM(Case T-435/11) ⁽¹⁾

(Community trade mark — International registration designating the European Community — Application for Community word mark UniversalPHOLED — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009)

(2012/C 174/33)

Language of the case: English

Parties

Applicant: Universal Display Corp. (Ewing, New Jersey, United States) (represented by: A. Poulter and C. Lehr, Solicitors)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: P. Geroulakos, acting as Agent)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 18 May 2011 (Case R 215/2011-2) concerning an application for registration of the word sign UniversalPHOLED as a Community trade mark

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Universal Display Corp. to pay the costs.

⁽¹⁾ OJ C 298, 8.10.2011.

Order of the General Court of 16 April 2012 — de Brito Sequeira Carvalho v Commission(Joined Cases T-40/07 P-REV and T-62/07 P-REV) ⁽¹⁾

(Procedure — Application for revision — New fact — Absence thereof — Inadmissibility)

(2012/C 174/34)

Language of the case: French

Parties

Appellant: Jose António de Brito Sequeira Carvalho (Brussels, Belgium) (represented by: M. Boury, lawyer)

Other party to the proceedings: European Commission (represented by: J. Currall and D. Martin, agents)

Re:

Application for revision of the judgment of the General Court of 5 October 2009 in Joined Cases T-40/07 P and T-62/07 P de Brito Sequeira Carvalho v Commission of the European Communities and Commission of the European Communities v de Brito Sequeira Carvalho, not yet reported in the ECR.