

**Operative part of the judgment**

The Court:

- 1) Dismisses the action;
- 2) Orders *EI du Pont de Nemours and Company* to pay the costs.

---

<sup>(1)</sup> OJ C 273, 8. 9. 2012.

---

**Judgment of the General Court of 9 April 2014 — Elite Licensing v OHIM — Aguas De Mondariz Fuente del Val (elite BY MONDARIZ)**

(Case T-386/12) <sup>(1)</sup>

*(Community trade mark — Opposition proceedings — Application for a Community figurative mark elite BY MONDARIZ — Earlier Community and international figurative marks ELITE — Language of appeal proceedings — Time-limits — Admissibility of an appeal to the Board of Appeal — Rule 48(2), Rule 49 (1) and Rule 96(1) of Regulation (EC) No 2868/95 — No likelihood of confusion — No similarity between the signs — Article 8(1)(b) of Regulation (EC) No 207/2009 — Damage to reputation — Article 8(5) of Regulation No 207/2009)*

(2014/C 175/50)

Language of the case: Spanish

**Parties**

*Applicant:* Elite Licensing Company SA (Fribourg, Switzerland) (represented by: J. Albrecht, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: J. Crespo Carrillo, acting as Agent)

*Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court:* Aguas De Mondariz Fuente del Val, SL (Mondariz, Spain) (represented by: T. Andrade Boué, lawyer)

**Re:**

Action brought against the decision of the Fifth Board of Appeal of OHIM of 6 June 2012 (Case R 9/2011-5), relating to invalidity proceedings between Elite Licensing Company SA and Aguas de Mondariz Fuente del Val, SL.

**Operative part of the judgment**

The Court:

1. Annuls the decision of the Fifth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 6 June 2012 (Case R 9/2011-5), relating to invalidity proceedings between Elite Licensing Company SA and Aguas de Mondariz Fuente del Val, SL;
2. Orders OHIM to pay, in addition to its own costs, the costs incurred by Elite Licensing Company;
3. Orders Aguas de Mondariz Fuente del Val to pay its own costs.

---

<sup>(1)</sup> OJ C 355, 17.11.2012.

---

**Judgment of the General Court of 9 April 2014 — CITEB and Belgo-Metal v Parliament**

(Case T-488/12) <sup>(1)</sup>

*(Public works contracts — Tender procedure — Work for the renovation and extension of the Eastman building in Brussels — Rejection of a tenderer's bid — Notification of the evaluation committee's report — Duty to state reasons)*

(2014/C 175/51)

Language of the case: French