

**Operative part of the judgment**

The Court:

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

<sup>(1)</sup> OJ C 319, 20/10/12.

---

**Judgment of the General Court of 11 February 2015 — Fetim v OHIM — Solid Floor (Solidfloor The professional's choice)**

(Case T-395/12) <sup>(1)</sup>

*(Community trade mark — Opposition proceedings — Application for the Community figurative mark Solidfloor The professional's choice — Earlier national figurative mark SOLID floor, earlier trade name and domain name Solid Floor Ltd — Relative ground for refusal — Likelihood of confusion — Similarity of the signs — Similarity of the goods and services — Article 8(1)(b) of Regulation (EC) No 207/2009)*

(2015/C 096/14)

Language of the case: English

**Parties**

*Applicant:* Fetim BV (Amsterdam, Netherlands) (represented by: L. Bakers, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: Ó. Mondéjar Ortuño, acting as Agent)

*Other party to the proceedings before the Board of Appeal of OHIM, intervening before the General Court:* Solid Floor Ltd (London, United Kingdom) (represented by: S. Malynicz, Barrister)

**Re:**

Action brought against the decision of the Second Board of Appeal of OHIM of 15 June 2012 (Case R 884/2011-2), relating to opposition proceedings between Solid Floor Ltd and Fetim BV.

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders Fetim BV to pay the costs.

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

---

**Judgment of the General Court of 5 February 2015 — Aer Lingus v Commission**

(Case T-473/12) <sup>(1)</sup>

*(State aid — Irish tax on air passengers — Lower rate for destinations no more than 300 km from Dublin — Decision declaring the aid incompatible with the internal market and ordering its recovery — Advantage — Selective nature — Identification of the beneficiaries of the aid — Article 14 of Regulation (EC) No 659/1999 — Obligation to state reasons)*

(2015/C 096/15)

Language of the case: English

**Parties**

*Applicant:* Aer Lingus Ltd (Dublin, Ireland) (represented by: K. Bacon, D. Scannell, D. Bailey, Barristers, and A. Burnside, Solicitor)

*Defendant:* European Commission (represented by: L. Flynn, D. Grespan and T. Maxian Rusche, acting as Agents)

*Intervener in support of the defendant:* Ireland (represented by: E. Creedon, A. Joyce and J. Quaney, acting as Agents, assisted by E. Regan SC, and B. Doherty, Barrister)

**Re:**

Application for annulment of Commission Decision 2013/199/EU of 25 July 2012 on State aid Case SA.29064 (11/C, ex 11/NN) — Differentiated air travel tax rates implemented by Ireland (OJ 2013 L 119, p. 30).

**Operative part of the judgment**

*The Court:*

1. Annuls Article 4 of Commission Decision 2013/199/EU of 25 July 2012 on State aid Case SA.29064 (11/C, ex 11/NN) — Differentiated air travel tax rates implemented by Ireland, in so far as it orders the recovery of the aid from the beneficiaries for an amount which is set at EUR 8 per passenger in recital 70 of that decision;
2. Dismisses the action as to the remainder;
3. Orders the European Commission to pay its own costs, as well as half of the costs incurred by Aer Lingus Ltd;
4. Orders Aer Lingus to pay half of its own costs;
5. Orders Ireland to pay its own costs.

---

<sup>(1)</sup> OJ C 26, 26.1.2013.

---

**Judgment of the General Court of 5 February 2015 — Ryanair v Commission**

(Case T-500/12) <sup>(1)</sup>

**(State aid — Irish tax on air passengers — Lower rate for destinations no more than 300 km from Dublin — Decision declaring the aid incompatible with the internal market and ordering its recovery — Advantage — Selective nature — Identification of the beneficiaries of the aid — Article 14 of Regulation (EC) No 659/1999 — Obligation to state reasons)**

(2015/C 096/16)

Language of the case: English

**Parties**

*Applicant:* Ryanair Ltd (Dublin, Ireland) (represented by: B. Kennelly, Barrister, E. Vahida and I.-G. Metaxas-Maragkidis, lawyers)

*Defendant:* European Commission (represented by: L. Flynn, D. Grespan and T. Maxian Rusche, acting as Agents)

*Intervener in support of the applicant:* Aer Lingus Ltd (Dublin, Ireland) (represented by: K. Bacon, D. Scannell, D. Bailey, Barristers, and A. Burnside, Solicitor)

*Intervener in support of the defendant:* Ireland (represented by: E. Creedon, A. Joyce and J. Quaney, acting as Agents, assisted by E. Regan, SC, and B. Doherty, Barrister)