

GENERAL COURT

Judgment of the General Court of 11 January 2013 — Kokomarina v OHIM — Euro Shoe Group (interdit de me gronder IDMG)

(Case T-568/11) ⁽¹⁾

(Community trade mark — Opposition proceedings — International registration designating the European Community — Figurative mark interdit de me gronder IDMG — Earlier Benelux word mark DMG — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 — Genuine use of the earlier mark disputed for the first time before the General Court)

(2013/C 46/32)

Language of the case: French

Parties

Applicant: Kokomarina (Concarneau, France) (represented by: C. Charrière-Bournazel, lawyer)

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

Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court: Euro Shoe Group (Beringen, Belgium) (represented by: I. Vernimme, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 21 July 2011 (Case R 1814/2010-1), relating to opposition proceedings between Euro Shoe Unie and Kokomarina

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Kokomarina to pay the costs.

⁽¹⁾ OJ C 13, 14.1.2012.

Order of the General Court of 12 December 2012 — Vakili v Council

(Case T-255/12) ⁽¹⁾

(Common foreign and security policy — Restrictive measures taken against Iran in order to prevent nuclear proliferation — Freezing of funds — Withdrawal from the list of persons concerned — No need to adjudicate)

(2013/C 46/33)

Language of the case: French

Parties

Applicant: Bahman Vakili (Tehran, Iran) (represented by: J.-M. Thouvenin, lawyer)

Defendant: Council of the European Union (represented by: M. Bishop and I. Rodios, acting as Agents)

Re:

Action for annulment of Council Decision 2011/783/CFSP of 1 December 2011 amending Decision 2010/413/CFSP concerning restrictive measures against Iran (OJ 2011 L 319, p. 71); Council Implementing Regulation (EU) No 1245/2001 of 1 December 2011 implementing Regulation (EU) No 961/2010 on restrictive measures against Iran (OJ 2011 L 319, p. 11) and Council Regulation (EU) No 267/2012 of 23 March 2012 concerning restrictive measures against Iran and repealing Regulation (EU) No 961/2010 (OJ 2012 L 88, p. 1), insofar as those acts concern the applicant, and of the decision contained in the Council's letter of 23 March 2012.

Operative part of the order

1. There is no longer any need to adjudicate on the application.
2. The Council of the European Union shall pay the costs incurred by Mr Bahman Vakili and bear its own costs.

⁽¹⁾ OJ C 258, 25.8.2012.

Action brought on 6 December 2012 — Tifosi Optics v OHIM — Tom Tailor (T)

(Case T-531/12)

(2013/C 46/34)

Language in which the application was lodged: English

Parties

Applicant: Tifosi Optics, Inc. (Watkinsville, United States) (represented by: A. Tornato and D. Hazan, lawyers)