

Judgment of the General Court of 5 March 2015 — Rose Vision and Seseña v Commission(Case T-45/13) ⁽¹⁾

(Arbitration clause — Seventh Framework Programme for Research, Technological Development and Demonstration Activities (2007-2013) — Grant agreements relating to the FIRST, FutureNEM and sISI projects — Actions for annulment and compensation — Reclassification of the actions — Admissibility — Suspension of payments — Deadline for providing the audit report — Dissemination of information to third parties)

(2015/C 127/29)

Language of the case: Spanish

Parties

Applicants: Rose Vision, SL (Seseña, Spain); and Julián Seseña (Pozuelo de Alarcón, Spain) (represented by: M. Muñoz Bernuy and A. Alonso Villa, lawyers)

Defendant: European Commission (represented by: R. Lyal and A. Sauka, acting as Agents, assisted by J. Rivas Andrés and X. M. García García, lawyers)

Re:

First, action for annulment of the Commission's letter by which it suspended the payments under grant agreement No 246910, relating to the FutureNEM project, and of financial audit report 11-INFS-025, on the basis of which it adopted that measure, and, secondly, action for damages for the harm allegedly suffered by the applicants as a consequence of the Commission's conduct, up to a maximum of EUR 5 854 264, without prejudice to the damages which may be assessed in the course of the present proceedings as well as interest accrued.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Rose Vision, SL and Mr Julián Seseña to pay the costs.*

⁽¹⁾ OJ C 178, 22.6.2013.

Judgment of the General Court of 27 February 2015 — Bayer Intellectual Property v OHIM — Interhygiene (INTERFACE)(Case T-227/13) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community word mark INTERFACE — Earlier Community word mark Interfog — Relative ground for refusal — Likelihood of confusion — Identity of the goods — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2015/C 127/30)

Language of the case: English

Parties

Applicant: Bayer Intellectual Property GmbH (Monheim am Rhein, Germany) (represented by: E. Armijo Chávarri and A. Sanz Cerralbo, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: initially, A. Schifko and, subsequently, D. Walicka, Agents)