

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders *Kampol sp. z o.o.* to pay the costs.

⁽¹⁾ OJ C 355, 17.11.2012

Judgment of the General Court of 24 June 2014 — Rani Refreshments v OHIM — Global-Invest Bartosz Turek (Sani)

(Case T-523/12) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community figurative mark Sani — Earlier Community figurative marks Hani or llani and RANI — Relative ground for refusal — Likelihood of confusion — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2014/C 253/38)

Language of the case: English

Parties

Applicant: Rani Refreshments FZCO (Jebel Ali, United Arab Emirates) (represented by: M. Chapple, Barrister)

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

Other party to the proceedings before the Board of Appeal of OHIM: Global-Invest Bartosz Turek (Poczesna, Poland)

Re:

Action against the decision of the Fourth Board of Appeal of OHIM of 27 September 2012 (Case R 236/2012-4), concerning opposition proceedings between Aujan Industries Co. (S J C) and Global-Invest Bartosz Turek.

Operative part of the judgment

The Court:

- 1) Dismisses the action.
- 2) Orders Rani Refreshments FZCO to pay the costs.

⁽¹⁾ OJ C 32, 2.2.2013.

Judgment of the General Court of 24 June 2014 — 1872 Holdings v OHIM — Havana Club International (THE SPIRIT OF CUBA)

(Case T-207/13) ⁽¹⁾

(Community trade mark — Invalidity proceedings — Community word mark THE SPIRIT OF CUBA — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009)

(2014/C 253/39)

Language of the case: English

Parties

Applicant: 1872 Holdings vof (Amsterdam, Netherlands) (represented by: M. Antoine-Lalance, 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: Havana Club International SA (Havana, Cuba) (represented by: M. Pomares Caballero, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 31 January 2013 (Case R 684/2012-1) concerning invalidity proceedings between Havana Club International SA and 1872 Holdings vof.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders 1872 Holdings vof to pay the costs.*

⁽¹⁾ OJ C 171, 15.6.2013.

Order of the General Court of 2 April 2014 — Unicid v Commission

(Case T-305/09) ⁽¹⁾

(State aid — Framework system of actions able to be undertaken by the recognised French agricultural interprofessional organisations in favour of members of the agricultural sectors represented — Financing by voluntary levies made compulsory — Decision declaring the aid scheme compatible with the common market — Withdrawal of the decision — No need to adjudicate)

(2014/C 253/40)

Language of the case: French

Parties

Applicant: Union nationale interprofessionnelle cidricole (Unicid) (Paris, France) (represented by: V. Ledoux and B. Néouze, lawyers)

Defendant: European Commission (represented initially by: B. Stromsky and C. Urraca Caviedes, subsequently by: B. Stromsky and S. Thomas, and finally by: B. Stromsky, acting as Agents)

Re:

Application for annulment of Commission Decision C(2008) 7846 final of 10 December 2008 concerning State aid No 561/2008, on the framework system of actions able to be undertaken by the recognised French agricultural interprofessional organisations in favour of members of the agricultural sectors represented

Operative part of the order

1. *There is no longer any need to adjudicate on the present action.*
2. *The European Commission shall pay the costs.*

⁽¹⁾ OJ C 244, 10.10.2009.