

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, intervener before the General Court: ZAO Korporaciya 'Masternet' (Moscow, Russia) (represented by: N. Bürglen, lawyer)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 4 March 2013 (Case R 2196/2011-2), concerning invalidity proceedings between ZAO Korporaciya 'Masternet' and Stayer Ibérica, SA.

Operative part of the judgment

The Court:

1. *Annuls the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 4 March 2013 (Case R 2196/2011-2) to the extent that it has declared the Community figurative mark STAYER invalid in respect of 'parts of cutting and polishing diamond machines; bits and cutting wheels for the following industries: marble, granite, stone, clay, slabs, tiles and brick, and, in general terms, cutting tools as parts of the equipment included in Class 7' in Class 7 and 'hand held abrasive items (wheels and grinding wheels)' in Class 8;*
2. *Dismisses the action as to the remainder;*
3. *Orders OHIM, Stayer Ibérica, SA and ZAO Korporaciya 'Masternet' to bear their own costs.*

⁽¹⁾ OJ C 207, 20.7.2013.

Judgment of the General Court of 4 June 2015 — Versorgungswerk der Zahnärztekammer Schleswig-Holstein v ECB

(Case T-376/13) ⁽¹⁾

(Access to documents — Decision 2004/258/EC — Exchange agreement of 15 February 2012 among Greece and the ECB and the Eurosystem national central banks — Annexes A and B — Partial refusal of access — Public interest — Monetary policy of the European Union and a Member State — Financial situation of the ECB and the Eurosystem national central banks — Stability of the financial system in the European Union)

(2015/C 236/45)

Language of the case: German

Parties

Applicant: Versorgungswerk der Zahnärztekammer Schleswig-Holstein (Kiel, Germany) (represented by: O. Hoepner and D. Unrau, lawyers)

Defendant: European Central Bank (ECB) (represented by: A. Sáinz de Vicuña Barroso, S. Lambrinoc and K. Laurinavičius, acting as Agents, and H.-G. Kamann and P. Gey lawyers)

Re:

Application for annulment of the decision of the ECB of 22 May 2013, partially refusing to grant the applicant access to Annexes A and B to the 'Exchange Agreement dated 15 February 2012 among the Hellenic Republic and the European Central Bank and the Eurosystem NCBs listed herein'.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders the Versorgungswerk der Zahnärztekammer Schleswig-Holstein to pay the costs.*

⁽¹⁾ OJ C 260, 7.9.2013.

Judgment of the General Court of 3 June 2015 — Bora Creations v OHIM — Beauté prestige international (essence)

(Case T-448/13) ⁽¹⁾

(Community trade mark — Invalidity proceedings — Community word mark essence — Absolute grounds for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009 — No distinctive character — Article 7(1)(b) of Regulation No 207/2009)

(2015/C 236/46)

Language of the case: English

Parties

Applicant: Bora Creations, SL (Ceuta, Spain) (represented by: R. Lange, G. Hild and C. Pape, lawyers)

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

Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court: Beauté prestige international (Paris, France) (represented by: T. de Haan and P. Péters, lawyers)

Re:

Action brought against the decision of the Fifth Board of Appeal of OHIM of 6 June 2013 (Case R 1085/2012-5), relating to invalidity proceedings between Beauté prestige international and Bora Creations, SL.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Bora Creations, SL to pay the costs.*

⁽¹⁾ OJ C 304, 19.10.2013.