

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

Other party to the proceedings before the Board of Appeal of OHIM: Iberamigo, SA (Rubi, Spain)

Re:

Action brought against the decision of the Fourth Board of Appeal of OHIM of 3 September 2013 (Case R 1799/2012-4) concerning opposition proceedings between Iberamigo, SA and Ms Miriam Schwerdt.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Ms Miriam Schwerdt to pay the costs.*

⁽¹⁾ OJ C 24, 25.1.2014.

Judgment of the General Court of 20 January 2015 — Aic v OHIM — ACV Manufacturing (Heat exchangers)

(Case T-615/13) ⁽¹⁾

(Community design — Invalidity proceedings — Registered Community design representing a heat exchanger — Ground for invalidity — Lack of visibility of part of a complex product — Article 4(2) and Article 25(1)(b) of Regulation (EC) No 6/2002)

(2015/C 073/34)

Language of the case: English

Parties

Applicant: Aic S.A. (Gdynia, Poland) (represented by: J. Radłowski, Legal Adviser)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Folliard-Monguiral, acting as Agent)

Other party to the proceedings before the Board of Appeal of OHIM: ACV Manufacturing (Seneffe, Belgium)

Re:

Action brought against the decision of the Third Board of Appeal of OHIM of 10 September 2013 (Case R 291/2012-3), relating to invalidity proceedings between ACV Manufacturing and Aic S.A.

Operative part of the judgment

The Court:

- 1) *Dismisses the action;*
- 2) *Orders Aic S.A. to pay the costs.*

⁽¹⁾ OJ C 24, 25.1.2014.