

Re:

ACTION for damages in respect of loss allegedly suffered by the applicants by reason of the failure by the EU delegation in Cairo (Egypt), following her resignation, to issue a termination of service certificate in respect of the applicant to the social security services of the Egyptian administration and to subsequently regularise her situation in that regard.

Operative part of the judgment

The Court:

1. Orders the European External Action Service (EEAS) to pay damages amounting to EUR 25 000 to Mrs Randa Chart;
2. Dismisses the action as to the remainder;
3. Orders Mrs Chart to bear two-tenths of her own costs and two-tenths of the costs incurred by the EEAS;
4. Orders the EEAS to bear eight-tenths of its own costs and eight-tenths of the costs incurred by Mrs Chart.

⁽¹⁾ OJ C 159, 26.5.2014.

Judgment of the General Court of 16 December 2015 — CareAbout v OHIM — Florido Rodríguez (Kerashot)

(Case T-356/14) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for Community word mark Kerashot — Earlier national figurative mark K KERASOL — Relative grounds for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 — Partial refusal of registration by the Board of Appeal)

(2016/C 048/53)

Language of the case: English

Parties

Applicant: CareAbout GmbH (Düsseldorf, Germany) (represented by: P. Mes, C. Graf von der Groeben, G. Rother, J. Bühling, A. Verhauwen, J. Künzel, D. Jestaedt, M. Bergermann, J. Vogtmeier and A. Kramer, lawyers)

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

Other party to the proceedings before the Board of Appeal of OHIM: José Luis Florido Rodríguez (Seville, Spain)

Re:

Action brought against the decision of the Fourth Board of Appeal of OHIM of 24 March 2014 (Case R 1569/2013-4), relating to opposition proceedings between José Luis Florido Rodríguez and CareAbout GmbH.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders CareAbout GmbH to pay the costs.*

⁽¹⁾ OJ C 253, 4.8.2014.

Judgment of the General Court of 16 December 2015 — Sweden v Commission

(Case T-521/14) ⁽¹⁾

(Regulation (EU) No 528/2012 — Biocidal products — Action for failure to act — Specification of the scientific criteria for the determination of endocrine-disrupting properties — Failure by the Commission to adopt delegated acts — Duty to act)

(2016/C 048/54)

Language of the case: Swedish

Parties

Applicant: Kingdom of Sweden (represented by: A. Falk, K. Sparrman and L. Swedenborg, acting as Agents)

Defendant: European Commission (represented by: D. Kukovec, acting as Agent, and M. Johansson, lawyer)

Interveners in support of the form of order sought by the applicant: Kingdom of Denmark (represented by: C. Thorning and N. Lyshøj, acting as Agents); French Republic (represented by: D. Colas and S. Ghiandoni, acting as Agents); Kingdom of the Netherlands (represented initially by: M. Bulterman and M. Noort, and subsequently by: M. Bulterman and C. Schillemans, acting as Agents); Republic of Finland (represented by: H. Leppo, acting as Agent); European Parliament (represented by: A. Neergaard and P. Schonard, acting as Agents) and Council of the European Union (represented by: M. Moore and A. Norberg, acting as Agents)

Re:

Application for a declaration that the Commission unlawfully failed to adopt delegated acts concerning the scientific criteria for the determination of endocrine-disrupting properties.

Operative part of the judgment

The Court:

1. *Declares that the European Commission, by failing to adopt delegated acts to specify scientific criteria for the determination of endocrine-disrupting properties, has failed to fulfil its obligations under the first subparagraph of Article 5(3) of Regulation (EU) No 528/2012 of the European Parliament and of the Council of 22 May 2012 concerning the making available on the market and use of biocidal products;*