

Decision of the Opposition Division: Rejected the opposition in its entirety

Decision of the Board of Appeal: Annulled the contested decision and upheld the opposition

Pleas in law: Infringement of Article 8(1)(b) CTMR.

Action brought on 25 July 2014 — Lidl Stiftung v OHIM — Horno del Espinar (Castello)

(Case T-549/14)

(2014/C 351/17)

Language in which the application was lodged: English

Parties

Applicant: Lidl Stiftung & Co. KG (Neckarsulm, Germany) (represented by: M. Wolter, M. Kefferpütz and A. Marx, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs)

Other party to the proceedings before the Board of Appeal: Horno del Espinar, SL (El Espinar, Spain)

Form of order sought

The applicant claims that the Court should:

- Annul the decision of the Second Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 22 April 2014 given in joined Cases R 1233/2013-2 and R 1258/2013-2;
- Order the defendant to pay the costs of proceedings.

Pleas in law and main arguments

Applicant for a Community trade mark: The applicant

Community trade mark concerned: The word mark 'Castello' for goods in Classes 29, 30 and 31 — Community trade mark application No 6 819 973

Proprietor of the mark or sign cited in the opposition proceedings: The other party to the proceedings before the Board of Appeal

Mark or sign cited in opposition: Numerous earlier Community and national trade marks containing, *inter alia*, the verbal element 'Castelló'

Decision of the Opposition Division: Partially upheld the opposition

Decision of the Board of Appeal: Partially upheld the appeal

Pleas in law: Infringement of Article 8(1)(b) CTMR.

Action brought on 22 July 2014 — Wm. Wrigley Jr. v OHIM (Extra)

(Case T-552/14)

(2014/C 351/18)

Language of the case: English

Parties

Applicant: Wm. Wrigley Jr. Company (Wilmington, United States) (represented by: M. Kinkeldey, S. Brandstätter and C. Schmitt, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs)

Form of order sought

The applicant claims that the Court should:

- Annul the decision of the Fifth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 19 May 2014 given in Case R 199/2014-5.

Pleas in law and main arguments

Community trade mark concerned: The figurative mark containing the verbal element 'Extra' for goods in Classes 3, 21 and 30 — Community trade mark application No 11 737 582

Decision of the Examiner: Rejected the CTM application

Decision of the Board of Appeal: Dismissed the appeal

Pleas in law: Infringement of Article 7(1)(b) CTMR.

Action brought on 22 July 2014 — Wm. Wrigley Jr. v OHIM (Extra)

(Case T-553/14)

(2014/C 351/19)

Language of the case: English

Parties

Applicant: Wm. Wrigley Jr. Company (Wilmington, United States) (represented by: M. Kinkeldey, S. Brandstätter and C. Schmitt, lawyers)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs)

Form of order sought

The applicant claims that the Court should:

- Annul the decision of the Fifth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 19 May 2014 given in Case R 218/2014-5.

Pleas in law and main arguments

Community trade mark concerned: The figurative mark in black and white containing the verbal element 'Extra' for goods in Classes 3, 21 and 30 — Community trade mark application No 11 737 657

Decision of the Examiner: Rejected the CTM application

Decision of the Board of Appeal: Dismissed the appeal

Pleas in law: Infringement of Article 7(1)(b) CTMR.

Appeal brought on 28 July 2014 by Victor Navarro against the judgment of the Civil Service Tribunal of 21 May 2014 in Case F-46/13 Navarro v Commission

(Case T-556/14 P)

(2014/C 351/20)

Language of the case: French

Parties

Appellant: Victor Navarro (Sterrebeek, Belgium) (represented by S. Rodrigues and A. Blot, lawyers)