

**Action brought on 15 September 2014 — Instituto dos vinhos do Douro e do Porto v OHIM —  
Bruichladdich Distillery (PORT CARLOTTE)**

**(Case T-659/14)**

(2014/C 388/28)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* Instituto dos vinhos do Douro e do Porto, IP (Peso da Régua, Portugal) (represented by: P. Sousa e Silva, lawyer)

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

*Other party to the proceedings before the Board of Appeal:* Bruichladdich Distillery Co. Ltd (Argyll, United Kingdom)

**Form of order sought**

The applicant claims that the Court should:

- Annul the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 8 July 2014 given in Case R 946/2013-4;
- Order the defendant to pay the costs of proceedings, including those incurred in the proceedings before the Office.

**Pleas in law and main arguments**

*Registered Community trade mark in respect of which a declaration of invalidity has been sought:* The word mark 'PORT CARLOTTE' for goods in Class 33 — Community trade mark No 5 421 474

*Proprietor of the Community trade mark:* The other party to the proceedings before the Board of Appeal

*Applicant for the declaration of invalidity of the Community trade mark:* The applicant

*Grounds for the application for a declaration of invalidity:* The grounds laid down in Article 52(1)(a) in conjunction with Article 7(1)(g), Article 53(1)(c) in conjunction with article 8(4) and Article 53(2)(d) of Regulation No 207/2009

*Decision of the Cancellation Division:* Rejected the cancellation request

*Decision of the Board of Appeal:* Dismissed the appeal

*Pleas in law:* Infringement of Article 7(1)(c) and (g) and Article 53(2)(d) of Regulation No 207/2009

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**Action brought on 19 September 2014 — SEA v Commission**

**(Case T-674/14)**

(2014/C 388/29)

*Language of the case: Italian*

**Parties**

*Applicant:* Società per azioni esercizi aeroportuali (SEA) (Segrate, Italy) (represented by: F. Gatti, J.-F. Bellis, F. Di Gianni and A. Scalini, lawyers)

*Defendant:* European Commission