

## GENERAL COURT

**Judgment of the General Court of 27 June 2017 — Deutsche Post v EUIPO — Media Logistik (PostModern)**

(Case T-13/15) <sup>(1)</sup>

**(EU trade mark — Opposition proceedings — Application for EU word mark PostModern — Earlier national word mark POST and earlier EU word mark Deutsche Post — Relative ground for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 — Evidence submitted for the first time before the General Court)**

(2017/C 256/18)

Language of the case: German

### Parties

*Applicant:* Deutsche Post AG (Bonn, Germany) (represented by: initially K. Hamacher and C. Giersdorf, K. Hamacher, and finally K. Hamacher and G. Müllejans, lawyers)

*Defendant:* European Union Intellectual Property Office (represented by: S. Hanne, acting as Agent)

*Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court:* Media Logistik GmbH (Dresden, Germany) (represented by: S. Risthaus, lawyer)

### Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 3 November 2014 (Case R 2063/2013-1), relating to opposition proceedings between Deutsche Post and Media Logistik.

### Operative part of the judgment

*The Court:*

1. Dismisses the action;
2. Orders Deutsche Post AG to pay the costs.

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<sup>(1)</sup> OJ C 107, 30.3.2015.

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**Judgment of the General Court of 20 June 2017 — Industrie Aeronautiche Reggiane v EUIPO (NSU)**

(Case T-541/15) <sup>(1)</sup>

**(EU trade mark — Opposition proceedings — Application for EU word mark NSU — Prior national word mark NSU — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 — Genuine use of the earlier mark — Article 42(2) and (3) of Regulation No 207/2009)**

(2017/C 256/19)

Language of the case: English

### Parties

*Applicant:* Industrie Aeronautiche Reggiane Srl (Reggio Emilia, Italy) (represented by: M. Gurrado, lawyer)