

Re:

Action brought against the decision of the Second Board of Appeal of EUIPO of 1 December 2014 (Case R 576/2014-2) concerning an application for registration of the figurative sign Liiga as an EU trade mark.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Jääkiekon SM-liiga Oy to pay the costs.*

(¹) OJ C 107, 30.3.2015.

Judgment of the General Court of 27 April 2016 — Niagara Bottling v EUIPO (NIAGARA)

(Case T-89/15) (¹)

(EU trade mark — International registration designating the European Union — Word mark NIAGARA — Absolute grounds for refusal — Article 7(1)(b) and (c) of Regulation (EC) No 207/2009)

(2016/C 211/63)

Language of the case: English

Parties

Applicant: Niagara Bottling LLC (Ontario, United States) (represented by: M. Edenborough QC)

Defendant: European Union Intellectual Property Office (EUIPO) (represented by: A. Jakab, A. Schifko and D. Walicka, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 12 December 2014 (Case R 784/2014-5), concerning the international registration designating the European Union of the word mark NIAGARA.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Niagara Bottling LLC to bear the costs.*

(¹) OJ C 118, 13.4.2015.