

Pleas in law

— Infringement of Articles 8.1.b) and 8.5 of the Regulation (CE) No 40/94.

Action brought on 22 January 2015 — GRE v OHIM (Mark1)

(Case T-32/15)

(2015/C 089/44)

Language of the case: German

Parties

Applicant: GRE Grand River Enterprises Deutschland GmbH (Kloster Lehnin, Germany) (represented by: I. Memmler and S. Schulz, lawyers)

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

Details of the proceedings before OHIM

Trade mark at issue: Community word mark 'Mark1' — Application No 12 052 437

Contested decision: Decision of the First Board of Appeal of OHIM of 29 October 2014 in Case R 647/2014-1

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order the defendant to pay the costs.

Plea in law

— Infringement of Article 7(1)(b) of Regulation No 207/2009.

Action brought on 26 January 2015 — Grupo Bimbo v OHIM (BIMBO)

(Case T-33/15)

(2015/C 089/45)

Language of the case: Spanish

Parties

Applicant: Grupo Bimbo, SAB de CV (Mexico, Mexico) (represented by: N. Fernández Fernández-Pacheco, lawyer)

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

Details of the proceedings before OHIM

Trade mark at issue: Community work mark 'BIMBO' — Application for registration No 11 616 414

Contested decision: Decision of the Second Board of Appeal of OHIM of 19 November 2014 in Case R 251/2014-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision, declaring in its judgment the sufficient distinctiveness, whether inherent or acquired by use, of the mark applied for, upholding the present action and ordering the registration of Community trade mark application No 11 616 414 'BIMBO' in Class 30 of the International Classification; and
- order the party opposing that claim to pay the costs of the proceedings and to reimburse the appeal fees paid to OHIM.

Pleas in law

- Infringement of Article 7(1)(b) and (c), (2) and (3) of Regulation No 207/2009.

Action brought on 22 January 2015 — Wolf Oil v OHIM — SCT Lubricants (CHEMPIOIL)

(Case T-34/15)

(2015/C 089/46)

Language in which the application was lodged: English

Parties

Applicant: Wolf Oil Corp. (Hemiksem, Belgium) (represented by: P. Maeyaert and J. Muyldermans, lawyers)

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

Other party to the proceedings before the Board of Appeal: UAB SCT Lubricants (Klaipeda, Lithuania)

Details of the proceedings before OHIM

Applicant: Other party to the proceedings before the Board of Appeal

Trade mark at issue: International registration designating the European Union in respect of the mark 'CHEMPIOIL' — International registration designating the European Union No 1 076 327

Procedure before OHIM: Opposition proceedings

Contested decision: Decision of the Fifth Board of Appeal of OHIM of 31 October 2014 in Case R 1596/2013-5