

Details of the proceedings before OHIM

Proprietor of the trade mark at issue: Applicant

Trade mark at issue: Community figurative mark containing the word element 'ROD' — Community trade mark No 5 694 989

Procedure before OHIM: Proceedings for a declaration of invalidity

Contested decision: Decision of the Fifth Board of Appeal of OHIM of 17 December 2014 in Case R 281/2014-5

Form of order sought

The applicant claims that the Court should:

- Annul the contested decision;
- Annul the decision of OHIM's Cancellation Division of 22 November 2013;
- Order OHIM to pay the costs of the proceedings before the General Court as well as the costs of the proceedings before OHIM's Board of Appeal.

Pleas in law

- Infringement of Article 65(2) in connection with Article 8(1)(b) of Regulation No 207/2009;
- Infringement of an essential procedural requirement — infringement of Rules 39(3) and 37(b)(ii) of Regulation No 2868/95.

Action brought on 12 February 2015 — Tronios Group International v OHIM — British Sky Broadcasting Group (SkyTec)

(Case T-77/15)

(2015/C 118/51)

Language in which the application was lodged: Dutch

Parties

Applicant: Tronios Group International BV (Breda, Netherlands) (represented by: R. van Leeuwen and H. Klingenberg, lawyers)

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

Other party to the proceedings before the Board of Appeal: British Sky Broadcasting Group plc (Isleworth, United Kingdom)

Details of the proceedings before OHIM

Proprietor of the trade mark at issue: Tronios Group International BV

Trade mark at issue: Community word mark 'SkyTec'

Procedure before OHIM: Proceedings for a declaration of invalidity

Contested decision: Decision of the Fourth Board of Appeal of OHIM of 28 November 2014 in Case R 1681/2013-4

Form of order sought

The applicant claims that the Court should:

- annul the contested decision and dismiss the application for annulment of British Sky Broadcasting Group;
- order British Sky Broadcasting Group to pay the costs of these proceedings and the costs of the earlier proceedings before OHIM.

Pleas in law

- Infringement of Article 54(2) of Regulation No 207/2009;
- Infringement of Article 8(1)(b) of Regulation No 207/2009.

Action brought on 18 February 2015 — Olympus Medical Systems v OHIM (3D)

(Case T-79/15)

(2015/C 118/52)

Language of the case: English

Parties

Applicant: Olympus Medical Systems Corp. (Tokyo, Japan) (represented by: A. Ebert-Weidenfeller and C. Opatz, lawyers)

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

Details of the proceedings before OHIM

Trade mark at issue: Figurative mark containing the element ‘3D’ — Application for registration No 12 598 538

Contested decision: Decision of the Second Board of Appeal of OHIM of 11 December 2014 in Case R 1708/2014-2

Form of order sought

The applicant claims that the Court should:

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

Plea in law

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

Action brought on 20 February 2015 — Facchinello v OHIM — Olimpia Splendid (Synthesis)

(Case T-81/15)

(2015/C 118/53)

Language in which the application was lodged: Italian

Parties

Applicant: Danila Facchinello (Molinella, Italy) (represented by: F. Torlontano, lawyer)