

Action brought on 23 April 2015 — Novartis v OHIM — Meda (Zymara)**(Case T-214/15)**

(2015/C 205/53)

*Language in which the application was lodged: English***Parties***Applicant:* Novartis AG (Basel, Switzerland) (represented by: M. Douglas, lawyer)*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)*Other party to the proceedings before the Board of Appeal:* Meda AB (Solna, Sweden)**Details of the proceedings before OHIM***Applicant:* Other party to the proceedings before the Board of Appeal*Trade mark at issue:* Community word mark 'Zymara' — Application for registration No 9 982 745*Procedure before OHIM:* Opposition proceedings*Contested decision:* Decision of the Fifth Board of Appeal of OHIM of 6 February 2015 in Case R 550/2014-5**Form of order sought**

The applicant claims that the Court should:

- Annul the contested decision;
- Order OHIM to pay the costs.

Pleas in law

- The Board of Appeal has misinterpreted the goods which are 'pharmaceutical preparations, namely preparations for the treatment of cancer';
- The Board of Appeal has incorrectly based its decision on spelling rules which are not existing;
- The Board of Appeal has ignored arguments put forward with respect to the comparison of signs and, therefore, incorrectly held that the signs are phonetically similar only to a low degree;
- The Board of Appeal has put too much weight on the word beginnings within the visual comparison.

Action brought on 30 April 2015 — Fiesta Hotels & Resorts v OHIM — Residencial Palladium (PALLADIUM PALACE IBIZA RESORT & SPA)**(Case T-217/15)**

(2015/C 205/54)

*Language in which the application was lodged: Spanish***Parties***Applicant:* Fiesta Hotels & Resorts, SL (Ibiza, Spain) (represented by: J. Devaureix, lawyer)*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)*Other party to the proceedings before the Board of Appeal:* Residencial Palladium, SL (Ibiza, Spain)

Details of the proceedings before OHIM

Proprietor of the trade mark at issue: Applicant

Trade mark at issue: Community figurative mark containing the word elements 'PALLADIUM PALACE IBIZA RESORT & SPA' — Community trade mark No 10 524 213

Procedure before OHIM: Proceedings for a declaration of invalidity

Contested decision: Decision of the Second Board of Appeal of OHIM of 23 February 2015 in Case R 2391/2013-2

Form of order sought

The applicant claims that the Court should:

- annul and declare ineffective the decision of the Second Board of Appeal of OHIM of 23 February 2015;
- order the defendant to pay the costs.

Pleas in law

- Infringement of Article 53(1)(c) of Regulation No 207/2009, read in conjunction with Article 8(4) of Regulation No 207/2009.
- Infringement of Article 8(1)(b) of Regulation No 207/2009.

Action brought on 6 May 2015 — Cofely Solelec and Others v Parliament

(Case T-224/15)

(2015/C 205/55)

Language of the case: French

Parties

Applicants: Cofely Solelec (Esch-sur-Alzette, Luxembourg), Mannelli & Associés SA (Bertrange, Luxembourg) and Cofely Fabricom (Brussels, Belgium) (represented by: S. Marx, lawyer)

Defendant: European Parliament

Form of order sought

- Annul Decision No 103299 of 27 April 2015 of the Directorate General for Infrastructures and Logistics of the European Parliament by which the applicants' bid for lot 75 'electricity — power' submitted on 29 September 2014 in respect of the public procurement procedure INLO-D-UPIL-T-14-AO4 concerning the project to extend and modernise the Konrad Adenauer Building in Luxembourg was rejected and the decision awarding the contract in question to another tenderer;
- Order the production of the following documents:
 - the report of the evaluation committee to which the defendant referred in its communication No 101690 of 27 February 2015; and