

**Details of the proceedings before OHIM**

*Applicant of the trade mark at issue:* Other party to the proceedings before the Board of Appeal

*Trade mark at issue:* Community figurative mark containing the word elements 'MOUNTAIN CITRUS SPAIN' — Application for registration No 11 290 293

*Procedure before OHIM:* Opposition proceedings

*Contested decision:* Decision of the Fourth Board of Appeal of OHIM of 26 June 2015 in Case R 871/2014-4

**Form of order sought**

The applicant claims that the Court should:

- set aside the contested decision;
- refuse the application of the trademark at issue for all goods covered in classes 29 and 31;
- order the Intervener to pay the costs.

**Plea(s) in law**

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

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**Action brought on 31 August 2015 — LG Electronics v OHIM — Cyrus Wellness Consulting (VIEWTY SMILE)**

**(Case T-499/15)**

(2015/C 354/50)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* LG Electronics, Inc. (Seoul, Republic of Korea) (represented by: M. Graf, lawyer)

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

*Other party to the proceedings before the Board of Appeal:* Cyrus Wellness Consulting GmbH (Berlin, Germany)

**Details of the proceedings before OHIM**

*Applicant of the trade mark at issue:* Applicant

*Trade mark at issue:* Community word mark 'VIEWTY SMILE' — Application for registration No 9 125 601

*Procedure before OHIM:* Opposition proceedings

*Contested decision:* Decision of the Second Board of Appeal of OHIM of 11 June 2015 in Joined Cases R 1565/2014-2 and R 1939/2014-2

**Form of order sought**

The applicant claims that the Court should:

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

**Plea(s) in law**

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

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**Action brought on 31 August 2015 — LG Electronics v OHIM — Cyrus Wellness Consulting  
(VIEWTY PRO)**

**(Case T-500/15)**

(2015/C 354/51)

*Language in which the application was lodged: English*

**Parties**

*Applicant:* LG Electronics, Inc. (Seoul, Republic of Korea) (represented by: M. Graf, lawyer)

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

*Other party to the proceedings before the Board of Appeal:* Cyrus Wellness Consulting GmbH (Berlin, Germany)

**Details of the proceedings before OHIM**

*Applicant of the trade mark at issue:* Applicant

*Trade mark at issue:* Community word mark 'VIEWTY PRO' — Application for registration No 9 125 071

*Procedure before OHIM:* Opposition proceedings

*Contested decision:* Decision of the Second Board of Appeal of OHIM of 11 June 2015 in Case R 1940/2014-2

**Form of order sought**

The applicant claims that the Court should:

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

**Plea(s) in law**

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