

V

(Announcements)

COURT PROCEEDINGS

COURT OF JUSTICE

Appeal brought on 11 February 2016 by Kenzo Tsujimoto against the judgment of the General Court (First Chamber) delivered on 2 December 2015 in Case T-528/13: Kenzo v EUIPO — Tsujimoto (KENZO ESTATE)

(Case C-87/16 P)

(2016/C 428/02)

Language of the case: English

Parties

Appellant: Kenzo Tsujimoto (represented by: A. Wenninger-Lenz, M. Ring, W. von der Osten-Sacken, Rechtsanwälte)

Other parties to the proceedings: Kenzo, European Union Intellectual Property Office (EUIPO)

By order of 21 July 2016 the Court of Justice (Tenth Chamber) held that the appeal was inadmissible.

Request for a preliminary ruling from the Bundesgerichtshof (Germany) lodged on 21 June 2016 — Die Länderbahn GmbH DLB v DB Station & Service AG

(Case C-344/16)

(2016/C 428/03)

Language of the case: German

Referring court

Bundesgerichtshof

Parties to the main proceedings

Applicant: Die Länderbahn GmbH DLB

Defendant: DB Station & Service AG

Questions referred

1. Is a provision of national law under which the user of a railway infrastructure against whom an action has been brought by the infrastructure manager before a civil court for payment of a user charge, or who seeks before that court to secure repayment of user charges already paid, may argue that the charge set by the infrastructure manager is not fair and reasonable compatible with the provisions of the directive⁽¹⁾ concerning the independence of the management of the infrastructure undertaking (Article 4(1), (4) and (5)), the principles governing the fixing of charges (Articles 7 to 12) and the tasks of the regulatory body (Article 30)?