

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders sheepworld AG to pay the costs.

⁽¹⁾ OJ C 343, 19.9.2016.

Judgment of the General Court of 15 September 2017 — sheepworld v EUIPO (Bester Opa)

(Case T-449/16) ⁽¹⁾

(EU trade mark — Application for EU word mark Bester Opa — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009)

(2017/C 369/21)

Language of the case: German

Parties

Applicant: sheepworld AG (Ursensollen, Germany) (represented by: S. von Rüden, lawyer)

Defendant: European Union Intellectual Property Office (represented by: M. Fischer, acting as Agent)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 26 May 2016 (Case R 92/2016-4) concerning an application for registration of the word sign Bester Opa as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders sheepworld AG to pay the costs.

⁽¹⁾ OJ C 364, 3.10.2016.

Judgment of the General Court of 15 September 2017 — sheepworld v EUIPO (Beste Freunde)

(Case T-450/16) ⁽¹⁾

(EU trade mark — Application for EU word mark Beste Freunde — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009)

(2017/C 369/22)

Language of the case: German

Parties

Applicant: sheepworld AG (Ursensollen, Germany) (represented by: S. von Rüden, lawyer)

Defendant: European Union Intellectual Property Office (represented by: M. Fischer, acting as Agent)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 26 May 2016 (Case R 93/2016-4) concerning an application for registration of the word sign Beste Freunde as an EU trade mark.