

Judgment of the General Court of 19 October 2017 — Kuka Systems v EUIPO (MATRIX BODY SHOP)

(Case T-683/16) ⁽¹⁾

(EU trade mark — Application for EU word mark MATRIX BODY SHOP — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009 (now Article 7(1)(c) of Regulation (EU) 2017/1001))

(2017/C 412/41)

Language of the case: German

Parties

Applicant: Kuka Systems GmbH (Augsburg, Germany) (represented by: B. Maneth and C. Huch-Hallwachs, lawyers)

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

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 19 July 2016 (Case R 2503/2015-4), relating to an application for registration of the word sign MATRIX BODY SHOP as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Kuka Systems GmbH to pay the costs.

⁽¹⁾ OJ C 410, 7.11.2016.

Judgment of the General Court of 19 October 2017 — Possanzini v Frontex

(Case T-686/16 P) ⁽¹⁾

(Appeal — Civil service — Temporary staff — 2009 appraisal procedure — Powers of the countersigning officer — Amendment of the reporting officer's primary assessment by the countersigning officer — Preliminary consultation meeting between the countersigning officer and the reporting officer — Infringement of substantial procedural requirements — Examination of the Court's own motion)

(2017/C 412/42)

Language of the case: French

Parties

Appellant: Daniele Possanzini (Pisa, Italy) (represented by: S. Pappas, lawyer)

Other party to the proceedings: European Border and Coast Guard Agency (Frontex) (represented by: H. Caniard and S. Drew, acting as Agents, and D. Waelbrock and A. Duron, lawyers)

Re:

Appeal brought against the order of the Civil Service Tribunal of the European Union (First Chamber) of 18 July 2016, *Possanzini v Commission* (F-68/15, EU:F:2016:150), seeking to have that order set aside.