

Re:

Action brought against the decision of the Third Board of Appeal of EUIPO of 13 July 2016 (Case R 1212/2015-3) concerning invalidity proceedings between Maan and Ciarko spółka z ograniczoną odpowiedzialnością.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Ciarko spółka z ograniczoną odpowiedzialnością sp.k. to bear its own costs and to pay those incurred by the European Union Intellectual Property Office (EUIPO);
3. Orders Maan sp. z o.o. to bear its own costs.

⁽¹⁾ OJ C 410, 7.11.2016.

Judgment of the General Court of 16 November 2017 — Mapei v EUIPO — Steenfabrieken Vandersanden (zerø)

(Case T-722/16) ⁽¹⁾

(EU trademark — Opposition proceedings — Application for the EU figurative mark zerø — Earlier EU word mark ZERO — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))

(2018/C 005/51)

Language of the case: French

Parties

Applicant: Mapei SpA (Milan, Italy) (represented by: F. Caricato, then M. Fazzini, lawyers)

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

Other party to the proceedings before the Board of Appeal of EUIPO: Steenfabrieken Vandersanden NV (Bilzen, Belgium) (represented by: J. Muyldermans and P. Maeyaert, lawyers)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 21 July 2016 (Case R 2371/2015-1), relating to opposition proceedings between Steenfabrieken Vandersanden and Mapei.

Operative part of the judgment

The Court:

1. dismisses the action;
2. orders Mapei SpA to pay the costs.

⁽¹⁾ OJ C 462, 12.12.2016