

2. Orders Isocell GmbH to pay the costs.

⁽¹⁾ OJ C 14, 16.1.2017.

Judgment of the General Court of 8 November 2017 — Isocell v EUIPO — iCell (iCell. Insulation Technology Made in Sweden)

(Case T-777/16) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU figurative mark iCell. Insulation Technology Made in Sweden — Earlier EU word mark Isocell, earlier international word mark Isocell and earlier international and national word marks ISOCELL — 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))

(2017/C 437/37)

Language of the case: German

Parties

Applicant: Isocell GmbH (Neumarkt am Wallersee, Austria) (represented by: C. Thiele, lawyer)

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

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: iCell AB (Älvdalen, Sweden) (represented by: J. Kroher, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 28 July 2016 (Case R 181/2016-1), relating to opposition proceedings between Isocell and iCell.

Operative part of the judgment

The Court:

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

⁽¹⁾ OJ C 14, 16.1.2017.

Judgment of the General Court of 8 November 2017 — Steiniger v EUIPO — ista Deutschland (IST)

(Case T-80/17) ⁽¹⁾

(European Union trade mark — Opposition proceedings — Application for EU figurative mark IST — Prior EU figurative mark ISTA — Relative ground for refusal — Relevant public — Similarity of the goods and services — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))

(2017/C 437/38)

Language of the case: German

Parties

Applicant: Ingo Steiniger (Nümbrecht, Germany) (represented by: K. Schulze Horn, lawyer)