

Other party to the proceedings before the Board of Appeal of EUIPO: Globo Comunicação e Participações S/A (Rio de Janeiro, Brazil)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 14 March 2016 (Case R 0561/2014-4), relating to opposition proceedings between Globo Comunicação e Participações and Globo Media.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Globo Media, SA to pay the costs.*

⁽¹⁾ OJ C 260, 18.7.2016.

Order of the General Court of 3 May 2017 — De Nicola v EIB

(Case T-75/16 P) ⁽¹⁾

(Appeal — Civil Service — EIB staff — Appraisal — Career evaluation report — Appraisal year 2010 — Errors of law — Appeal in part manifestly inadmissible and in part manifestly unfounded)

(2017/C 202/31)

Language of the case: Italian

Parties

Appellant: Carlo De Nicola (Strassen, Luxembourg) (represented by: G. Ferabecoli, lawyer)

Other party to the proceedings: European Investment Bank (EIB) (represented initially by: G. Nuvoli and T. Gilliams, and subsequently by: G. Nuvoli and G. Faedo, acting as Agents, and A. Dal Ferro, lawyer)

Re:

Appeal brought against the order of the European Union Civil Service Tribunal (Single Judge) of 18 December 2015, *De Nicola v EIB* (F-128/11, EU:F:2015:168), seeking to have that order set aside.

Operative part of the order

1. *The appeal is dismissed.*
2. *Mr Carlo De Nicola shall bear his own costs and pay those incurred by the European Investment Bank (EIB) in the present appeal.*

⁽¹⁾ OJ C 118, 4.4.2016.

Order of the General Court of 1 March 2017 — Ikos v EUIPO (AEGYPTISCHE ERDE)

(Case T-76/16) ⁽¹⁾

(European Union trade mark — Application for EU word mark AEGYPTISCHE ERDE — Absolute ground for refusal — Descriptive character — Rejection of the application — Article 7(1)(c) of Regulation (EC) No 207/2009 — Action in part manifestly inadmissible and in part manifestly unfounded in law)

(2017/C 202/32)

Language of the case: German

Parties

Applicant: Ikos GmbH (Lörrach, Germany) (represented by: A. Masberg, lawyer)

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

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 7 December 2015 (Case R 1257/2015-1) concerning an application for registration of word sign AEGYPTISCHE ERDE as an EU trade mark.

Operative part of the order

1. *The action is dismissed.*
2. *Ikos GmbH shall pay the costs.*

⁽¹⁾ OJ C 118, 4.4.2016.

Order of the General Court of 24 April 2017 — Dreimane v Commission

(Case T-618/16) ⁽¹⁾

(Action for annulment and compensation — Civil service — Officials — Pensions — Transfer of national pension rights — Calculation of years of pensionable service — Article 90(2) of the Staff Regulations — Time-limit — Inadmissibility)

(2017/C 202/33)

Language of the case: English

Parties

Applicant: Sandra Dreimane (Luxembourg, Luxembourg) (represented by: J. Ābiks, lawyer)

Defendant: European Commission (represented by: G. Gattinara and L. Radu Bouyon, acting as Agents)

Re:

Action under Article 270 TFEU seeking, first, annulment of the Commission decision fixing the number of additional pensionable years to be taken into account in the pension scheme of the EU institutions following the applicant's request to transfer pension rights acquired before she entered the service of the European Union, and, second, compensation for the damage allegedly suffered by the applicant as a result of the Commission's failure to act within a reasonable period in the processing of that transfer request.

Operative part of the order

1. *The action is dismissed as being inadmissible.*
2. *There is no need to rule on the application to intervene submitted by the Council of the European Union.*
3. *Ms Sandra Dreimane shall bear her own costs and also pay those incurred by the European Commission.*

⁽¹⁾ OJ C 371, 10.10.2016 (case initially registered before the European Union Civil Service Tribunal under Case No F-48/16 and transferred to the General Court of the European Union on 1.9.2016).