

Action brought on 24 October 2016 — Toontrack Music v EUIPO (EZMIX)**(Case T-771/16)**

(2017/C 014/53)

*Language of the case: Swedish***Parties***Applicant:* Toontrack Music AB (Umeå, Sweden) (represented by: L.-E. Ström, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)**Details of the proceedings before EUIPO***Trade mark at issue:* European Union word mark 'EZMIX' — Application for registration No 13 945 423*Contested decision:* Decision of the Fifth Board of Appeal of EUIPO of 27 July 2016 in Case R 2436/2015-5**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision in accordance with Articles 7(1)(b), 7(1)(c), 7(2), 43 and 65 of Council Regulation (EC) No 207/2009 of 26 February 2009 on the European Union trade mark; and
- order EUIPO to pay the applicant's costs and to bear its own costs.

Plea in law

- Infringement of Articles 7(1)(b), 7(1)(c), 7(2) and 43 of Regulation No 207/2009.

Action brought on 4 November 2016 — Isocell v EUIPO — iCell (iCell)**(Case T-776/16)**

(2017/C 014/54)

*Language in which the application was lodged: German***Parties***Applicant:* Isocell GmbH (Neumarkt am Wallersee, Germany) (represented by: C. Thiele, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* iCell AB (Älvdalen, Sweden)**Details of the proceedings before EUIPO***Applicant of the trade mark at issue:* Other party to the proceedings before the Board of Appeal*Trade mark at issue:* EU figurative mark containing the word element 'iCell.' — Application No 12 877 676*Procedure before EUIPO:* Opposition proceedings*Contested decision:* Decision of the First Board of Appeal of EUIPO of 15 September 2016 in Case R 2496/2015-1