

Judgment of the Court (Sixth Chamber) of 25 October 2018 — Enercon GmbH v European Union Intellectual Property Office (EUIPO), Gamesa Eólica, SL

(Case C-433/17 P) ⁽¹⁾

(Appeal — EU trade mark — Regulation (EC) No 207/2009 — Article 7(1)(b) — Invalidity proceedings — Article 53 — EU colour mark consisting of blended shades of green — Partial declaration of invalidity — Remittal of the case to the Cancellation Division)

(2019/C 4/07)

Language of the case: English

Parties

Appellant: Enercon GmbH (represented by: R. Böhm, Rechtsanwalt, and M. Silverleaf QC)

Other parties to the proceedings: European Union Intellectual Property Office (EUIPO) (represented by: D. Botis, V. Ruzek and A. Folliard-Monguiral, acting as Agents), Gamesa Eólica, SL (represented by: A. Sanz Cerralbo, abogada)

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders Enercon GmbH to pay the costs.

⁽¹⁾ OJ C 412, 4.12.2017.

Judgment of the Court (Sixth Chamber) of 25 October 2018 (request for a preliminary ruling from the Administrativen sad Veliko Tarnovo — Bulgaria) — ‘Walltopia’ AD v Direktor na Teritorialna direksia na Natsionalnata agentsia za prihodite — Veliko Tarnovo

(Case C-451/17) ⁽¹⁾

(Reference for a preliminary ruling — Social security — Regulation (EC) No 883/2004 — Article 12 (1) — Regulation (EC) No 987/2009 — Article 14(1) — Posted workers — Legislation applicable — AI certificate — Whether the employee is subject to the legislation of the Member State in which his employer is established — Conditions)

(2019/C 4/08)

Language of the case: Bulgarian

Referring court

Administrativen sad Veliko Tarnovo

Parties to the main proceedings

Applicant: ‘Walltopia’ AD

Defendant: Direktor na Teritorialna direksia na Natsionalnata agentsia za prihodite — Veliko Tarnovo