

Judgment of the General Court of 31 January 2018 — Weber-Stephen Products v EUIPO (iGrill)(Case T-35/17) ⁽¹⁾**(EU trade mark — International registration designating the European Union — Word mark iGrill — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009 (now Article 7(1)(c) of Regulation (EU) 2017/1001))**

(2018/C 094/31)

Language of the case: English

Parties*Applicant:* Weber-Stephen Products LLC (Palatine, Illinois, United States) (represented by: R. Niebel and A. Jauch, lawyers)*Defendant:* European Union Intellectual Property Office (represented by: M. Rajh, acting as Agent)**Re:**

Action brought against the decision of the Second Board of Appeal of EUIPO of 4 November 2016 (Case R 538/2016–2), relating to the international registration designating the European Union of the word mark iGrill.

Operative part of the judgment*The Court:*

1. Dismisses the action;
2. Orders Weber-Stephen Products LLC to pay the costs.

⁽¹⁾ OJ C 70, 6.3.2017.

Judgment of the General Court of 24 January 2018 — Constantin Film Produktion v EUIPO (Fack Ju Göhte)(Case T-69/17) ⁽¹⁾**(EU trade mark — Application for the EU word mark Fack Ju Göhte — Absolute ground for refusal — Trade mark contrary to public policy or to accepted principles of morality — Article 7(1)(f) of Regulation (EC) No 207/2009 (now Article 7(1)(f) of Regulation (EU) 2017/1001))**

(2018/C 094/32)

Language of the case: German

Parties*Applicant:* Constantin Film Produktion GmbH (Munich, Germany) (represented by: E. Saarmann and P. Baronikians, lawyers)*Defendant:* European Union Intellectual Property Office (represented by: M. Fischer and D. Walicka, acting as Agents)**Re:**

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 1 December 2016 (Case R 2205/2015–5), concerning an application for registration of the word sign Fack Ju Göhte as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Constantin Film Produktion GmbH to pay the costs.

⁽¹⁾ OJ C 104, 3.4.2017.

Order of the General Court of 16 January 2018 — Pebagua v Commission

(Case T-715/16) ⁽¹⁾

*(Action for annulment — Environment — Protection against invasive alien species — Prevention and management of the introduction and spread of invasive alien species — Regulation (EU) No 1143/2014 — Implementing Regulation (EU) 2016/1141 — Adoption of a list of invasive alien species of concern to the European Union — Inclusion of the *Procambarus clarkii* species — No individual concern — Regulatory act entailing implementing measures — Manifest inadmissibility)*

(2018/C 094/33)

Language of the case: Spanish

Parties

Applicant: Asociación de la pesca y acuicultura del entorno de Doñana y del Bajo Guadalquivir (Pebagua) (Isla Mayor, Spain) (represented by: A. Uceda Sosa, lawyer)

Defendant: European Commission (represented by: C. Hermes and E. Sanfrutos Cano, Agents)

Re:

Application based on Article 263 TFEU and seeking the annulment of Commission Implementing Regulation (EU) 2016/1141 of 13 July 2016 adopting a list of invasive alien species of Union concern pursuant to Regulation (EU) No 1143/2014 of the European Parliament and of the Council (OJ 2016 L 189, p. 4).

Operative part of the order

1. The action is dismissed.
2. Asociación de la pesca y acuicultura del entorno de Doñana y del Bajo Guadalquivir (Pebagua) shall pay the costs.

⁽¹⁾ OJ C 441, 28.11.2016.