

**Judgment of the General Court of 13 September 2018 — Eduard Meier v EUIPO — Calzaturificio Elisabet (Safari Club)**

(Case T-418/17) <sup>(1)</sup>

*(EU trade mark — Opposition proceedings — Application for the EU word mark Safari Club — Earlier national figurative mark WS Walk Safari — Relative ground for refusal — Likelihood of confusion — Similarity of signs — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))*

(2018/C 392/34)

Language of the case: English

**Parties**

*Applicant:* Eduard Meier GmbH (Munich, Germany) (represented by S. Schicker and M. Knitter, lawyers)

*Defendant:* European Union Intellectual Property Office (represented by J. Ivanauskas, acting as Agent)

*Other party to the proceedings before the Board of Appeal of EUIPO:* Calzaturificio Elisabet Srl (Monte Urano, Italy)

**Re:**

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 2 May 2017 (Case R 1158/2016-4) relating to opposition proceedings between Calzaturificio Elisabet and Eduard Meier.

**Operative part of the judgment**

*The Court:*

1. Annuls the decision of the Fourth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 2 May 2017 (Case R 1158/2016-4), in so far as it upheld the opposition to registration of the EU word mark *Safari Club* for the goods 'game bags' and 'clothing for hunting, clothing and hunting boots';
2. Dismisses the remainder of the action;
3. Orders each party to bear its own costs.

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<sup>(1)</sup> OJ C 277, 21.8.2017.

**Judgment of the General Court of 19 September 2018 — Eddy's Snack Company v EUIPO — Chocoladefabriken Lindt & Sprüngli (Eddy's Snackcompany)**

(Case T-652/17) <sup>(1)</sup>

*(EU trade mark — Opposition proceedings — Application for EU word mark Eddy's Snackcompany — Earlier national word mark TEDDY — Relative ground for refusal — Principle of ne ultra petita — Article 76(1) of Regulation (EC) No 207/2009 (now Article 95(1) of Regulation (EU) No 2017/1001) — Likelihood of confusion — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001)*

(2018/C 392/35)

Language of the case: German

**Parties**

*Applicant:* Eddy's Snack Company GmbH (Lügde, Germany) (represented by: M. Decker, lawyer)