

— alternatively, refer the case back to the Board.

Plea in law

— Infringement of Article 34(2) and Rule 28 of EUTMIR.

Action brought on 28 July 2017 — The Scotch Whisky Association v EUIPO — José Estévez (JOHN COR)

(Case T-469/17)

(2017/C 309/50)

Language in which the application was lodged: Spanish

Parties

Applicant: The Scotch Whisky Association (Edinburgh, United Kingdom) (represented by: F. Rodríguez Domínguez and J. Gracia Albero, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: José Estévez, SA (Jerez de la Frontera, Spain)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Other party to the proceedings before the Board of Appeal

Trade mark at issue: European Union word mark 'JOHN COR' — European Union trade mark No 10 965 937

Procedure before EUIPO: Proceedings for a declaration of invalidity

Contested decision: Decision of the Second Board of Appeal of EUIPO of 31 May 2017 in Case R 1290/2016-2

Form of order sought

The applicant claims that the General Court should:

- annul the contested decision;
- order EUIPO to pay the costs.

Pleas in law

— Infringement of Articles 64(1) and 76(1) of Regulation No 207/2009.

— Infringement of Article 52(1)(a), in conjunction with Article 7(1)(g) and (j), of Regulation No 207/2009.

Action brought on 26 July 2017 — Sensotek v EUIPO — Senso Technologie (sensotek)

(Case T-470/17)

(2017/C 309/51)

Language in which the application was lodged: German

Parties

Applicant: Sensotek GmbH (Reichenbach an der Fils, Germany) (represented by: J. Klink, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)