

Judgment of the Court (Tenth Chamber) of 4 July 2019 — FTI Touristik GmbH v European Union Intellectual Property Office (EUIPO), Harald Prantner, Daniel Giersch

(Case C-99/18 P) ⁽¹⁾

(Appeal — EU trade mark — Regulation (EC) No 207/2009 — Opposition proceedings — Article 8(1)(b) — Application for registration of the figurative mark including the word element 'Fl' — Opposition by the proprietor of the figurative mark including the word element 'fly.de' — Rejection — Similarity between the signs — Name in normal script in the European Union Trade Marks Bulletin — Likelihood of confusion)

(2019/C 305/18)

Language of the case: German

Parties

Appellant: FTI Touristik GmbH (represented by: A. Parr, Rechtsanwältin)

Other parties to the proceedings: European Union Intellectual Property Office (EUIPO) (represented by: D. Walicka and D. Botis, Agents), Harald Prantner, Daniel Giersch (represented by: S. Eble, Rechtsanwalt)

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders FTI Touristik GmbH to bear its own costs and to pay those incurred by the Office of the European Union for Intellectual Property (EUIPO);
3. Orders Mr Harald Prantner and Mr Daniel Giersch to bear their own costs.

⁽¹⁾ OJ C 182, 28.5.2018.

Judgment of the Court (Third Chamber) of 10 July 2019 (request for a preliminary ruling from the Rechtbank Noord-Nederland — Netherlands) — HQ, IP, legally represented by HQ, JO v Aegean Airlines SA

(Case C-163/18) ⁽¹⁾

(Reference for a preliminary ruling — Air transport — Regulation (EC) No 261/2004 — Common rules on compensation and assistance to passengers in the event of denied boarding and of cancellation or long delay of flights — Flight cancellation — Assistance — Right to reimbursement of the cost of the air ticket by the air carrier — Article 8(2) — Package tour — Directive 90/314/EEC — Insolvency of the tour organiser)

(2019/C 305/19)

Language of the case: Dutch

Referring court

Rechtbank Noord-Nederland