

**Judgment of the General Court of 6 June 2019 — Rietze v EUIPO — Volkswagen (Motor vehicle VW Caddy)**(Case T-192/18) <sup>(1)</sup>

**(Community design — Invalidation proceedings — International registration designating the European Union — Registered Community design representing the motor vehicle VW Caddy — Earlier Community design — Ground for invalidity — Individual character — Informed user — Different overall impression — Article 6 and Article 25(1)(b) of Regulation (EC) No 6/2002 — Burden of proof on the applicant for a declaration of invalidity — Requirements relating to the reproduction of an earlier design)**

(2019/C 255/47)

Language of the case: German

**Parties**

*Applicant:* Rietze GmbH & Co. KG (Altdorf, Germany) (represented by: M. Krogmann, lawyer)

*Defendant:* European Union Intellectual Property Office (EUIPO) (represented by: S. Hanne, acting as Agent)

*Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court:* Volkswagen AG (Wolfsburg, Germany) (represented by: C. Klawitter, lawyer)

**Re:**

Action brought against the decision of the Third Board of Appeal of EUIPO of 11 January 2018 (Case R 1244/2016-3) relating to invalidity proceedings between Rietze and Volkswagen.

**Operative part of the judgment**

The Court:

1. *dismisses the action;*
2. *orders Rietze GmbH & Co. KG to pay the costs.*

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<sup>(1)</sup> OJ C 161, 7.5.2018.

**Judgment of the General Court of 6 June 2019 — Porsche v EUIPO — Autec (Motor vehicles)**(Case T-209/18) <sup>(1)</sup>

**(Community design — Invalidation proceedings — Registered Community design representing a motor vehicle — Earlier Community design — Ground for invalidity — No individual character — Article 6 and Article 25(1)(b) of Regulation (EC) No 6/2002)**

(2019/C 255/48)

Language of the case: German

**Parties**

*Applicant:* Dr. Ing. h.c. F. Porsche AG (Stuttgart, Germany) (represented by: C. Klawitter, lawyer)