

Judgment of the General Court of 23 September 2020 — Aristoteleio Panepistimio Thessalonikis v EACEA

(Case T-408/18) ⁽¹⁾

(Arbitration clause — Grant agreement entered into under Erasmus Mundus action programme No 3 for the promotion of higher education — Grant agreement entered into under the programme for lifelong learning — Eligible costs — Debit notes — Repayment of part of the sums advanced — Contractual liability)

(2020/C 399/39)

Language of the case: Greek

Parties

Applicant: Aristoteleio Panepistimio Thessalonikis (Thessaloniki, Greece) (represented by: V. Christianos, lawyer)

Defendant: Education, Audiovisual and Culture Executive Agency (represented by: H. Monet and P. Kalyva, acting as Agents, and G. Dellis, K. Sakellariou and A. Chasapopoulos, lawyers)

Re:

Action under Article 272 TFEU seeking, first, a declaration that the debts set out in debit notes with reference numbers 3241804682 and 3241804913 of 9 and 16 April 2018 issued by the EACEA against the applicant represent eligible costs of EUR 28 976,83 and EUR 77 169,78, respectively, and, second, an order that the EACEA repay those sums to the applicant, together with default interest.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Aristoteleio Panepistimio Thessalonikis to pay the costs.

⁽¹⁾ OJ C 319, 10.9.2018.

Judgment of the General Court of 23 September 2020 — Bauer Radio v EUIPO — Weinstein (MUSIKISS)

(Case T-421/18) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU word mark MUSIKISS — Earlier United Kingdom word and figurative marks KISS — Agreement on the withdrawal of the United Kingdom from the European Union and Euratom — Transition period — Decision of the Board of Appeal to remit the case to the Opposition Division — Admissibility — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))

(2020/C 399/40)

Language of the case: English

Parties

Applicant: Bauer Radio Ltd (Peterborough, United Kingdom) (represented by: G. Messenger, Barrister)

Defendant: European Union Intellectual Property Office (represented by: S. Bonne, H. O'Neill and V. Ruzek, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Simon Weinstein (Vienna, Austria) (represented by: M.-R. Petsche and M. Grötschl, lawyers)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 14 March 2018 (Case R 510/2017-1), relating to opposition proceedings between Bauer Radio and Mr Weinstein.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Bauer Radio Ltd to pay the costs.

(¹) OJ C 294, 20.8.2018.

Judgment of the General Court of 23 September 2020 –Bax v ECB

(Case T-433/18) (¹)

(Civil service — ECB staff — Career transition support — Eligibility — Legal certainty — Equal treatment — Legitimate expectations — Duty of care — Discrimination on grounds of sex — Proportionality — Liability)

(2020/C 399/41)

Language of the case: English

Parties

Applicant: Annemieke Bax (Frankfurt, Germany) (represented by: L. Levi and A. Champetier, lawyers)

Defendant: European Central Bank (represented by: F. Malfrère and D. Camilleri Podestà, acting as Agents, and by B. Wägenbaur, lawyer)

Re:

Application under Article 270 TFEU and Article 50a of the Statute of the Court of Justice of the European Union for the annulment of, first, the decision of the ECB of 14 December 2017 rejecting the applicant's application for career transition support and, in so far as necessary, the decision of the ECB of 8 May 2018 dismissing the applicant's special appeal against the abovementioned decision of 14 December 2017 and, second, for compensation for the non-material damage which the applicant claims to have suffered.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders each party to bear its own costs.

(¹) OJ C 328, 17.9.2018.