

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Faes Farma, SA (Lamiaco-Leioa, Spain) (represented by: A. Vela Ballesteros and S. Fernandez Malvar, lawyers)

Re:

Action brought against the decision of the Second Board of Appeal of EUIPO of 11 July 2018 (Case R 1305/2017-2) relating to opposition proceedings between Dr. August Wolff and Faes Farma.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Dr. August Wolff GmbH & Co. KG Arzneimittel to bear its own costs and to pay the costs incurred by the European Union Intellectual Property Office (EUIPO) and by Faes Farma, SA, including those necessarily incurred by Faes Farma, SA, before the Board of Appeal of EUIPO.*

(¹) OJ C 4, 7.1.2019.

Judgment of the General Court of 3 December 2019 — Hästens Sängar v EUIPO (Representation of a chequered gingham pattern)

(Case T-658/18) (¹)

(EU trade mark — International registration designating the European Union — Figurative mark representing a chequered gingham pattern — Absolute grounds for refusal — No distinctive character — Article 7(1)(b) of Regulation (EU) 2017/1001)

(2020/C 27/38)

Language of the case: English

Parties

Applicant: Hästens Sängar AB (Köping, Sweden) (represented by: M. Johansson and R. Wessman, lawyers)

Defendant: European Union Intellectual Property Office (represented by: A. Söder, H. O'Neill and D. Gája, acting as Agents)

Re:

Action brought against the decision of the Second Board of Appeal of EUIPO of 8 August 2018 (Case R 442/2018-2) concerning the international registration designating the European Union of a figurative mark representing a chequered gingham pattern.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Hästens Sängar AB to pay the costs.*

(¹) OJ C 25, 21.1.2019.