

**Action brought on 6 July 2018 — Fissler v EUIPO (vita)****(Case T-423/18)**

(2018/C 294/79)

*Language in which the application was lodged: German***Parties***Applicant:* Fissler GmbH (Idar-Oberstein, Germany) (represented by: G. Hasselblatt and K. Middelhoff, lawyers)*Defendant:* European Union Intellectual Property Office (EUIPO)**Details of the proceedings before EUIPO***Trade mark at issue:* European Union word mark 'vita' — Application for registration No 15 857 188*Contested decision:* Decision of the Fifth Board of Appeal of EUIPO of 28 March 2018 in Case R 1326/2017-5**Form of order sought**

The applicant claims that the Court should:

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

**Pleas in law**

- Infringement of Article 7(b) and (c) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.
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