

Defendant: European Union Intellectual Property Office (represented by: D. Gája, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Alcar Holding GmbH (Vienna, Austria) (represented by: C. Onken, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 14 November 2018 (Case R 378/2018-1) relating to opposition proceedings between Alcar Holding and Alcar Aktiebolag.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Alcar Aktiebolag to pay the costs.

(¹) OJ C 131, 8.4.2019.

Judgment of the General Court of 12 March 2020 — Gwo Chyang Biotech v EUIPO — Norma (KinGirls)

(Case T-85/19) (¹)

(EU trade mark — Opposition proceedings — Application for the EU figurative mark KinGirls — Earlier German word mark King — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EU) 2017/1001)

(2020/C 175/22)

Language of the case: German

Parties

Applicant: Gwo Chyang Biotech Co. Ltd (Tainan City, Taiwan) (represented by: J. Kakoures, lawyer)

Defendant: European Union Intellectual Property Office (represented by: W. Schramek, A. Söder and D. Hanf, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO: Norma Lebensmittelfilialbetrieb Stiftung & Co. KG (Nuremberg, Germany)

Re:

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 12 December 2018 (Case R 718/2018-4), relating to opposition proceedings between Norma Lebensmittelfilialbetrieb Stiftung & Co. and Gwo Chyang Biotech.

Operative part of the judgment

The Court:

1. Dismisses the action;

2. Orders Gwo Chyang Biotech Co. Ltd to pay the costs.

⁽¹⁾ OJ C 122, 1.4.2019.

Judgment of the General Court of 12 March 2020 — Sumol + Compal Marcas, SA v EUIPO — Heretat Mont-Rubi (SUM011)

(Case T-296/19) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for EU word mark SUM011 — Prior figurative EU word mark Sumol and prior national word mark SUMOL — Relative ground for refusal — No likelihood of confusion — No similarity of the goods and services — Article 8(1)(b) of Regulation (EU) 2017/1001)

(2020/C 175/23)

Language of the case: English

Parties

Applicant: Sumol + Compal Marcas, SA (Carnaxide, Portugal) (represented by: J.M. Pimenta and A.M. Sebastião, lawyers)

Defendant: European Union Intellectual Property Office (represented by: L. Lapinskaite, J. Crespo Carrillo and H. O'Neill, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO: Heretat Mont-Rubi, SA (Font-Rubi, Spain)

Re:

Action for annulment of the decision of the Fifth Board of Appeal of EUIPO of 12 February 2019 (Case R 1662/2018-5), relating to opposition proceedings between Sumol + Compal Marcas and Heretat Mont-Rubi.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Sumol + Compal Marcas, SA, to pay the costs.

⁽¹⁾ OJ C 213, 24.6.2019.

Judgment of the General Court of 26 March 2020 — Wilhelm Sihm jr. v EUIPO — Golden Frog (CHAMELEON)

(Case T-312/19) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for the EU word mark CHAMELEON — Earlier international and national word marks CHAMELEON — Relative ground for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EU) 2017/1001)

(2020/C 175/24)

Language of the case: English

Parties

Applicant: Wilhelm Sihm jr. GmbH & Co. KG (Niefern-Öschelbronn, Germany) (represented by: H. Twelmeier, lawyer)