

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Brasserie St Avold to pay the costs.

(¹) OJ C 61, 24.2.2020.

Judgment of the General Court of 25 November 2020 — Impera v EUIPO — Euro Games Technology (Flaming Forties)

(Case T-874/19) (¹)

(EU trade mark — Opposition proceedings — Application for the EU word mark Flaming Forties — Earlier national figurative mark 40 FLAMING FRUITS — 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))

(2021/C 28/67)

Language of the case: English

Parties

Applicant: Impera GmbH (Steinhaus, Austria) (represented by: C. Straberger, lawyer)

Defendant: European Union Intellectual Property Office (represented by: I. Lecheva, J. Crespo Carrillo and V. Ruzek, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Euro Games Technology Ltd (Vranya-Lozen-Triugulnika, Bulgaria) (represented by: K. Manev, lawyer)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 23 October 2019 (Case R 2304/2018-5), relating to opposition proceedings between Euro Games Technology and Impera.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Impera GmbH to pay the costs.

(¹) OJ C 129, 20.4.2020.

Judgment of the General Court of 25 November 2020 — Impera v EUIPO — Euro Games Technology (Flaming Forties)

(Case T-875/19) (¹)

(EU trade mark — Opposition proceedings — Application for the EU figurative mark Flaming Forties — Earlier national figurative mark 40 FLAMING FRUITS — 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))

(2021/C 28/68)

Language of the case: English

Parties

Applicant: Impera GmbH (Steinhaus, Austria) (represented by: C. Straberger, lawyer)