



Reports of Cases

Judgment of the General Court (Second Chamber) of 23 September 2020 – Veronese Design Company v EUIPO – Veronese (VERONESE)

(Case T-608/19)

(EU trade mark – Invalidity proceedings – EU figurative mark VERONESE – Earlier EU word mark VERONESE – Relative ground for refusal – No likelihood of confusion – Article 8(1)(b) and Article 60(1)(a) of Regulation (EU) 2017/1001)

EU trade mark – Surrender, revocation and invalidity – Relative grounds for invalidity – Existence of an identical or similar earlier mark registered for identical or similar goods or services – Likelihood of confusion with the earlier mark – Figurative mark VERONESE and word mark VERONESE

(European Parliament and Council Regulation 2017/1001, Arts 8(1)(b) and 60(1)(a))

(see paras 56, 79-82, 91-95)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 June 2019 (Case R 2434/2018-5), relating to invalidity proceedings between Veronese and Veronese Design Company.

Operative part

The Court:

1. Annuls the decision of the Fifth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 18 June 2019 (Case R 2434/2018-5), relating to invalidity proceedings between Veronese SAS and Veronese Design Company Ltd;
2. Orders EUIPO to bear its own costs and to pay those incurred by Veronese Design Company;

3. Orders Veronese to bear its own costs.