

Form of order sought

The applicant claims that the Court should:

- annul the contested decision in so far as it upheld the opposition in respect of goods in Class 3 and reject the opposition in its entirety;
- order EUIPO and Norma Lebensmittelfilialbetrieb Stiftung & Co. KG to pay the costs of the opposition, appeal and present proceedings.

Plea in law

- Infringement of Article 8(1) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 15 February 2019 — Solnova v EUIPO — Canina Pharma (BIO-INSECT Shocker)

(Case T-86/19)

(2019/C 122/34)

Language in which the application was lodged: German

Parties

Applicant: Solnova AG (Zollikon, Switzerland) (represented by: P. Lee, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Canina Pharma GmbH (Hamm, Germany)

Details of the proceedings before EUIPO

Proprietor of the mark at issue: Other party to the proceedings before the Board of Appeal

Mark at issue: Application for EU trade mark BIO-INSECT Shocker — Application for registration No 14 837 553

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 11 December 2018 in Case R 276/2018-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order the other party to the proceedings before the Board of Appeal to pay the costs of the proceedings, including those incurred in the appeal proceedings.

Pleas in law

- Infringement of Article 7(1)(b) and (c) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 7(1)(f) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 7(1)(g) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Order of the General Court of 6 February 2019 — British Aggregates v Commission**(Joined Cases T-101/14 and T-610/15) ⁽¹⁾**

(2019/C 122/35)

Language of the case: English

The President of the Third Chamber has ordered that the case be removed from the register.

⁽¹⁾ OJ C 112, 14.4.2014.

Order of the General Court of 6 February 2019 — British Aggregates and Others v Commission**(Case T-741/15) ⁽¹⁾**

(2019/C 122/36)

Language of the case: English

The President of the Third Chamber has ordered that the case be removed from the register.

⁽¹⁾ OJ C 68, 22.2.2016.
