

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

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 5 February 2020 (Case R 810/2019-1), relating to the international registration designating the European Union in respect of the figurative mark \$ Cash App.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Square, Inc. to bear its own costs and pay those incurred by the European Union Intellectual Property Office (EUIPO).

⁽¹⁾ OJ C 209, 22.6.2020.

Judgment of the General Court of 20 October 2021 — St. Hippolyt v EUIPO — Raisioaqua (Vital like nature)

(Case T-351/20) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for the EU figurative mark Vital like nature — Earlier EU figurative mark VITAL — 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 502/35)

Language of the case: English

Parties

Applicant: St. Hippolyt Holding GmbH (Dielheim, Germany) (represented by: M. Gail, lawyer)

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

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Raisioaqua Oy (Raisio, Finland) (represented by: K. Rantala, lawyer)

Re:

Action brought against the decision of the Second Board of Appeal of EUIPO of 9 March 2020 (Case R 1279/2019-2) relating to opposition proceedings between Raisioaqua and St. Hippolyt Holding.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders St. Hippolyt Holding GmbH to pay the costs.

⁽¹⁾ OJ C 247, 27.7.2020.