

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders TA to pay the costs.

⁽¹⁾ OJ C 44, 8.2.2021.

Judgment of the General Court of 23 March 2022 — OT v Parliament

(Case T-757/20) ⁽¹⁾

(Civil service — Officials — Disciplinary penalty — Reprimand — Article 21a of the Staff Regulations — Error of assessment)

(2022/C 198/55)

Language of the case: French

Parties

Applicant: OT (represented by: C. Bernard-Glanz and S. Rodrigues, lawyers)

Defendant: European Parliament (represented by: I. Lázaro Betancor and M. Windisch, acting as Agents)

Re:

Application under Article 270 TFEU seeking annulment of the decision of the Parliament of 19 December 2019 imposing a reprimand on the applicant.

Operative part of the judgment

The Court:

1. Annuls the decision of the European Parliament of 19 December 2019 imposing a reprimand on the applicant;
2. Orders the Parliament to pay the costs.

⁽¹⁾ OJ C 62, 22.2.2021.

Judgment of the General Court of 9 March 2022 — PrenzMarien v EUIPO — Molson Coors Brewing Company (UK) (STONES)

(Case T-766/20) ⁽¹⁾

(EU trade mark — Revocation proceedings — EU word mark STONES — Declaration of revocation in part — Article 58(1)(a) of Regulation (EU) 2017/1001 — Genuine use in the European Union — Article 19(1) and Article 10(3) of Delegated Regulation (EU) 2018/625)

(2022/C 198/56)

Language of the case: English

Parties

Applicant: PrenzMarien GmbH (Berlin, Germany) (represented by: M. Kloth, R. Briske and D. Habel, lawyers)

Defendant: European Union Intellectual Property Office (represented by: R. Raponi and D. Hanf, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Molson Coors Brewing Company (UK) Ltd (Burton Upon Trent, United Kingdom) (represented by: H.-M. Elo and E. Hodge, lawyers)

Re:

Action brought against the decision of the Second Board of Appeal of EUIPO of 29 September 2020 (Case R 274/2020-2), relating to revocation proceedings between PrenzMarien and Molson Coors Brewing Company (UK).

Operative part of the judgment

The Court:

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

⁽¹⁾ OJ C 62, 22.2.2021.

Judgment of the General Court of 23 March 2022 — Team Beverage v EUIPO (Beverage Analytics)

(Case T-113/21) ⁽¹⁾

(EU trade mark — Application for EU word mark Beverage Analytics — Absolute ground for refusal — No distinctive character — Descriptive character — Article 7(1)(b) and (c) of Regulation (EU) 2017/1001)

(2022/C 198/57)

Language of the case: German

Parties

Applicant: Team Beverage AG (Bremen, Germany) (represented by: O. Spieker, A. Schönfleisch and N. Willich, lawyers)

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

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 11 December 2020 (Case R 727/2020-5), regarding an application for registration of the word sign Beverage Analytics as an EU trade mark.

Operative part of the judgment

The Court:

1. Annuls the decision of the Fifth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 11 December 2020 (Case R 727/2020-5) in so far as it refuses registration of the word sign Beverage Analytics as an EU trade mark for 'Website development software' and 'Computer operating programs, recorded' in Class 9 of the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks of 15 June 1957, as revised and amended, and for the services of 'Creating and maintaining web sites for others', 'Transfer of data or documents from physical to electronic data carriers', 'Monitoring of computer systems by remote access to ensure proper functioning', 'Web site design consultancy', 'Digitization of documents', 'Duplication of computer programs', 'Quality control', 'Recovery of computer data' and 'Testing and research relating to machines, apparatus and instruments' in Class 42;