

Form of order sought

The applicant claims that the Court should:

- annul the decision of the Cancellation Division of 28 November 2018;
- annul the contested decision;
- declare the trade mark at issue valid;
- order EUIPO and intervener to pay the costs.

Plea in law

- Infringement of Article 59(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 3 April 2020 — Chatwal v EUIPO — Timehouse Capital (THE TIME)

(Case T-186/20)

(2020/C 191/46)

Language of the case: English

Parties

Applicant: Chatwal Hotels & Resorts LLC (New York, New York, United States) (represented by: N. Hine, Solicitor)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Timehouse Capital GmbH (Grasbrunn, Germany)

Details of the proceedings before EUIPO

Applicant of the trade mark at issue: Applicant before the General Court

Trade mark at issue: Application for European Union word mark THE TIME — Application for registration No 16 614 471

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the First Board of Appeal of EUIPO of 28 January 2020 in Case R 2264/2018-1

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- refuse the opposition;
- accept the contested application;
- order EUIPO and/or the other party to pay the costs incurred by the applicant.

Plea in law

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

Action brought on 9 April 2020 — Davide Groppi v EUIPO — Viabizzuno (Lamps)**(Case T-187/20)**

(2020/C 191/47)

*Language in which the application was lodged: Italian***Parties**

Applicant: Davide Groppi Srl (Piacenza, Italy) (represented by: F. Boscarior de Roberto, D. Capra and V. Malerba, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Viabizzuno Srl (Bentivoglio, Italy)

Details of the proceedings before EUIPO

Proprietor of the design at issue: Applicant before the Court

Design at issue: Community design No 2 503 680-0001

Contested decision: Decision of the Third Board of Appeal of EUIPO of 23 January 2020 in Case R 126/2019-3

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- order the defendant and respondent to pay the costs.

Plea in law

Infringement of Article 6 and Article 25(1)(b) of Council Regulation (EC) No 6/2002.

Action brought on 6 April 2020 — Chiquita Brands v EUIPO — Fyffes International (HOYA)**(Case T-189/20)**

(2020/C 191/48)

*Language of the case: English***Parties**

Applicant: Chiquita Brands LLC (Fort Lauderdale, Florida, United States) (represented by: W. Pors, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Fyffes International Unlimited Company (Dublin, Ireland)