

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 15 January 2020 in Case R 246/2019-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- decide on costs for the proceedings before the Board of Appeal and the General Court.

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 — Tikal Marine Systems v EUIPO — Ultra Safety Systems (Ultra Tef-Gel)

(Case T-192/20)

(2020/C 191/50)

Language of the case: English

Parties

Applicant: Tikal Marine Systems GmbH (Norderstedt, Germany) (represented by: M. Mahnkopf, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Ultra Safety Systems Inc. (Mangonia Park, Florida, United States)

Details of the proceedings before EUIPO

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

Trade mark at issue: European Union word mark Ultra Tef-Gel — European Union trade mark No 15 369 739

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 29 January 2020 in Case R 2499/2018-4

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 the defendant 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 6 April 2020 — Berebene v EUIPO — Consorzio vino Chianti Classico (GHISU)**(Case T-201/20)**

(2020/C 191/51)

*Language in which the application was lodged: Italian***Parties***Applicant:* Berebene Srl (Rome, Italy) (represented by: A. Massimiani, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* Consorzio vino Chianti Classico (Radda in Chianti, Italy)**Details of the proceedings before EUIPO***Applicant for the trade mark at issue:* Applicant before the Court*Trade mark at issue:* European Union figurative mark in colour GHISU — Application for registration No 17 232 571*Procedure before EUIPO:* Opposition proceedings*Contested decision:* Decision of the First Board of Appeal of EUIPO of 23 January 2020 in Case R 592/2019-1**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- and, as a result, order the registration of EU figurative mark GHISU No 17 232 571 also for the goods in Class 33 of the Nice Agreement;
- order EUIPO to pay the costs of the opposition and appeal proceedings.

Plea in law

- Incorrect comparison of the marks at issue and incorrect global assessment of the likelihood of confusion and unfair advantage.

Action brought on 9 April 2020 — JH v Europol**(Case T-208/20)**

(2020/C 191/52)

*Language of the case: German***Parties***Applicant:* JH (represented by: M. Quaas, lawyer)