

Judgment of the General Court of 8 February 2023 –PBL and WA v Commission(Case T-538/21) ⁽¹⁾**(State aid — Aid to a professional football club — Refusal to register a complaint lodged by one of the members of a football club — Status of interested party)**

(2023/C 112/40)

Language of the case: French

Parties**Applicants:** *Penya Barça Lyon: Plus que des supporters* (PBL) (Bron, France) and WA (represented by: J. Branco, lawyer)**Defendant:** European Commission (represented by: B. Stromsky and G. Braga da Cruz, acting as Agents)**Re:**

By their action, the applicants seek, under Article 263 TFEU, first, annulment of the Commission's decision COMP.C.4/AH/mdr 2021(092342) of 1 September 2021 on the status of a complaint submitted in connection with alleged State aid granted to the Paris Saint-Germain football club (SA.64489), and, second, directions to be issued to the European Commission.

Operative part of the judgment

The Court:

1. Dismisses the application;
2. Orders *Penya Barça Lyon: Plus que des supporters* (PBL) and WA to pay the costs, including those relating to the proceedings for interim measures.

⁽¹⁾ OJ C 431, 25.10.2021.

Judgment of the General Court of 8 February 2023 — UniSkin v EUIPO — Unicskin (UNISKIN by Dr. Søren Frankild)(Case T-787/21) ⁽¹⁾**(EU trade mark — Opposition proceedings — Application for the EU figurative mark UNISKIN by Dr. Søren Frankild — Earlier national figurative mark UNICSKIN YOUR EFFECTIVE SOLUTION — Relative ground for refusal — Likelihood of confusion — Similarity of the goods and services — Distinctive character of the earlier mark — Similarity of the signs — Article 8(1)(b) of Regulation (EU) 2017/1001)**

(2023/C 112/41)

Language of the case: English

Parties**Applicant:** UniSkin ApS (Silkeborg, Denmark) (represented by: M. Hoffgaard Rasmussen, lawyer)**Defendant:** European Union Intellectual Property Office (represented by: E. Śliwińska and T. Frydendahl, acting as Agents)**Other party to the proceedings before the Board of Appeal of EUIPO:** Unicskin, SL (Madrid, Spain)

Re:

By its action under Article 263 TFEU, the applicant seeks the annulment of the decision of the Fourth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 20 October 2021 (Case R 771/2021-4).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders UniSkin ApS to pay the costs.

(¹) OJ C 73, 14.2.2022.

Judgment of the General Court of 8 February 2023 — Bensoussan v EUIPO — Lulu’s Fashion Lounge (LOULOU STUDIO)

(Case T-24/22) (¹)

(EU trade mark — Opposition proceedings — Application for European Union word mark LOULOU STUDIO — Earlier international word mark LULU’S — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EU) 2017/1001)

(2023/C 112/42)

Language of the case: English

Parties

Applicant: Ugo Bensoussan (Paris, France) (represented by: V. Bouchara and A. Maier, lawyers)

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

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Lulu’s Fashion Lounge LLC (Chico, California, United States) (represented by: C. Bercial Arias, K. Dimidjian-Lecompte and K. Henry, lawyers)

Re:

By his action under Article 263 TFEU, the applicant seeks annulment of the decision of the Fourth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 12 November 2021 (Case R 480/2021-4).

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Mr Ugo Bensoussan to pay the costs.

(¹) OJ C 138, 28.3.2022.