

Plea in law

- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council when conducting the global assessment and assessing the likelihood of confusion.

Action brought on 21 January 2021 — PZ v Commission**(Case T-49/21)**

(2021/C 128/48)

*Language of the case: English***Parties***Applicant:* PZ (represented by: S. Rodrigues and A. Champetier, lawyers)*Defendant:* European Commission**Form of order sought**

The applicant claims that the Court should:

- annul the 2019 appraisal report covering the period from 1 January to 31 December 2019, communicated to the applicant on 19 February 2020;
- together with, and so far as necessary, annul the decision of 23 October 2020 (notified to the applicant on 30 October 2020) rejecting the applicant's complaint of 26 June 2020 and
- order the defendant to pay the costs.

Pleas in law and main arguments

In support of the action, the applicant relies on four pleas in law.

1. First plea in law, alleging manifest errors of assessment by the defendant.
2. Second plea in law, alleging breach of the duty to state reasons by the defendant.
3. Third plea in law, alleging breach of his right to be heard.
4. Forth plea in law, alleging lack of independence of the appraisal officer.

Action brought on 25 January 2021 — ClientEarth v Commission**(Case T-52/21)**

(2021/C 128/49)

*Language of the case: English***Parties***Applicant:* ClientEarth AISBL (Brussels, Belgium) (represented by: O. Brouwer, lawyer)*Defendant:* European Commission**Form of order sought**

The applicant claims that the Court should:

- annul the implied decision of the defendant of 16 November 2020 to refuse access to certain requested documents related to fisheries controls pursuant to Regulation (EC) No 1049/2001⁽¹⁾ and Regulation (EC) No 1367/2006;⁽²⁾