

- alter the contested decision by declaring the European trade mark registration STEAM No 5 435 375 revoked in its entirety and;
- order EUIPO to bear the costs of the proceedings.

#### **Pleas in law**

- Infringement of Article 58(1)(a) in conjunction with Article 18 of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 94(1), first sentence, of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 94(1), second sentence, of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

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**Action brought on 24 September 2021 — B&Bartoni v EUIPO — Hypertherm (Welding torches (part of -))**

**(Case T-617/21)**

(2021/C 471/78)

*Language of the case: English*

#### **Parties**

*Applicant:* B&Bartoni spol. s r.o. (Dolní Cetno, Czech Republic) (represented by: E. Lachmannová, lawyer)

*Defendant:* European Union Intellectual Property Office (EUIPO)

*Other party to the proceedings before the Board of Appeal:* Hypertherm, Inc. (Hanover, New Hampshire, United States)

#### **Details of the proceedings before EUIPO**

*Proprietor of the design at issue:* Other party to the proceedings before the Board of Appeal

*Design at issue:* European Union design 1 292 122-0001

*Contested decision:* Decision of the Third Board of Appeal of EUIPO of 16 July 2021 in Case R 2843/2019-3

#### **Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs.

#### **Plea in law**

- Infringement of Article 4(2) of Council Regulation (EC) No 6/2002.

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**Action brought on 27 September 2021 — PricewaterhouseCoopers Belastingadviseurs v EUIPO — Haufe-Lexware (TAXMARC)**

**(Case T-619/21)**

(2021/C 471/79)

*Language of the case: English*

#### **Parties**

*Applicant:* PricewaterhouseCoopers Belastingadviseurs NV (Amsterdam, Netherlands) (represented by: R. Stoop, lawyer)