

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

*Other party to the proceedings before the Board of Appeal:* Haufe-Lexware GmbH & Co. KG (Freiburg, 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 TAXMARC — Application for registration No 18 047 421

*Procedure before EUIPO:* Opposition proceedings

*Contested decision:* Decision of the Fourth Board of Appeal of EUIPO of 21 July 2021 in Case R 131/2021-4

### **Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO to pay the costs of this application and order Haufe-Lexware to pay the costs of the proceedings before the Opposition Division and the Board of Appeal.

### **Pleas in law**

- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 71(1)(b) of Commission Delegated Regulation (EU) 2018/625.

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**Action brought on 29 September 2021 — Puma v EUIPO — SMB Swisspour (PUMA)**

**(Case T-622/21)**

(2021/C 471/80)

*Language in which the application was lodged: German*

### **Parties**

*Applicant:* Puma SE (Herzogenaurach, Germany) (represented by: M. Schunke and P. Trieb, lawyers)

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

*Other party to the proceedings before the Board of Appeal:* SMB Swisspour GmbH (Wildau, Germany)

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

*Applicant for the trade mark at issue:* Other party to the proceedings before the Board of Appeal

*Trade mark at issue:* Application for EU word mark PUMA — Application for registration No 15 740 079

*Procedure before EUIPO:* Opposition proceedings

*Contested decision:* Decision of the First Board of Appeal of EUIPO of 8 July 2021 in Case R 2493/2019-1

### **Form of order sought**

The applicant claims that the Court should:

- annul the contested decision and refuse the application for the contested mark;
- order EUIPO to pay the costs of the proceedings, including those incurred in the proceedings before the Board of Appeal.

### **Plea in law**

- Infringement of Article 8(5) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

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## **Action brought on 29 September 2021 — Puma v EUIPO — Vaillant (Puma)**

**(Case T-623/21)**

(2021/C 471/81)

*Language in which the application was lodged: German*

### **Parties**

*Applicant:* Puma SE (Herzogenaurach, Germany) (represented by: M. Schunke and P. Trieb, lawyers)

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

*Other party to the proceedings before the Board of Appeal:* Vaillant GmbH (Remscheid, Germany)

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

*Applicant for the trade mark at issue:* Other party to the proceedings before the Board of Appeal

*Trade mark at issue:* Application for EU word mark Puma — Application for registration No 17 867 529

*Procedure before EUIPO:* Opposition proceedings

*Contested decision:* Decision of the First Board of Appeal of EUIPO of 8 July 2021 in Case R 1875/2019-1

### **Form of order sought**

The applicant claims that the Court should:

- annul the contested decision and refuse the application for the contested mark;
- order EUIPO to pay the costs of the proceedings, including those incurred in the proceedings before the Board of Appeal.

### **Plea in law**

- Infringement of Article 8(5) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.
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