

- Infringement of Article 20 and Article 41(1) and (2)(a) and (c) of Charter of Fundamental Rights of the European Union in particular the right to be heard, the obligation of the administration to give reasons for its decisions, the principles of good administration, legal certainty and equal treatment.

Action brought on 4 October 2021 — CB v EUIPO — China Construction Bank (CCB)

(Case T-639/21)

(2021/C 481/52)

Language of the case: English

Parties

Applicant: Groupement des cartes bancaires (CB) (Paris, France) (represented by: C. Herissay-Ducamp, lawyer)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: China Construction Bank Corp. (Beijing, China)

Details of the proceedings before EUIPO

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

Trade mark at issue: Application for European Union figurative mark CCB — Application for registration No 13 359 609

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Second Board of Appeal of EUIPO of 30 July 2021 in Case R 1305/2020-2

Form of order sought

The applicant claims that the Court should:

- annul the contested decision, uphold the opposition and reject the application for trade mark No 13 359 609;
- order EUIPO to pay the costs.

Pleas in law

- Infringement of Article 94 of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 8(5) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 5 October 2021 — Foodwatch v Commission

(Case T-643/21)

(2021/C 481/53)

Language of the case: German

Parties

Applicant: Foodwatch eV (Berlin, Germany) (represented by: R. Klinger, C. Douhaire and S. Ernst, lawyers)

Defendant: European Commission