



C/2024/5246

2.9.2024

**Action brought on 24 July 2024 – Verband der Islamischen Kulturzentren v EUIPO – Inaba Shokuhin
(TUNA)**

(Case T-377/24)

(C/2024/5246)

Language in which the application was lodged: English

Parties

Applicant: Verband der Islamischen Kulturzentren eV (Cologne, Germany) (represented by: C. Sánchez Margareto and M. Pastor Palomares, lawyers)

Defendant: European Union Intellectual Property Office

Other party to the proceedings before the Board of Appeal: Inaba Shokuhin Co. Ltd (Shizuoka, Japan)

Details of the proceedings before EUIPO

Proprietor of the trade mark at issue: Applicant before the General Court

Trade mark at issue: European Union word mark TUNA – European Union trade mark No 11 960 721

Procedure before EUIPO: Cancellation proceedings

Contested decision: Decision of the Fifth Board of Appeal of EUIPO of 24 May 2024 in Case R 1651/2023-5

Form of order sought

The applicant claims that the Court should:

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

Pleas in law

- Infringement of Article 59(1)(a) in conjunction with Article 7(1)(g) of Regulation (EU) 2017/1001 of the European Parliament and of the Council;
- Infringement of Article 63(3) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.