

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 10 October 2001

in Case T-111/00: British American Tobacco International (Investments) Ltd v Commission of the European Communities⁽¹⁾

(Decision 94/90/ECSC, EC, Euratom — Public access to Commission documents — Minutes of the Committee on Excise Duties — Partial access — Exception — Identities of national delegations — Protection of an institution's interest in the confidentiality of its proceedings)

(2002/C 3/43)

(Language of the case: English)

In Case T-111/00: British American Tobacco International (Investments) Ltd, established in London (United Kingdom), represented by S. Crosby, Solicitor, against Commission of the European Communities (Agents: U. Wölker and X. Lewis) — application for annulment of the Commission's decision partially refusing an application for access to certain minutes of the Committee on Excise Duties — the Court of First Instance (First Chamber), composed of B. Vesterdorf, President, M. Vilaras and N.J. Forwood, Judges; H. Jung, Registrar, has given a judgment on 10 October 2001, in which it:

1. *Annuls the Commission's decision partially to reject an application for access to certain minutes of the Committee on Excise Duties.*
2. *Orders the Commission to pay the costs.*

⁽¹⁾ OJ C 192 of 8.7.2000.

JUDGMENT OF THE COURT OF FIRST INSTANCE

of 19 September 2001

in Case T-117/00: Procter & Gamble Company v Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM)⁽¹⁾

(Community trade mark — Shape of a product for washing machines or dishwashers — Three-dimensional mark — Absolute ground for refusal — Article 7(1)(b) of Regulation (EC) No 40/94)

(2002/C 3/44)

(Language of the case: English)

In Case T-117/00: Procter & Gamble Company, established in Cincinnati, Ohio (United States of America), represented by C.J.J.C. van Nispen and G. Kuipers, lawyers, with an address for service in Luxembourg, against Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) (Agents: A. von Mühlendahl, D. Schennen and C. Røhl Søberg) — application brought against the decision of the First Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) of 8 March 2000 (Case R-509/1999-1), which was notified to the applicant on 13 March 2000 — the Court of First Instance (Second Chamber), composed of A.W.H. Meij, President, A. Potocki and J. Pirrung, Judges; D. Christensen, Administrator, for the Registrar, has given a judgment on 19 September 2001, in which it:

1. *Dismisses the action;*
2. *Orders the parties to bear their own costs.*

⁽¹⁾ OJ C 192 of 8.7.2000.