

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: P. Bullock, acting as Agent)

**Re:**

Action brought against the decision of the Fourth Board of Appeal of OHIM of 18 January 2012 (Case R 1418/2011-4), concerning the international registration designating the European Community of the word sign ECO PRO

**Operative part of the judgment**

*The Court:*

1. Dismisses the action;
2. Orders Bayerische Motoren Werke AG to pay the costs.

(<sup>1</sup>) OJ C 165, 9.6.2012.

**Order of the General Court of 12 April 2013 — Oster Weinkellerei v OHIM — Viñedos Emiliana (Igama)**

(Case T-474/11) (<sup>1</sup>)

**(Community trade mark — Annulment of the opposing trade mark — No need to adjudicate)**

(2013/C 164/31)

*Language of the case: German*

**Parties**

*Applicant:* Andreas Oster Weinkellerei KG (Cochem, Germany) (represented by: N. Schindler, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Pohlmann, Agent)

*Other party to the proceedings before the Board of Appeal of OHIM:* Viñedos Emiliana, SA (Las Condes, Santiago, Chili)

**Re:**

Action brought against the decision of the Second Board of Appeal of OHIM of 22 June 2011 (Case R 637/2010-2) relating to opposition proceedings between Andreas Oster Weinkellerei KG and Viñedos Emiliana, SA.

**Operative part of the order**

1. There is no longer any need to adjudicate on the action.
2. The applicant and OHIM shall bear their own costs.

(<sup>1</sup>) OJ C 319, 29.10.2011.

**Order of the General Court of 9 April 2013 — PT Ecogreen Oleochemicals and Others v Council**

(Case T-28/12) (<sup>1</sup>)

**(Dumping — Imports of certain fatty alcohols and their blends originating in India, Indonesia and Malaysia — Definitive anti-dumping duty — Adoption of a new regulation — No longer any interest in bringing proceedings — No need to adjudicate)**

(2013/C 164/32)

*Language of the case: English*

**Parties**

*Applicants:* PT Ecogreen Oleochemicals (Kabil-Batam, Indonesia); Ecogreen Oleochemicals (Singapore) Pte Ltd, (Singapore, Singapore); and Ecogreen Oleochemicals GmbH (Dessau-Roßlau, Germany) (represented by: F. Graafsma and J. Cornelis, lawyers)

*Defendant:* Council of the European Union (represented by: J.-P. Hix, Agent, and by G. Berrisch and N. Chesaites, lawyers)

**Re:**

Application for the annulment in part of Council Implementing Regulation (EU) No 1138/2011 of 8 November 2011 imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of certain fatty alcohols and their blends originating in India, Indonesia and Malaysia (OJ 2011 L 293, p. 1), in so far as it imposes an anti-dumping duty on PT Ecogreen Oleochemicals.

**Operative part of the order**

1. There is no longer any need to adjudicate on the action.
2. There is no longer any need to adjudicate on the application for leave to intervene of Sasol Olefins & Surfactants GmbH and Sasol Germany GmbH.
3. The Council of the European Union shall bear, in addition to its own costs, those incurred by PT Ecogreen Oleochemicals, Ecogreen Oleochemicals (Singapore) Pte Ltd and Ecogreen Oleochemicals GmbH.
4. Sasol Olefins & Surfactants and Sasol Germany shall bear their own costs.

(<sup>1</sup>) OJ C 73, 10.3.2012.