

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Coppenrath-Verlag GmbH & Co. KG to pay the costs.

(⁽¹⁾) OJ C 55, 23.2.2013.

**Judgment of the General Court of 29 January 2014 —
Goldsteig Käsereien Bayerwald v OHIM — Vieweg
(goldstück)**

(Case T-47/13) (⁽¹⁾)

(Community trade mark — Opposition proceedings — Application for Community figurative mark goldstück — Earlier Community word mark GOLDSTEIG — Relative ground for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

(2014/C 71/35)

Language of the case: German

Parties

Applicant: Goldsteig Käsereien Bayerwald GmbH (Cham, Germany) (represented by: S. Biagosch, lawyer)

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

Other party to the proceedings before the Board of Appeal of OHIM, intervener before the General Court: Christin Vieweg (Sonneberg, Germany) (represented by: J. Pröll, lawyer)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 14 November 2012 (Case R 2589/2011-1) relating to opposition proceedings between Goldsteig Käsereien Bayerwald GmbH and Ms Christin Vieweg.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Goldsteig Käsereien Bayerwald GmbH to pay the costs.

(⁽¹⁾) OJ C 86, 23.3.2013.

**Judgment of the General Court of 23 January 2014 —
Novartis v OHIM (CARE TO CARE)**

(Case T-68/13) (⁽¹⁾)

(Community trade mark — Application for the Community word mark CARE TO CARE — Absolute ground for refusal — No distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009)

(2014/C 71/36)

Language of the case: English

Parties

Applicant: Novartis AG (Basle, Switzerland) (represented by: M. Douglas, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: M. Rajh and J. Crespo Carrillo, acting as Agents)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 29 November 2012 (Case R 953/2012-1), concerning an application for registration of the word sign CARE TO CARE as a Community trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Novartis AG to pay the costs.

(⁽¹⁾) OJ C 108, 13.4.2013.

**Judgment of the General Court of 23 January 2014 —
Commission v BO**

(Case T-174/13 P) (⁽¹⁾)

(Appeal — Civil Service — Contractual agents — Social security — Reimbursement of transport costs — Transport costs incurred for linguistic reasons — Article 19(2) of the Joint rules on sickness insurance for officials of the European Communities — Paragraph 2.5 in Chapter 12 of Title II of the general implementing directives concerning the reimbursement of medical costs)

(2014/C 71/37)

Language of the case: French

Parties

Appellant: European Commission (represented by: J. Currall and D. Martin, acting as Agents)

Other party to the proceedings: BO (Amman, Jordan) (represented by: L. Levi, M. Vandenbussche and C. Bernard-Glanz, lawyers)

Re:

Appeal brought against the judgment delivered by the Civil Service Tribunal (First Chamber) on 15 January 2013 in Case F-27/11 BO v Commission, not yet published in the ECR, seeking the setting aside of that judgment.

Operative part of the judgment

The Court:

1. Dismisses the appeal;
2. Orders the European Commission to bear its costs and those incurred by BO in the context of the present proceedings.

⁽¹⁾ OJ C 164, 8.6.2013.

Order of the General Court of 13 January 2014 — Investigación y Desarrollo en Soluciones y Servicios IT v Commission

(Case T-134/12) ⁽¹⁾

(Action for annulment and damages — Contracts concerning financial assistance from the European Union for research and development projects — Plea of inadmissibility — Failure to reclassify forms of order sought — In admissible)

(2014/C 71/38)

Language of the case: Spanish

Parties

Applicant: Investigación y Desarrollo en Soluciones y Servicios IT S.A. (Alicante, Spain) (represented by: M. Jiménez Perona, lawyer)

Defendant: European Commission (represented by: R. Lyal and B. Conte, Agents, and J. Rivas Andrés and X. García García, lawyers)

Re:

Application, first, for annulment of the decision in the Commission's letter of 13 January 2012 concerning the reimbursement of the sums mentioned in the debit notes corresponding to the financial audit to which the applicant was subject and, second, a claim for non-contractual liability seeking an order for the Commission to pay damages and interest of EUR 732 768.

Operative part of the order

1. The action is dismissed.
2. Investigación y Desarrollo en Soluciones y Servicios IT S.A. is ordered to bear its own costs and to pay those incurred by the European Commission, including those relating to the proceedings for interim measures.

⁽¹⁾ OJ C 157, 2.6.2012.

Order of the General Court of 13 January 2014 — Lebedef v Commission

(Joined Cases T-116/13 P and T-117/13 P) ⁽¹⁾

(Appeal — Staff cases — Officials — Reports — Career development report — 2008 and 2009 evaluation period — Half-time secondment for the purposes of union representation — Staff evaluation reports covering the tasks carried out in the service to which he was assigned — Designation for union purpose — Actions dismissed at first instance as manifestly unfounded — Appeal dismissed in part as manifestly inadmissible and in part as manifestly unfounded)

(2014/C 71/39)

Language of the case: French

Parties

Appellant: Giorgio Lebedef (Senningerberg, Luxembourg) (represented by: F. Frabetti, lawyer)

Other party to the proceedings: European Commission (represented by: C. Berardis-Kayser and G. Berscheid, acting as Agents, assisted by B. Wägenbaur, lawyer)

Re:

Two appeals brought against the orders of the European Union Civil Service Tribunal (Third Chamber) of 12 December 2012, in Case F 70/11 Lebedef v Commission and in Case F 109/11 Lebedef v Commission, not yet published in the ECR, seeking an order that those orders be set aside.

Operative part of the order

1. The appeals are dismissed.
2. Mr Giorgio Lebedef will bear his own costs and those incurred by the European Commission on the appeal.

⁽¹⁾ OJ C 147, 25.5.2013.