

**Parties to the main proceedings**

*Applicant:* Município de Vila Pouca de Aguiar

*Defendant:* Sá Machado & Filhos SA

*In the presence of:* Norcep Construções e Empreendimentos Lda

**Operative part of the order**

*The request for a preliminary ruling brought by the Supremo Tribunal Administrativo (Supreme Administrative Court, Portugal), by decision of 9 April 2015, is manifestly inadmissible.*

<sup>(1)</sup> OJ C 254, 3.8.2015.

---

**Order of the Court (Sixth Chamber) of 14 July 2016 — Pollmeier Massivholz GmbH & Co. KG v European Commission, Land Hessen**

(Case C-246/15 P) <sup>(1)</sup>

*(Appeal — Article 181 of the Rules of Procedure of the Court — State aid — State measures concerning the establishment of a sawmill in Land Hessen (Germany) — Decision finding no State aid — Formal investigation procedure not initiated — Appeal manifestly inadmissible in part and manifestly unfounded in part)*

(2016/C 343/15)

*Language of the case:* German

**Parties**

*Appellant:* Pollmeier Massivholz GmbH & Co. KG (represented by: J. Heithecker and J. Ylinen, lawyers)

*Other parties to the proceedings:* European Commission (represented by: F. Erlbacher and C. Urraca Caviedes, acting as Agents), Land Hessen (represented by: U. Soltész and A. Richter, lawyers)

**Operative part of the order**

- 1) *The appeal is dismissed.*
- 2) *Pollmeier Massivholz GmbH & Co. KG shall pay the costs.*

<sup>(1)</sup> OJ C 236, 20.7.2015.

---

**Order of the Court (Eighth Chamber) of 30 June 2016 — Slovenská pošta a.s. v European Commission, Slovak Republic, Cromwell a.s, Slovak Mail Services a.s., Prvá Doručovacia a.s., ID Marketing Slovensko s.r.o. (formerly TNT Post Slovensko s.r.o.)**

(Case C-293/15 P) <sup>(1)</sup>

*(Appeal — Article 181 of the Rules of Procedure of the Court of Justice — Public undertakings — Amendment of Slovakian legislation on postal services — Exclusive rights granted to incumbent operator Slovenská pošta a.s. to provide ‘hybrid’ mail services — Decision declaring those provisions incompatible with Articles 86 EC and 82 EC)*

(2016/C 343/16)

*Language of the case:* English

**Parties**

*Appellant:* Slovenská pošta a.s. (represented by: O. Brouwer and A. Pliego Selie, advocaten)

*Other parties to the proceedings:* European Commission (represented by: T. Christoforou, R. Sauer and C. Vollrath, acting as Agents), Slovak Republic, (represented by: B. Ricziová, acting as Agent), Cromwell a.s., Slovak Mail Services a.s., Prvá Doručovacia a.s., ID Marketing Slovensko s.r.o. (formerly TNT Post Slovensko s.r.o.)

### **Operative part of the order**

1. *The appeal is dismissed.*
2. *Slovenská pošta a.s. shall bear its own costs and pay those incurred by the European Commission.*
3. *The Slovak Republic shall bear its own costs.*

<sup>(1)</sup> OJ C 302, 14.9.2015.

---

### **Order of the Court (Ninth Chamber) of 22 June 2016 — Matratzen Concord GmbH v European Union Intellectual Property Office (EUIPO), KBT & Co. Ernst Kruchen agenzia commercial società in accomandita**

(Case C-295/15 P) <sup>(1)</sup>

*(Appeal — Article 181 of the Rules of Procedure of the Court of Justice — EU trade mark — EU word mark ARKTIS — Application for revocation — Genuine use of the mark — Regulation (EC) No 207/2009 — Article 51(1)(a) — Form of use of the mark — Proof of use of the mark — Consent of the proprietor — Partial rejection of the application for revocation)*

(2016/C 343/17)

*Language of the case: German*

### **Parties**

*Appellant:* Matratzen Concord GmbH (represented by: I. Selting, Rechtsanwalt)

*Other parties to the proceedings:* European Union Intellectual Property Office (EUIPO) (represented by: A. Schifko, Agent), KBT & Co. Ernst Kruchen agenzia commercial società in accomandita (represented by: K. Schulze Horn, Rechtsanwältin)

### **Operative part of the order**

1. *The appeal is dismissed.*
2. *Matratzen Concord GmbH shall pay the costs.*

<sup>(1)</sup> OJ C 302, 14.9.2015.

---

### **Order of the Court (Ninth Chamber) of 12 July 2016 — Vichy Catalán, SA v European Union Intellectual Property Office, Hijos de Rivera, SA**

(Case C-399/15 P) <sup>(1)</sup>

*(Appeal — European Union trade mark — Period within which an action must be brought — Unforeseeable circumstances — Article 181 of the Rules of Procedure of the Court — Manifest inadmissibility)*

(2016/C 343/18)

*Language of the case: Spanish*

### **Parties**

*Appellant:* Vichy Catalán, SA (represented by: R. Bercovitz Álvarez, abogado)

*Other parties to the proceedings:* European Union Intellectual Property Office (represented by: S. Palmero Cabezas, Agent), Hijos de Rivera, SA (represented by: C. Sueiras Villalobos, abogada)