

Action brought on 6 February 2017 — Steiniger v EUIPO — ista Deutschland (IST)**(Case T-80/17)**

(2017/C 112/59)

*Language in which the application was lodged: German***Parties***Applicant:* Ingo Steiniger (Nümbrecht, Germany) (represented by: K. Schulze Horn, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* ista Deutschland GmbH (Essen, Germany)**Details of the proceedings before EUIPO***Applicant for registration of the trade mark at issue:* The applicant*Trade mark at issue:* EU figurative mark containing the word element 'IST' — Application for registration No 10 673 812*Proceedings before EUIPO:* Opposition proceedings*Contested decision:* Decision of the Fifth Board of Appeal of EUIPO of 1 December 2016 in Case R 2242/2015-5**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision and the decision of the Opposition Division of EUIPO of 24 September 2015;
- vary the contested decision in such a way that the objection is rejected in its entirety;
- order EUIPO to pay the costs, including the costs incurred in the course of the appeal proceedings.

Pleas in law

- Infringement of Article 8 of Regulation No 207/2009;
- Infringement of Rule 20(6) of Regulation No 2868/95.

Action brought on 7 February 2017 — Erwin Müller v EUIPO — Novus Tablet Technology Finland (NOVUS)**(Case T-89/17)**

(2017/C 112/60)

*Language in which the application was lodged: German***Parties***Applicant:* Erwin Müller GmbH (Lingen, Germany) (represented by: N. Grüger, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* Novus Tablet Technology Finland Oy (Turku, Finland)**Details of the proceedings before EUIPO***Applicant:* Other party to the proceedings before the Board of Appeal*Trade mark at issue:* EU word mark 'NOVUS' — Application for registration No 13 206 611