

- order EUIPO to pay its own costs and to pay those incurred by Wilhelm Sihh jr. GmbH & Co. KG;
- order in-edit S.à.r.l. to bear its own costs in case of an intervention.

Plea in law

- Infringement of Article 8(1)(b) of Regulation No 207/2009.

Action brought on 28 July 2017 — Comercial Vascongada Recalde v Commission and SRB

(Case T-482/17)

(2017/C 330/16)

Language of the case: Spanish

Parties

Applicant: Comercial Vascongada Recalde, S.A. (Madrid, Spain) (represented by: A. Rivas Rodríguez, lawyer)

Defendants: European Commission and Single Resolution Board

Form of order sought

- Annul the decision of the Single Resolution Board of 7 June 2017 (SRB/EES/2017/08) concerning the adoption of a resolution scheme regarding the institution Banco Popular Español S.A., and of Commission Decision (EU) 2017/1246 of 7 June 2017 endorsing the resolution scheme for Banco Popular Español, S.A.;
- Order the defendant[s] to remedy the harm and damage resulting from the loss in value of the shares in Banco Popular Español, S.A. held by Comercial Vascongada Recalde, S.A., taking the difference in the value of the shares on 6 June 2017, namely EUR 133 385,04, as reference for the compensation, together with interest at the appropriate rate.

Pleas in law and main arguments

In support of the action, the applicant relies on two pleas in law.

1. First plea in law, alleging infringement of Article 18(1)(a) and (4)(c) of Regulation (EU) No 806/2014 of the European Parliament and of the Council of 15 July 2014 establishing uniform rules and a uniform procedure for the resolution of credit institutions and certain investment firms in the framework of a Single Resolution Mechanism and a Single Resolution Fund and amending Regulation (EU) No 1093/2010⁽¹⁾ insofar as the Banco Popular was not 'failing' as described in those provisions.
2. Second plea in law, alleging infringement of Articles 10(10), 10(11) and 21(2)(b) of Regulation No 806/2014, insofar as there were indeed alternatives to the resolution of Banco Popular.

⁽¹⁾ OJ 2014 L 255, p. 1.

Action brought on 28 July 2017 — García Suárez and Others v Commission and SRB

(Case T-483/17)

(2017/C 330/17)

Language of the case: Spanish

Parties

Applicants: María de la Soledad García Suárez (Madrid, Spain), María del Carmen Chueca García (Madrid), Sol María Chueca García (Madrid), Alejandro María Chueca García (Madrid), José María Chueca García (Madrid) and Ignacio María Chueca García (Madrid) (represented by: A. Rivas Rodríguez, lawyer)

Defendants: European Commission and Single Resolution Board

Form of order sought

- Annul the decision of the Single Resolution Board of 7 June 2017 (SRB/EES/2017/08) concerning the adoption of a resolution scheme regarding the institution Banco Popular Español S.A., and of Commission Decision (EU) 2017/1246 of 7 June 2017 endorsing the resolution scheme for Banco Popular Español, S.A.;
- Order the defendant[s] to remedy the harm and damage resulting from the loss in value of the shares in Banco Popular Español, S.A. held by the applicants, taking the difference in the value of the shares on 6 June 2017, namely EUR 9 212,34, as reference for the compensation, together with interest at the appropriate rate.

Pleas in law and main arguments

The pleas in law and main arguments are those put forward in Case T-482/17 *Comercial Vascongada Recalde v Commission and SRB*.

Action brought on 3 August 2017 — Fidesban and Others v SRB

(Case T-484/17)

(2017/C 330/18)

Language of the case: Spanish

Parties

Applicant: Fidesban, SA (Madrid, Spain) and 69 other applicants (represented by: R. Pelayo Jiménez, lawyer)

Defendant: Single Resolution Board

Form of order sought

- Annul the decision of the Single Resolution Board of 7 June 2017 (SRB/EES/2017/08);
- Order the defendant to pay the costs of the proceedings.

Pleas in law and main arguments

The pleas in law and main arguments are similar to those alleged in Case T-478/17, *Mutualidad General de la Abogacía and Others v Single Resolution Board*.

Action brought on 1 August 2017 — Opere Pie d'Onigo v Commission

(Case T-491/17)

(2017/C 330/19)

Language of the case: Italian

Parties

Applicant: Istituzione Pubblica di Assistenza e Beneficienza 'Opere Pie d'Onigo' (Pederobba, Italy) (represented by: G. Maso, lawyer)

Defendant: European Commission