

Pleas in law and main arguments

The pleas in law and main arguments are similar to those put forward in Cases T-478/17, *Mutualidad de la Abogacía and Hermandad Nacional de Arquitectos Superiores y Químicos v Single Resolution Board*, T-481/17, *Fundación Tatiana Pérez de Guzmán el Bueno and SFL v Single Resolution Board*, T-482/17, *Comercial Vascongada Recalde v Commission and Single Resolution Board*, T-483/17, *García Suárez and Others v Commission and Single Resolution Board*, T-484/17, *Fidesban and Others v Single Resolution Board*, T-497/17, *Sánchez del Valle and Calatrava Real State 2015 v Commission and Single Resolution Board*, and T-498/17, *Pablo Álvarez de Linera Granda v Commission and Single Resolution Board*.

Action brought on 4 October 2017 — Amorepacific v EUIPO — Primavera Life (p primera Pure Sprout Energy)

(Case T-684/17)

(2017/C 412/50)

Language in which the application was lodged: German

Parties

Applicant: Amorepacific Corporation (Seoul, Korea) (represented by: B. Führmeyer and F. Klein, lawyers)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Primavera Life GmbH (Oy-Mittelberg, Germany)

Details of the proceedings before EUIPO

Applicant for the trade mark at issue: Applicant

Trade mark at issue: EU figurative mark containing the word elements 'p primera Pure Sprout Energy' — Application for registration No 13 151 683

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the Fourth Board of Appeal of EUIPO of 21 July 2017 in Case R 1744/2016-4

Form of order sought

The applicant claims that the Court should:

- amend the contested decision by rejecting the opposition in its entirety;
- order EUIPO to pay the costs of the proceedings, including those incurred in the appeal proceedings.

Plea in law

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

Action brought on 6 October 2017 — Hola v SRB

(Case T-688/17)

(2017/C 412/51)

Language of the case: Spanish

Parties

Applicant: Hola, SL (Madrid, Spain) (represented by: R. Vallina Hoset and C. Iglesias Megías, lawyers)

Defendant: Single Resolution Board

Form of order sought

The applicant claims that the General Court should:

- Declare that the Single Resolution Board has incurred non-contractual liability and order it to repair the harm suffered by the applicant as a result of both its actions and its omissions which deprived the applicant of the BANCO POPULAR ESPAÑOL, S.A. bonds and securities it owned;
- Principally, order the Board to reimburse the applicant EUR 543 242,11 for investments made in Banco Popular shares and EUR 304 950 for investments in Banco Popular securities;
- In the alternative, order the Board to pay EUR 451 459 for the applicant's Banco Popular shares and EUR 304 950 for its Banco Popular securities ('the amount due');
- Increase the amount due with compensatory interest as of 7 June 2017 until delivery of the judgment disposing of the present case;
- Increase the amount due with corresponding default interest as of the date of delivery of judgment until its payment in full, at the rate set by the European Central Bank (ECB) for main refinancing operations, increased by two percentage points.
- Order the SRB to pay the costs.

Pleas in law and main arguments

The pleas in law and main arguments are similar to those relied on in Case T-659/17, *Vallina Fonseca v SRB*.

Action brought on 5 October 2017 — Top Cable v SRB

(Case T-689/17)

(2017/C 412/52)

Language of the case: Spanish

Parties

Applicant: Top Cable, SA (Rubí, Spain) (represented by: R. Vallina Hoset and A. Sellés Marco, lawyers)

Defendant: Single Resolution Board

Form of order sought

The applicant claims that the General Court should:

- Declare that the Single Resolution Board has incurred non-contractual liability and order it to repair the harm suffered by the applicant as a result of both its actions and its omissions which deprived the applicant of the BANCO POPULAR ESPAÑOL, S.A. bonds and securities it owned;
- Order the Board to pay the applicant EUR 52 000 000 as damages for the harm suffered ('the amount due');
- Increase the amount due with compensatory interest as of 7 June 2017 until delivery of the judgment disposing of the present case;
- Increase the amount due with corresponding default interest as of the date of delivery of judgment up to its payment in full, at the rate set by the European Central Bank (ECB) for main refinancing operations, increased by two percentage points.
- Order the SRB to pay the costs.