

Judgment of the General Court of 19 December 2019 — Karlovarské minerální vody v EUIPO — Aguas de San Martín de Veri (VERITEA)

(Case T-28/19) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for the EU word mark VERITEA — Earlier EU word mark VERI — AGUA PURA DEL PIRINEO — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EU) 2017/1001 — Obligation to state reasons)

(2020/C 61/40)

Language of the case: English

Parties

Applicant: Karlovarské minerální vody a.s. (Karlovy Vary, Czech Republic) (represented by: J. Mrázek, lawyer)

Defendant: European Union Intellectual Property Office (represented by: L. Lapinskaite, J. Crespo Carrillo and H. O'Neill, acting as Agents)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Aguas de San Martín de Veri, SA (Bisaurri, Spain) (represented by: P. González-Bueno Catalán de Ocón, lawyer)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 8 November 2018 (Case R 499/2018-5), relating to opposition proceedings between Aguas de San Martín de Veri and Karlovarské minerální vody.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Karlovarské minerální vody a.s. to pay the costs.*

⁽¹⁾ OJ C 82, 4.3.2019.

Judgment of the General Court of 19 December 2019 — Amigüitos pets & life v EUIPO — Société des produits Nestlé (THE ONLY ONE by alphaspirt wild and perfect)

(Case T-40/19) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for the EU figurative mark THE ONLY ONE by alphaspirt wild and perfect — Earlier EU word mark ONE — Relative grounds for refusal — No likelihood of confusion — Article 8(1)(b) of Regulation (EU) 2017/1001 — Article 8(5) of Regulation 2017/1001)

(2020/C 61/41)

Language of the case: English

Parties

Applicant: Amigüitos pets & life, SA (Lorca, Spain) (represented by: N. Fernández Fernández-Pacheco, lawyer)

Defendant: European Union Intellectual Property Office (represented by: G. Sakalaitė-Orlovskienė and J. Crespo Carrillo, acting as Agents)