

*Defendant:* European Central Bank (ECB) (represented by: E. Koupepidou, R. Bax and F. Bonnard, acting as Agents)

**Re:**

Application under Article 263 TFEU for partial annulment of Decision ECB/SSM/2017-ROMUWSFPU8MPRO8K5P83/248 of the ECB of 19 December 2017, Decision ECB-SSM-2018-FRBNP-17 of the ECB of 26 April 2018, and Decision ECB-SSM-2019-FRBNP-12 of the ECB of 14 February 2019.

**Operative part of the judgment**

The Court:

1. Joins Cases T-150/18 and T-345/18 for the purposes of the present judgment;
2. Annuls paragraphs 9.1 to 9.3 of Decision ECB/SSM/2017-ROMUWSFPU8MPRO8K5P83/248 of the European Central Bank (ECB) of 19 December 2017, paragraphs 9.1 to 9.3 of Decision ECB-SSM-2018-FRBNP-17 of the ECB of 26 April 2018, and paragraphs 8.1 to 8.4 of Decision ECB-SSM-2019-FRBNP-12 of the ECB of 14 February 2019;
3. Orders the ECB to pay the costs.

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<sup>(1)</sup> OJ C 161, 7.5.2018.

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**Judgment of the General Court of 9 September 2020 — Greece v Commission**

(Case T-46/19) <sup>(1)</sup>

**(EAGF and EAFRD — Expenditure excluded from financing — Area-related aid scheme — Definition of ‘permanent grasslands’ — Article 4(1)(h) of Regulation (EU) No 1307/2013 — Integrated administration and control system — Key controls — Regulation No 1306/2013 — Duty to state reasons)**

(2020/C 378/33)

*Language of the case: Greek*

**Parties**

*Applicant:* Hellenic Republic (represented by: G. Kanellopoulos, E. Leftheriotou and A. Vasilopoulou, acting as Agents)

*Defendant:* European Commission (represented by: M. Konstantinidis, J. Aquilina and A. Sauka, acting as Agents)

**Re:**

Application based on Article 263 TFEU for the partial annulment of Commission Implementing Decision (EU) 2018/1841 of 16 November 2018 excluding from European Union financing certain expenditure incurred by the Member States under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) (OJ 2018, L 298, p. 34) to the extent that it concerns the expenditure incurred by the Hellenic Republic.

**Operative part of the judgment**

1. Commission Implementing Decision (EU) 2018/1841 of 16 November 2018 excluding from European Union financing certain expenditure incurred by the Member States under the European Agricultural Guarantee Fund (EAGF) and under the European Agricultural Fund for Rural Development (EAFRD) is annulled to the extent that it imposes on the Hellenic Republic a flat rate correction of 2 % on Decoupled Direct Aids; in an amount of EUR 12 342 563.07 for the 2016 financial year and EUR 12 060 283.13 for the 2017 financial year.

2. The action is dismissed for the remainder.
3. The European Commission and the Hellenic Republic shall bear their own costs.

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<sup>(1)</sup> OJ C 93, 11.3.2019.

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**Judgment of the General Court of 9 September 2020 — Casual Dreams v EUIPO — López Fernández (Dayaday)**

(Case T-50/19) <sup>(1)</sup>

*(EU trade mark — Opposition proceedings — Application for EU figurative mark Dayaday — Earlier national figurative marks DAYADAY and dayaday — Relative grounds for refusal — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001) — Likelihood of confusion — Article 8(5) of Regulation No 207/2009 (now Article 8(5) of Regulation 2017/1001) — Reputation — Unfair advantage taken of the distinctive character or the repute of the earlier trade mark)*

(2020/C 378/34)

Language of the case: Spanish

**Parties**

*Applicant:* Casual Dreams, SLU (Manresa, Spain) (represented by: A. B. Padial Martínez, lawyer)

*Defendant:* European Union Intellectual Property Office (represented by: H. O'Neill, acting as Agent)

*Other party to the proceedings before the Board of Appeal of EUIPO:* Miguel Ángel López Fernández (Fuensalida, Spain)

**Re**

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 16 November 2018 (Case R 2097/2018-5), relating to opposition proceedings between Casual Dreams and Mr López Fernández.

**Operative part of the judgment**

The Court:

1. Annuls the decision of the Fifth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 16 November 2018 (Case R 2097/2018-5) in so far as it concerns the following goods:
  - ‘Polarizing spectacles’, ‘Snow goggles’, ‘Cyclists’ glasses’, ‘Goggles for sports’, ‘Swim goggles’, in Class 9;
  - ‘Wash cloths’, ‘Textile goods and substitutes for textile goods’, ‘Fabrics’, ‘Textiles, not included in other classes’, in Class 24;
2. Dismisses the action as to the remainder;
3. Orders the parties each to bear their own costs.

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<sup>(1)</sup> OJ C 103, 18.3.2019.