

Re:

ACTION brought against the decision of the First Board of Appeal of OHIM of 23 October 2009 (Case R 1805/2007-1), concerning an application for registration of the word sign PAKI as a Community trade mark.

Operative part

The Court:

1. Dismisses the action;
2. Orders PAKI Logistics GmbH to bear its own costs and those incurred by the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM);
3. Orders the United Kingdom of Great Britain and Northern Ireland to bear its own costs.

**Judgment of the General Court (Third Chamber) of 5 October 2011 —
Cooperativa Vitivinícola Arousana v OHIM — Sotelo Ares
(ROSALIA DE CASTRO)**

(Case T-421/10)

(Community trade mark — Opposition proceedings — Application for Community word mark ROSALIA DE CASTRO — Earlier national word mark ROSALIA — Relative ground for refusal — Likelihood of confusion — Similarity of the goods — Assessment of the conceptual similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009)

Community trade mark — Definition and acquisition of the Community trade mark — Relative grounds for refusal — Opposition by the proprietor of an earlier identical or similar mark registered for identical or similar goods or services — Likelihood of confusion with the earlier mark (Council Regulation No 207/2009, Art. 8(1)(b)) (see paras 27, 46-48)

Re:

ACTION brought against the decision of the Fourth Board of Appeal of OHIM of 19 July 2010 (Case R 1804/2008-4), relating to opposition proceedings between María Constantina Sotelo Ares and Cooperativa Vitivinícola Arousana, S. Coop. Galega.

Operative part

The Court:

1. Dismisses the action;
2. Orders Cooperativa Vitivinícola Arousana, S. Coop. Galega to pay the costs.

**Order of the President of the General Court of 5 October 2011 —
Computer Resources International (Luxembourg) v Commission**

(Case T-422/11 R)

(Interim measures — Public procurement — Tendering procedure — Rejection of a tender — Application for suspension of operation of a measure — Loss of opportunity — No serious and irreparable damage — No urgency)