

Other party to the proceedings: European Commission (represented by: F. Ronkes Agerbeek, acting as Agent)

Re:

Appeal brought against the judgment of the General Court (Sixth Chamber) of 27 September 2012 in Case T-357/06 *Koninklijke Wegenbouw Stevin v Commission*, by which the General Court dismissed an action, principally, for annulment of Commission Decision C(2006) 4090 final of 13 September 2006 relating to a proceeding under Article 81 [EC] (Case COMP/F/38.456 — Bitumen (Netherlands)), in so far as it concerns the applicant, and, in the alternative, for reduction of the fine imposed on the applicant by that decision

Operative part of the judgment

The Court:

1. *Dismisses the appeal;*
2. *Orders Koninklijke Wegenbouw Stevin BV to pay the costs.*

⁽¹⁾ OJ C 71, 9.3.2013.

Order of the Court (Sixth Chamber) of 14 November 2013 — TeamBank AG Nürnberg v Office for Harmonisation in the Internal Market (Trade Marks and Designs), Fercredit Servizi Finanziari SpA

(Case C-524/12 P) ⁽¹⁾

(Appeal — Community trade mark — Figurative mark f@ir Credit — Opposition by the proprietor of the Community figurative mark FERCREDIT — Refusal of registration)

(2014/C 52/37)

Language of the case: German

Parties

Appellant: TeamBank AG Nürnberg (represented by: D. Terheggen, lawyer)

Other parties to the proceedings: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: G. Schneider, Agent), Fercredit Servizi Finanziari SpA (represented by: G. Petrocchi, A. Masetti Zannini de Concina and R. Cartella, lawyers)

Re:

Appeal against the judgment of the General Court (Third Chamber) of 19 September 2012 in Case T-220/11 *TeamBank v OHMI — Fercredit Servizi Finanziari*, by which the General Court dismissed the action brought against the decision of the First Board of Appeal of OHIM of 3 February 2011 (Case R 719/2010-1) relating to opposition proceedings between Fercredit Servizi Finanziari SpA and TeamBank AG Nürnberg — Infringement of Article 8(1)(b) of Council Regu-

lation (EC) No 207/2009 of 26 February 2009 on the Community trade mark (OJ 2009 L 78, p. 1) — Likelihood of confusion between a figurative sign including the word element ‘f@ir Credit’ and an earlier international figurative mark including the word element ‘FERCREDIT’.

Operative part of the order

1. *The appeal is dismissed.*
2. *Team Bank AG Nürnberg is ordered to pay the costs.*

⁽¹⁾ OJ C 9, 12.1.2013.

Order of the Court of Justice (Tenth Chamber) of 5 December 2013 — Luigi Marcuccio v European Commission

(Case C-534/12 P) ⁽¹⁾

(Appeal — Action for review — Order of the General Court of the European Union declaring the action inadmissible — Assignment — Reassignment from the delegation in Luanda (Angola) to Brussels (Belgium) — Decision to pack and remove the applicant’s personal effects in his absence — Consequences of a later judgment of the General Court)

(2014/C 52/38)

Language of the case: Italian

Parties

Appellant: Luigi Marcuccio (represented by: G. Cipressa, avvocato)

Other party to the proceedings: European Commission (represented by: C. Berardis-Kayser and G. Gattinara, acting as Agents)

Re:

Appeal against the order of the General Court (Third Chamber) of 11 September 2012 in Case T-241/03 REV *Marcuccio v Commission* by which that court dismissed an application for review of the order of the General Court of 17 May 2006 in Case T-241/03 *Marcuccio v Commission* — Breach of the first subparagraph of Article 64(4) and Article 127(2) of the Rules of Procedure of the General Court — Breach of the first and second subparagraphs of Article 44 of the Statute of the Court of Justice — Breach of Article 47 of the Charter of Fundamental Rights of the European Union.

Operative part of the order

1. *The appeal is dismissed.*
2. *Mr Luigi Marcuccio is ordered to pay the costs.*

⁽¹⁾ OJ C 71, 9.3.2013