

## GENERAL COURT

**Judgment of the General Court of 26 April 2018 — Messi Cuccittini v EUIPO — J-M.-E.V. e hijos (MESSI)**

(Case T-554/14) <sup>(1)</sup>

**(EU trade mark — Opposition proceedings — Application for EU figurative mark MESSI — Earlier EU word marks MASSI — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1011))**

(2018/C 200/31)

Language of the case: Spanish

### Parties

**Applicant:** Lionel Andrés Messi Cuccittini (Barcelona, Spain) (represented by: initially J. L. Rivas Zurdo and M. Toro Gordillo, then J.-B. Devaureix and J.-Y. Teindas Maillard, lawyers)

**Defendant:** European Union Intellectual Property Office (represented by: initially O. Mondéjar Ortuño, then S. Palmero Cabezas, acting as Agents)

**Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court:** J-M.-E.V. e hijos, SRL (Granollers, Spain) (represented by: J. Güell Serra and M. Ceballos Rodríguez, lawyers)

### Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 23 April 2014 (Case R 1553/2013-1), relating to opposition proceedings between J-M.-E.V. e hijos and M. Messi Cuccittini.

### Operative part of the judgment

The Court:

1. Annuls the decision of the First Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 23 April 2014 (Case R 1553/2013-1);
2. Orders EUIPO, in addition to its own costs, to bear those incurred by Mr Lionel Andrés Messi Cuccittini;
3. Orders J-M.-E.V. e hijos, SRL to bear its own costs.

<sup>(1)</sup> OJ C 339, 29.9.2014.

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**Judgment of the General Court of 23 April 2018 — One of Us and Others v Commission**

(Case T-561/14) <sup>(1)</sup>

**(Institutional law — European Citizens' Initiative — Research policy — Public health — Development cooperation — EU financing of activities involving the destruction of human embryos — Commission communication pursuant to Article 10(1)(c) of Regulation (EU) No 211/2011 — Actions for annulment — Capacity to bring legal proceedings — Challengeable act — Partial inadmissibility — Judicial review — Obligation to state reasons — Manifest error of assessment)**

(2018/C 200/32)

Language of the case: English

### Parties

**Applicant:** European Citizens' Initiative One of Us and the other applicants whose names appear in the annex (represented initially by: C. de La Hougue, and subsequently by J. Paillot, lawyers, and finally by P. Diamond, Barrister)