

2. *Orders Icebreaker Ltd to bear the costs.*

(<sup>1</sup>) OJ C 113, 16.5.2009.

**Judgment of the General Court of 8 September 2010 —  
Quinta do Portal v OHIM — Vallegre (PORTO ALEGRE)**

(Case T-369/09) (<sup>1</sup>)

*(Community trade mark — Invalidity proceedings —  
Community word mark PORTO ALEGRE — Earlier  
national word mark VISTA ALEGRE — Relative grounds  
for refusal — Likelihood of confusion — Article 8(1)(b)  
and Article 53(1)(a) of Regulation (EC) No 207/2009)*

(2010/C 288/76)

*Language of the case: Portuguese*

**Parties**

*Applicant:* Sociedade Quinta do Portal SA (Porto, Portugal)  
(represented by: B. Belchior, lawyer)

*Defendant:* Office for Harmonisation in the Internal Market  
(Trade Marks and Designs) (represented by: J. Novais Gonçalves,  
Agent)

*Other party to the proceedings before the Board of Appeal of OHIM:*  
Vallegre, Vinhos do Porto, SA (Sabrosa, Portugal) (represented  
by: P. López Ronda and G. Macias Bonilla, lawyers)

**Re:**

Action brought against the decision of the First Board of Appeal  
of OHIM of 18 June 2009 (Case R 1012/2008-1) concerning  
invalidity proceedings between Vallegre, Vinhos do Porto, SA  
and Sociedade Quinta do Portal SA.

**Operative part of the judgment**

*The Court:*

1. *Dismisses the action;*

2. *Orders Sociedade Quinta do Portal SA to pay the costs.*

(<sup>1</sup>) OJ C 297, 5.12.2009.

**Order of the General Court of 29 July 2010 — Duta v  
Court of Justice**

(Case T-475/08 P) (<sup>1</sup>)

*(Appeal — Civil service — Temporary staff — Recruitment  
— Post as Legal Secretary — Appeal manifestly inadmissible)*

(2010/C 288/77)

*Language of the case: French*

**Parties**

*Appellant:* Radu Duta (Luxembourg, Luxembourg) (represented  
by: F. Krieg, lawyer)

*Other party to the proceedings:* Court of Justice of the European  
Union (represented by: initially by M. Schauss, then by A.  
Placco, acting as Agents)

**Re:**

Appeal brought against the judgment of the Civil Service  
Tribunal of the European Union (Second Chamber) of 4  
September 2008 in Case F-103/07 *Duta v Court of Justice*, not  
yet published in the ECR, and seeking to have that judgment set  
aside.

**Operative part of the order**

1. *The appeal is dismissed.*

2. *Mr Radu Dutashall bear his own costs and pay those incurred by  
the Court of Justice of the European Union in the present  
proceedings.*

(<sup>1</sup>) OJ C 167, 18.7.2009.