

Judgment of the General Court of 6 November 2014 — Popp and Zech v OHIM — Müller-Boré & Partner (MB)

(Case T-463/12) ⁽¹⁾

(Community trade mark — Opposition proceedings — Application for the Community word mark MB — Earlier Community figurative mark MB&P — Genuine use of the earlier mark — Article 42(2) and Article 15(1) of Regulation (EC) No 207/2009 — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation No 207/2009)

(2014/C 448/25)

Language of the case: German

Parties

Applicants: Eugen Popp (Munich, Germany) and Stefan M. Zech (Munich) (represented by: C. Rohnke and M. Jacob initially, then M. Jacob and F. Thiering)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: D. Walicka, Agent)

Other party to the proceedings before the Board of Appeal of OHIM, intervening before the General Court: Müller-Boré & Partner Patentanwälte (Munich) (represented by: T. Koerl and E. Celenk initially, then K. Kern and B. Maneth, lawyers)

Re:

Action brought against the decision of the First Board of Appeal of OHIM of 19 July 2012 (Case R 506/2011-1), relating to opposition proceedings between Müller-Boré & Partner Patentanwälte, on the one hand, and Eugen Popp and Stefan M. Zech, on the other hand.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Eugen Popp and Stefan M. Zech to pay the costs.

⁽¹⁾ OJ C 379, 8.12.2012.

Judgment of the General Court of 5 November 2014 — Commission v Thomé

(Case T-669/13) ⁽¹⁾

(Appeal — Civil Service — Officials — Recruitment — Notice of competition — Refusal to recruit — Existence of a degree that complies with the condition laid down in the notice of competition on account of a homologation — Financial and non-material damage)

(2014/C 448/26)

Language of the case: French

Parties

Appellant: European Commission (represented by: J. Currall and G. Gattinara, Agents)

Other party to the proceedings: Florence Thomé (Brussels, Belgium) (represented by: S. Orlandi, lawyer)