

Judgment of the General Court of 13 September 2016 — Globo Comunicação e Participações v EUIPO (sound mark)

(Case T-408/15) ⁽¹⁾

(EU trade mark — Application for a sound mark — Absolute ground for refusal — No distinctive character — Article 7(1)(b) of Regulation (EC) No 207/2009 — Obligation to state reasons — Article 75 of Regulation No 207/2009)

(2016/C 392/48)

Language of the case: French

Parties

Applicant: Globo Comunicação e Participações S/A (Rio de Janeiro, Brazil) (represented by: E. Gaspar and M.-E. De Moro-Giafferri, lawyers)

Defendant: European Union Intellectual Property Office (represented by: A. Folliard-Monguiral, acting as Agent)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 March 2015 (Case R 2945/2014-5), concerning an application for registration of a sound mark as an EU trade mark.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Globo Comunicação e Participações S/A to pay the costs.*

⁽¹⁾ OJ C 320, 28.9.2015.

Judgment of the General Court of 13 September 2016 — Pohjanmäki v Council

(Case T-410/15 P) ⁽¹⁾

(Appeal — Civil service — Officials — Promotion — 2013 promotion year — Respective roles of the Appointing Authority and the Joint Consultative Committee — Absence of staff reports — Failure on the part of the members of the JCC to consult the staff reports — Compatibility of the functions of the rapporteur in the JCC with those of the former rapporteur — Equal treatment — Obligation to state reasons)

(2016/C 392/49)

Language of the case: French

Parties

Appellant: Jaana Pohjanmäki (Brussels, Belgium) (represented by: M. Velardo, lawyer)

Other party to the proceedings: Council of the European Union (represented by: E. Rebasti and M. Bauer, acting as Agents)

Re:

Appeal brought against the judgment of the European Union Civil Service Tribunal (First Chamber) of 18 May 2015, *Pohjanmäki v Council* (F-44/14, EU:F:2015:46) seeking to have that judgment set aside.

Operative part of the judgment

The Court:

1. *Dismisses the appeal;*