

10. Tenth plea in law, alleging that the classification laid down in Annex I, Step 2, of Delegate Regulation (EU) 2015/63 infringes higher-ranking law

- The classification laid down in Annex I, Step 2, of Delegate Regulation (EU) 2015/63 is unlawful because the small number of classes and the identical number of institutions per class do not allow the risk profile of the respective institution, such as the applicant, to be taken into account in a sufficiently differentiated manner.

(¹) Commission Delegated Regulation (EU) 2015/63 of 21 October 2014 supplementing Directive 2014/59/EU of the European Parliament and of the Council with regard to ex ante contributions to resolution financing arrangements (OJ 2015 L 11, p. 44).

Action brought on 8 July 2020 — Sedus Stoll v EUIPO — Kappes (Sedus ergo+)

(Case T-429/20)

(2020/C 279/74)

Language in which the application was lodged: German

Parties

Applicant: Sedus Stoll AG (Dogern, Germany) (represented by: M. Goldmann and J. Thomsen)

Defendant: European Union Intellectual Property Office (EUIPO)

Other party to the proceedings before the Board of Appeal: Wolfgang Kappes (Bochum, Germany)

Details of the proceedings before EUIPO

Applicant for the trade mark at issue: Applicant

Trade mark at issue: Application for EU word mark Sedus ergo+ — Application for registration No 144 074 98

Procedure before EUIPO: Opposition proceedings

Contested decision: Decision of the First Board of Appeal of EUIPO of 12 March 2020 in Case R 1303/2019-1

Form of order sought

The applicant claims that the Court should:

- annul the contested decision;
- dismiss the appeal against the decision of the Opposition Division in Case B 2 863 929; and
- order the defendant to pay the costs of the proceedings before the Court of Justice of the European Union and order the potential intervener (Wolfgang Kappes) to pay the costs of the appeal proceedings before EUIPO.

Plea in law

- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

Action brought on 9 July 2020 — KV v Commission

(Case T-430/20)

(2020/C 279/75)

Language of the case: Italian

Parties

Applicant: KV (represented by: M. Velardo, lawyer)

Defendant: European Commission