

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders the parties to bear their own costs.

(<sup>(1)</sup>) OJ C 155, 25.6.2005.

**Judgment of the Court of First Instance of 17 October 2007 — InterVideo v OHIM (WinDVD Creator)**

(Case T-105/06) (<sup>(1)</sup>)

*(Community trade mark — Application for Community figurative mark WinDVD Creator — Absolute grounds for refusal — Articles 4 and 7(1)(b) and (c) of Regulation (EC) No 40/94)*

(2007/C 297/83)

Language of the case: English

**Parties**

*Applicant:* InterVideo Inc. (Fremont, California, United States) (represented by: K. Manhaeve, lawyer)

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

**Re:**

Action against the decision of the Second Board of Appeal of OHIM of 31 January 2006 (Case R 987/2005-2), relating to registration of the figurative sign WinDVD Creator as a Community trade mark

**Operative part of the judgment**

The Court:

1. Dismisses the action.
2. Orders InterVideo Inc. to pay the costs.

(<sup>(1)</sup>) OJ C 121, 20.5.2006.

**Order of the Court of First Instance of 1 October 2007 — U.S. Steel Košice v Commission**

(Case T-489/04) (<sup>(1)</sup>)

*(Action for annulment — Directive 2003/87/EC — Scheme for greenhouse gas emission allowance trading — National allocation plan for emission allowances for Slovakia in respect of the period from 2005 to 2007 — Decision indicating that the Commission has no intention to raise objections — Non-actionable measure — Inadmissibility)*

(2007/C 297/84)

Language of the case: English

**Parties**

*Applicant:* U.S. Steel Košice s.r.o. (Košice, Slovakia) (represented by: E. Vermulst, Lawyer, C. Thomas, Solicitor, and D. Hueting, Barrister)

*Defendant:* Commission of the European Communities (represented by: U. Wölker and D. Lawunmi, Agents)

**Re:**

ACTION for annulment of the Commission Decision of 20 October 2004 concerning the national allocation plan for greenhouse gas emission allowances notified by the Slovak Republic for the period from 2005 to 2007 in accordance with Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC (OJ 2003 L 275, p. 32),

**Operative part of the order**

1. The action is dismissed as inadmissible.
2. U.S. Steel Košice s.r.o. shall pay the costs.

(<sup>(1)</sup>) OJ C 82, 2.4.2005.