

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

Other party to the proceedings before the Board of Appeal of OHIM: Tecnifar — Industria Tecnica Farmaceutica, SA (Lisbon, Portugal)

Re:

ACTION brought against the decision of the Fourth Board of Appeal of OHIM of 5 February 2010 (Case R 662/2009-4), relating to opposition proceedings between Tecnifar — Industria Tecnica Farmaceutica, SA and Longevity Health Products, Inc.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Longevity Health Products, Inc. to pay the costs.

(¹) OJ C 148, 5.6.2010.

Judgment of the General Court of 24 May 2011 — Euro-Information v OHIM (EURO AUTOMATIC CASH)

(Case T-392/10) (¹)

(Community trade mark — Application for Community word mark EURO AUTOMATIC CASH — Absolute grounds for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 207/2009)

(2011/C 204/41)

Language of the case: French

Parties

Applicant: Euro-Information — Européenne de traitement de l'information (Strasbourg, France) (represented by: A. Grolée, lawyer)

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: A. Folliard-Monguiral, Agent)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 17 June 2010 (Case R 892/2010-2) concerning an application for registration of the word sign EURO AUTOMATIC CASH as a Community trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Euro-Information — Européenne de traitement de l'information to pay the costs.

(¹) OJ C 301, 6.11.2010.

Order of the General Court of 19 May 2011 — Formenti Seleo v Commission

(Case T-210/09) (¹)

(EEC-Turkey Association Agreement — Importation of colour televisions from Turkey — Application for damages — Statute barred — Inadmissibility)

(2011/C 204/42)

Language of the case: Italian

Parties

Applicant: Formenti Seleo SpA (Milan, Italy) (represented by: A. Malatesta, G. Terracciano and S. Malatesta, lawyers)

Defendant: European Commission (represented by: T. Scharf and D. Grespan, Agents)

Re:

Application for compensation for the damage allegedly suffered by the applicant as a result of the Commission's failure to take measures preventing the Turkish authorities from infringing the Agreement establishing an Association between the European Economic Community and Turkey when determining the origin of colour televisions imported into the Community from Turkey.

Operative part of the order

1. The action is dismissed as inadmissible;
2. Formenti Seleo SpA is ordered to pay the costs.

(¹) OJ C 167, 18.7.2009.

Order of the General Court of 23 May 2011 — Prezes Urzędu Komunikacji Elektronicznej v Commission

(Case T-226/10) (¹)

(Action for annulment — Representation by lawyers who are not third parties — Inadmissibility)

(2011/C 204/43)

Language of the case: Polish

Parties

Applicant: Prezes Urzędu Komunikacji Elektronicznej (Warsaw, Poland) (represented by: H. Gruszecka and D. Pawłowska, lawyers)

Defendant: European Commission (represented by: G. Braun and K. Mojzesowicz, Agents)

Re:

Application for annulment of Commission Decision C(2010) 1234 of 3 March 2010, adopted pursuant to Article 7(4) of Directive 2002/21/EC of the European Parliament and of the Council (OJ 2008 L 108, p. 33), ordering the Polish regulatory authority in the field of electronic communications services and postal services to withdraw two notified draft measures concerning the national wholesale market for IP traffic exchange (IP transit) (Case PL/2009/1019) and the wholesale market for IP peering with the network of Telekomunikacja Polska S.A. (TP) (Case PL/2009/1020).