

Defendant: Office for Harmonisation in the Internal Market (Trade Marks and Designs) (represented by: initially F. Mattina and subsequently P. Bullock, acting as Agents)

Other party to the proceedings before the Board of Appeal of OHIM, intervening before the General Court: Demharter GmbH (Dillingen, Germany) (represented by: A. Kohn, lawyer)

Re:

Action brought against the decision of the Second Board of Appeal of OHIM of 16 January 2013 (Case R 2590/2011-2), relating to revocation proceedings between Demharter GmbH and Benelli Q.J. Srl.

Operative part of the judgment

The Court:

1. *Dismisses the action;*
2. *Orders Benelli Q.J. Srl to pay the costs.*

⁽¹⁾ OJ C 147, 25.5.2013.

Judgment of the General Court of 28 January 2016 — Agriconsulting Europe v Commission

(Case T-570/13) ⁽¹⁾

(Public service contracts — Tendering procedure — Operational technical assistance to set up and manage a network facility for the implementation of the European Innovation Partnership ‘Agricultural Productivity and Sustainability’ — Rejection of a tenderer’s bid — Award of the contract to another tenderer — Abnormally low tender — Non-contractual liability)

(2016/C 098/40)

Language of the case: Italian

Parties

Applicant: Agriconsulting Europe SA (Brussels, Belgium) (represented by: R. Sciaudone, lawyer)

Defendant: European Commission (represented by: L. Capelletti and L. Di Paolo, acting as Agents)

Re:

Application for compensation for the harm suffered as a result of alleged irregularities on the part of the Commission in the tender procedure ‘Establishing a network facility for the implementation of the European Innovation Partnership (EIP) “Agricultural Productivity and Sustainability”’ (AGRI-2012-EIP-01).

Operative part of the judgment

The Court:

1. *Dismisses the application;*
2. *Orders Agriconsulting Europe SA to bear its own costs and to pay those incurred by the European Commission.*

⁽¹⁾ OJ C 367, 14.12.2013.