

GENERAL COURT

Judgment of the General Court of 30 March 2022 — Daimler v EUIPO (Representation of three-pointed stars on a black background I)

(Case T-277/21) ⁽¹⁾

(EU trade mark — Application for EU pattern mark — Representation of three-pointed stars on a black background I — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EU) 2017/1001)

(2022/C 213/49)

Language of the case: German

Parties

Applicant: Daimler AG (Stuttgart, Germany) (represented by: N. Siebertz, lawyer)

Defendant: European Union Intellectual Property Office (represented by: J. Schäfer and E. Markakis, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 March 2021 (Case R 1895/2020-5), concerning an application for registration of a pattern sign representing three-pointed stars on a black background I as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Daimler AG to pay the costs.

⁽¹⁾ OJ C 278, 12.7.2021.

Judgment of the General Court of 30 March 2022 — Daimler v EUIPO (Representation of three-pointed stars on a black background II)

(Case T-278/21) ⁽¹⁾

(EU trade mark — Application for EU pattern mark — Representation of three-pointed stars on a black background II — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EU) 2017/1001)

(2022/C 213/50)

Language of the case: German

Parties

Applicant: Daimler AG (Stuttgart, Germany) (represented by: N. Siebertz, lawyer)

Defendant: European Union Intellectual Property Office (represented by: J. Schäfer and E. Markakis, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 March 2021 (Case R 1896/2020-5), concerning an application for registration of a pattern sign representing three-pointed stars on a black background II as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;

2. Orders Daimler AG to pay the costs.

⁽¹⁾ OJ C 278, 12.7.2021.

Judgment of the General Court of 30 March 2022 — Daimler v EUIPO (Representation of three-pointed stars on a black background IV)

(Case T-279/21) ⁽¹⁾

(EU trade mark — Application for EU figurative mark — Representation of three-pointed stars on a black background IV — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EU) 2017/1001)

(2022/C 213/51)

Language of the case: German

Parties

Applicant: Daimler AG (Stuttgart, Germany) (represented by: N. Siebertz, lawyer)

Defendant: European Union Intellectual Property Office (represented by: J. Schäfer and E. Markakis, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 March 2021 (Case R 1898/2020-5) concerning an application for registration of a figurative sign representing three-pointed stars on a black background IV as an EU trade mark.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders Daimler AG to pay the costs.

⁽¹⁾ OJ C 278, 12.7.2021.

Judgment of the General Court of 30 March 2022 — Daimler v EUIPO (Representation of three-pointed stars on a black background III)

(Case T-280/21) ⁽¹⁾

(EU trade mark — Application for EU figurative mark — Representation of three-pointed stars on a black background III — Absolute ground for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EU) 2017/1001)

(2022/C 213/52)

Language of the case: German

Parties

Applicant: Daimler AG (Stuttgart, Germany) (represented by: N. Siebertz, lawyer)

Defendant: European Union Intellectual Property Office (represented by: J. Schäfer and E. Markakis, acting as Agents)

Re:

Action brought against the decision of the Fifth Board of Appeal of EUIPO of 18 March 2021 (Case R 1897/2020-5), concerning an application for registration of a figurative sign representing three-pointed stars on a black background III as an EU trade mark.