

**Action brought on 22 May 2013 — Iglotex/OHIM — Iglo Foods Group (IGLOTEX)****(Case T-282/13)**

(2013/C 207/84)

*Language in which the application was lodged: English***Parties**

*Applicant:* Iglotex S.A. (Skórcz, Poland) (represented by: I. Helbig, P. Hansmersmann and S. Rengshausen, lawyers)

*Defendant:* Office for Harmonisation in the Internal Market (Trade Marks and Designs)

*Other party to the proceedings before the Board of Appeal:* Iglo Foods Group Ltd (Feltham, United Kingdom)

**Form of order sought**

The applicant claims that the Court should:

- Annul the contested decision;
- Annul the decision of the Opposition Division;
- Order OHIM to pay the costs.

**Pleas in law and main arguments**

*Applicant for a Community trade mark:* The applicant

*Community trade mark concerned:* The figurative mark containing the word element 'IGLOTEX' — Community trade mark application No 9 283 367 for goods in classes 29 and 30

*Proprietor of the mark or sign cited in the opposition proceedings:* The other party to the proceedings before the Board of Appeal

*Mark or sign cited in opposition:* The word mark 'IGLO' for goods in classes 29 and 30 — Community trade mark application No 5 740 238

*Decision of the Opposition Division:* Upheld the opposition for all the contested goods

*Decision of the Board of Appeal:* Dismissed the appeal

*Pleas in law:* Infringement of Article 8(1)(b) of Council Regulation No 207/2009.

**Appeal brought on 22 May 2013 by Luigi Marcuccio against the order of the Civil Service Tribunal of 11 March 2013 in Case F-131/12 Marcuccio v Commission****(Case T-283/13 P)**

(2013/C 207/85)

*Language of the case: Italian***Parties**

*Appellant:* Luigi Marcuccio (Tricase, Italy) (represented by G. Cipressa, lawyer)

*Other party to the proceedings:* European Commission

**Form of order sought by the appellant**

- Set aside in its entirety and without exception the order under appeal.
- Refer the case back to the Civil Service Tribunal.

**Pleas in law and main arguments**

The pleas in law and main arguments are same as those relied on in Case T-203/13 P *Marcuccio v Commission*.

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**Appeal brought on 22 May 2013 by Luigi Marcuccio against the order of the Civil Service Tribunal of 11 March 2013 in Case F-17/12 Marcuccio v Commission****(Case T-284/13 P)**

(2013/C 207/86)

*Language of the case: Italian***Parties**

*Appellant:* Luigi Marcuccio (Tricase, Italy) (represented by G. Cipressa, lawyer)

*Other party to the proceedings:* European Commission

**Form of order sought by the appellant**

- Set aside in its entirety and without exception the order under appeal.
- Refer the case back to the Civil Service Tribunal.

**Pleas in law and main arguments**

The pleas in law and main arguments are the same as those relied on in Case T-203/13 P *Marcuccio v Commission*.

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