

**Action brought on 5 September 2022 — Laboratorios Ern v EUIPO — BRM Extremities (BIOPLAN)****(Case T-543/22)**

(2022/C 408/53)

*Language in which the application was lodged: English***Parties***Applicant:* Laboratorios Ern, SA (Barcelona, Spain) (represented by: S. Correa Rodríguez, lawyer)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* BRM Extremities Srl (Milan, Italy)**Details of the proceedings before EUIPO***Applicant of the trade mark at issue:* Other party to the proceedings before the Board of Appeal*Trade mark at issue:* Application for European Union word mark BIOPLAN — Application for registration No 18 095 065*Procedure before EUIPO:* Opposition proceedings*Contested decision:* Decision of the Fifth Board of Appeal of EUIPO of 6 June 2022 in Case R 2147/2021-5**Form of order sought**

The applicant claims that the Court should:

- annul the contested decision;
- order EUIPO and to BRM Extremities Srl, in case BRM Extremities Srl decides to intervene in the present proceedings, to pay the costs.

**Plea in law**

- Infringement of Article 8(1)(b) of Regulation (EU) 2017/1001 of the European Parliament and of the Council.

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**Action brought on 6 September 2022 — Prolactal v EUIPO — Prolàctea (PROLACTAL)****(Case T-549/22)**

(2022/C 408/54)

*Language in which the application was lodged: English***Parties***Applicant:* Prolactal GmbH (Hartberg, Austria) (represented by: H. Roerdink and S. Janssen, lawyers)*Defendant:* European Union Intellectual Property Office (EUIPO)*Other party to the proceedings before the Board of Appeal:* Prolàctea, SAU (Castrogonzalo, Spain)**Details of the proceedings before EUIPO***Proprietor of the trade mark at issue:* Applicant before the General Court*Trade mark at issue:* International registration designating the European Union in respect of the mark PROLACTAL — International registration designating the European Union No 1 475 897