

2. Orders Akant Monika i Zbigniew Harasym sp.j. to pay the costs.

⁽¹⁾ OJ C 462, 12.12.2016.

Judgment of the General Court of 26 June 2018 — France.com v EUIPO — France (FRANCE.com)

(Case T-71/17) ⁽¹⁾

(EU trade mark — Opposition proceedings — Application for the EU figurative mark FRANCE.com — Earlier international figurative mark France — Relative ground for refusal — Likelihood of confusion — Similarity of the signs — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))

(2018/C 276/71)

Language of the case: English

Parties

Applicant: France.com (Coral Gables, Florida, United States) (represented by: A. Bertrand, lawyer)

Defendant: European Union Intellectual Property Office (represented by: D. Hanf, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: French Republic (represented by: F. Alabrune, D. Colas and D. Segoin, acting as Agents)

Re:

Action brought against the decision of the First Board of Appeal of EUIPO of 20 October 2016 (Case R 2452/2015-1) relating to opposition proceedings between the French Republic and France.com.

Operative part of the judgment

The Court:

1. Dismisses the action;
2. Orders France.com, Inc., to pay the costs.

⁽¹⁾ OJ C 112, 10.4.2017.

Judgment of the General Court of 26 June 2018 — Jumbo Africa v EUIPO — ProSiebenSat.1 Licensing (JUMBO)

(Case T-78/17) ⁽¹⁾

(EU trade mark — Invalidity proceedings — EU word mark JUMBO — Absolute ground for refusal — Descriptiveness — Article 7(1)(c) of Regulation (EC) No 207/2009 (now Article 7(1)(c) of Regulation (EU) 2017/1001) — Distinctive character acquired through use — Article 7(3) of Regulation No 207/2009 (now Article 7(3) of Regulation 2017/1001) — Article 52(1)(a) and (2) of Regulation No 207/2009 (now Article 59(1)(a) and (2) of Regulation 2017/1001))

(2018/C 276/72)

Language of the case: Spanish

Parties

Applicant: Jumbo Africa, SL (L'Hospitalet de Llobregat, Spain) (represented by: M.C. Buganza González and E. Torner Lasalle, lawyers)