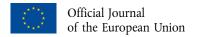
29.4.2024



Judgment of the General Court of 13 March 2024 – Laboratorios Ern v EUIPO – Cannabinoids Spain (Sanoid)

(Case T-206/23) (1)

(EU trade mark – Opposition proceedings – Application for EU figurative mark Sanoid – Earlier national word mark SANODIN – Relative ground for refusal – No likelihood of confusion – Article 8(1)(b) of Regulation (EU) 2017/1001)

(C/2024/2763)

Language of the case: Spanish

## **Parties**

Applicant: Laboratorios Ern, SA (Barcelona, Spain) (represented by: T. González Martínez, lawyer)

Defendant: European Union Intellectual Property Office (represented by: E. Nicolás Gómez, acting as Agent)

Other party to the proceedings before the Board of Appeal of EUIPO: Cannabinoids Spain SLU (Córdoba, Spain)

## Re:

By its action under Article 263 TFEU, the applicant seeks the annulment of the decision of the Fifth Board of Appeal of the European Union Intellectual Property Office (EUIPO) of 3 February 2023 (Joined Cases R 1024/2022-5 and R 1036/2022-5).

## Operative part of the judgment

The Court:

- 1. Dismisses the action;
- 2. Orders each party to bear its own costs.

<sup>(1)</sup> OJ C 235, 3.7.2023.