INFORMATION ON UNPUBLISHED DECISIONS

Reports of Cases

Judgment of the General Court (Fourth Chamber) of 29 February 2012 — Azienda Agricola Colsaliz di Faganello Antonio v OHIM — Weinkellerei Lenz Moser (SERVO SUO)

(Case T-525/10)

(Community trade mark — Opposition proceedings — Application for Community word mark SERVO SUO — Earlier Community word mark SERVUS — Relative grounds for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009)

Community trade mark — Definition and acquisition of the Community trade mark — Relative grounds for refusal — Opposition by the proprietor of an earlier identical or similar mark registered for identical or similar goods or services — Likelihood of confusion with the earlier mark (Council Regulation No 207/2009, Art. 8(1)(b)) (see paras 22, 60, 65)

Re:

ACTION brought against the decision of the Second Board of Appeal of OHIM of 16 August 2010 (Case R 1571/2009-2) relating to opposition proceedings between Weinkellerei Lenz Moser AG and Azienda Agricola Colsaliz di Faganello Antonio.

Operative part

The Court:

1. Dismisses the action;

2. Orders Azienda Agricola Colsaliz di Faganello Antonio to pay the costs.