Information relating to the case

Applicant for the Community trade mark:	Monoscoop BV
Community trade mark sought:	Word mark SUDOKU SAMURAI BINGO for goods and services in Classes 9, 28 and 41 — application No 5769013
Decision of the Examiner:	Application dismissed
Decision of the Board of Appeal:	Appeal dismissed

Operative part

The Court:

1. Dismisses the action;

2. Orders Monoscoop BV to pay the costs.

Judgment of the General Court (Second Chamber) of 9 March 2010 — Euro-Information v OHIM (EURO AUTOMATIC CASH)

(Case T-15/09)

(Community trade mark — Application for Community word mark EURO AUTOMATIC CASH — Absolute grounds for refusal — Lack of distinctive character — Article 7(1)(b) of Regulation (EC) No 40/94 (now Article 7(1)(b) of Regulation (EC) No 207/2009) — Distinctive character — Article 7(1)(c) of Regulation (EC) No 40/94 (now Article 7(1)(c) of Regulation (EC) No 207/2009))

Community trade mark — Definition and acquisition of the Community trade mark — Absolute grounds for refusal — Marks composed exclusively of signs or indications which may serve to designate the characteristics of goods (Council Regulation No 40/94, Art. 7(1)(c)) (see paras 32, 37, 44)

Re:

ACTION brought against the decision of the Fourth Board of Appeal of OHIM of 18 November 2008 (Case R 70/2006-4) concerning an application for registration of the word sign EURO AUTOMATIC CASH as a Community trade mark.

Information relating to the case

Applicant for the Community trade mark:	Européenne de traitement de l'Information (Euro-Information)
Community trade mark sought:	Word mark EURO AUTOMATIC CASH for goods and services in Classes 9, 35, 36, 37, 38 and 42 — application No 4114864
Decision of the Examiner:	Registration refused
Decision of the Board of Appeal:	Appeal dismissed

Operative part

The Court:

1. Annuls the decision of the Fourth Board of Appeal of the Office for Harmonisation in the Internal Market (Trade Marks and Designs) (OHIM) of 18 November 2008 (Case R 70/2006-4);

2. Orders OHIM to pay four fifths of the costs incurred by the parties before the Court;

3. Orders Européenne de traitement de l'information (Euro-Information) to pay one fifth of the costs incurred by the parties before the Court;

4. Orders OHIM to pay the essential costs incurred by the applicant for the purposes of the proceedings before the Board of Appeal of OHIM.

Judgment of the General Court (Second Chamber) of 9 March 2010 — hofherr communikation v OHIM (NATURE WATCH)

(Case T-77/09)

(Community trade mark — International registration designating the European Community — Word mark NATURE WATCH — Absolute ground for refusal — Descriptive character — Article 7(1)(c) of Regulation (EC) No 40/94 (now Article 7(1)(c) of Regulation (EC) No 207/2009))

Community trade mark — Definition and acquisition of the Community trade mark — Absolute grounds for refusal — Marks composed exclusively of signs or indications which may serve to designate the characteristics of goods (Council Regulation No 40/94, Art. 7(1)(c)) (see paras 23, 39)

Re:

ACTION brought against the decision of the First Board of Appeal of OHIM of 4 December 2008 (Case R 1410/2008-1) concerning the international registration, designating the European Community, of the word sign NATURE WATCH.