INFORMATION ON UNPUBLISHED DECISIONS

Reports of Cases

# Judgment of the General Court (First Chamber) of 7 February 2012 — Hartmann-Lamboy v OHIM — Diptyque (DYNIQUE)

**(Case T-305/10)**

(Community trade mark — Opposition proceedings — Application for Community word mark DYNIQUE — Earlier Community word mark DIPTYQUE — Relative ground 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 25, 33-35)*

**Re:**

ACTION brought against the decision of the First Board of Appeal of OHIM of 7 May 2010 (Case R 1217/2009-1) concerning opposition proceedings between Diptyque SAS and Ms Marlies Hartmann-Lamboy.

**Operative part**

The Court:

1. Dismisses the action;

2. Orders Ms Marlies Hartmann-Lamboy to pay the costs.