

*Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court: Melfinco S.A. (Schaan, Liechtenstein) (represented by: M. Gioti, lawyer)*

**Re:**

Action brought against the decision of the Fourth Board of Appeal of EUIPO of 21 October 2019 (Case R 1820/2018-4), relating to invalidity proceedings between Melfinco and Worldwide Spirits Supply.

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders Worldwide Spirits Supply, Inc. to bear its own costs and to pay those incurred by the European Union Intellectual Property Office (EUIPO);
3. Orders Melfinco S.A. to bear its own costs.

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<sup>(1)</sup> OJ C 77, 9.3.2020.

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**Judgment of the General Court of 21 December 2021 — Dr. Spiller v EUIPO — Rausch (Alpenrausch Dr. Spiller)**

(Case T-6/20) <sup>(1)</sup>

*(EU trade mark — Opposition proceedings — Application for EU word mark Alpenrausch Dr. Spiller — Earlier EU word mark RAUSCH — Relative ground for refusal — Likelihood of confusion — Article 8(1)(b) of Regulation (EC) No 207/2009 (now Article 8(1)(b) of Regulation (EU) 2017/1001))*

(2022/C 95/37)

*Language of the case: German*

**Parties**

*Applicant:* Dr. Spiller GmbH (Siegsdorf, Germany) (represented by: J. Stock and M. Geitz, lawyers)

*Defendant:* European Union Intellectual Property Office (represented by: M. Eberl, J. Schäfer, A. Söder and D. Walicka, acting as Agents)

*Other party to the proceedings before the Board of Appeal of EUIPO, intervener before the General Court:* Rausch AG Kreuzlingen (Kreuzlingen, Switzerland) (represented by: F. Stangl and S. Pilgram, lawyers)

**Re:**

Action brought against the decision of the First Board of Appeal of EUIPO of 8 October 2019 (Case R 2206/2015-1), relating to opposition proceedings between Rausch Kreuzlingen and Dr. Spiller.

**Operative part of the judgment**

The Court:

1. Dismisses the action;
2. Orders Dr. Spiller GmbH to pay the costs.

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<sup>(1)</sup> OJ C 68, 2.3.2020.