

Case Law Database

21 Oct 2021

 eSearch Case Law

Pavel Burian

Boards of Appeal - Operations Area
Knowledge and Information Support Service
Consistency Team



eSearch plus Search

- [Home](#)
- [Trade marks](#)
- [Designs](#)
- [Law & practice](#)
- [Learning](#)
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fast track Apply for a trade mark
fast track Apply for a design
Request a recordal

Online services

eSearch plus - Trade marks, designs, owners, representatives and bulletins
eSearch Case Law - EU and national case law
TMview - Trade marks in the European Union and beyond
DesignView - Designs in the European Union and beyond
TMclass - The one-stop classification tool

Search



<https://euipo.europa.eu/ohimportal/en>

CONTENT

About 255.000 documents (Oct. 2021)



For example:

- **42.055** (TM) + **1403** (designs) decisions of the **EUIPO Boards of Appeal**
- **4.103** (TM) + **133** (designs) judgments of the **General Court** and **Court of Justice**
- **2.524** judgments of the **national courts** including **1359 key enforcement decisions**
- **373 preliminary rulings**

- Basic search**
- Advanced search
- Example - video
- Learn more

eSearch Case Law

From **To** **Language**

Case number Nickname [Advanced search](#)

Search for decisions of the EUIPO and judgments of the General Court, Court of Justice and national courts. [Learn how](#)

<https://euipo.europa.eu/eSearchCLW/>

EXAMPLE

Trade mark decisions (22)

Design decisions (0)

National court judgments (1)

Preliminary rulings (0)



Search for case-law with **Decision/judgment date** is From "01/01/2018" To "31/12/2018" and **Language** is "Hungarian"

Advanced search

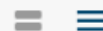
Sort results by

decision type

Ascending

Show

15



22 search result(s) in 2 page(s) in 0.048 seconds



Case number	Type	Date	IP right	Trade mark number	Trade mark name	Preview	Language
T-272/17	General Court	20/03/2018	EUTM	014450019	Dating Bracelet (fig.)		Language of the case HU Translation FR
N/A	Examination	27/09/2018	EUTM	017918785	THINWOOD		Language of the case HU
N/A	Examination	19/03/2018	EUTM	017481102	Valor Capital		Language of the case HU

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From **To** **Language**

Case number Nickname [Advanced search](#)



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eSearch Case Law

[Basic search](#)

Trade mark decisions | Design decisions | National court judgments | Preliminary rulings

Add search criteria from below

Decision information

- IP right
- Text search
- Trade mark name
- Trade mark number
- Language
- Norms

Application information

- Trade mark type
- Nice Classification
- Vienna Classification
- Owner ID number
- Owner name
- Representative ID number
- Representative name

Examination

Search criteria

Decision/judgment date

and decision type [Select all](#) [Unselect all](#)

- Examination decisions
- Opposition decisions
- Cancellation decisions
- Board of Appeal decisions
- GC/CJEU judgments

and IP right - All -

and Text search

and Language - All -

Sort results by Decision/judgment date Descending

and	IP right	- All -	×
and	Text search ?		×
and	Language i	- All -	×

Sort results by

Decision/judgment date	Descending
------------------------	------------

Clear Reset to default **Search**

(*), (?), (-), (" ")

Trade mark decisions | Design decisions | National court judgments | Preliminary rulings

Add search criteria from below

Decision information

- IP right
- Text search
- Trade mark name
- Trade mark number
- Language
- Norms

Application information

Examination

Opposition

Cancellation

Boards of Appeal

Search criteria

Decision/judgment date

and decision type


Examination decisions

Opposition decisions

Cancellation decisions

Board of Appeal decisions

GC/CJEU judgments

and Text search 

Sort results by

Decision/judgment date

Descending

Clear | Reset to default | **Search**

EXAMPLE – PLANT VARIETY DENOMINATION

No preview	32	Sol de Mallorca / Mallorca	No preview	<i>Appeal</i>
Decision date	09/02/2021	Case number	R0237/2020-4	PDF document(s) Language of the case EN - English
Outcome	Decision annulled	Entity result	Opposition allowed	Machine Translation ⓘ <input type="text" value="Select Trans"/> Download PDF
Appealed	No	Norms	Article 8(6) EUTMR	Related documents Opposition 003066437
IP right	EUTM			
Trade mark number	017927935			
Keywords	Similarity of the goods and services, Similarity of the signs			
Summary	<p>'Alcohol free wine' is a comparable product to wine in accordance with Article 103(2)(a) (i) Regulation No 1308/2013. 'Alcohol free wine' falls under the Show more</p> <p>which it was published. The opposition was based on Article 8(6) EUTMR and the protected geographical indication</p> <p>Mallorca registered under the number PGI-ES-A0960 on 19 February 1999 for 'wine with protected geographical indication</p> <p>origin or a geographical indication had already been submitted, in accordance with Union legislation or national law, prior</p>			

Text search

NORMS

eSearch Case Law

Basic search

Trade mark decisions | Design decisions | National court judgments | Preliminary rulings

Add search criteria from below

Decision information

- IP right
- Text search
- Trade mark name
- Trade mark number
- Language
- **Norms**

Application information ▾

Examination ▾

Opposition ▾

Cancellation ▾

Boards of Appeal ▾

General Court/Court of Justice ▾

Search criteria

Decision/judgment date: [] []

and ▾ decision type [Select all](#) [Unselect all](#)

Examination decisions Opposition decisions

Cancellation decisions Board of Appeal decisions

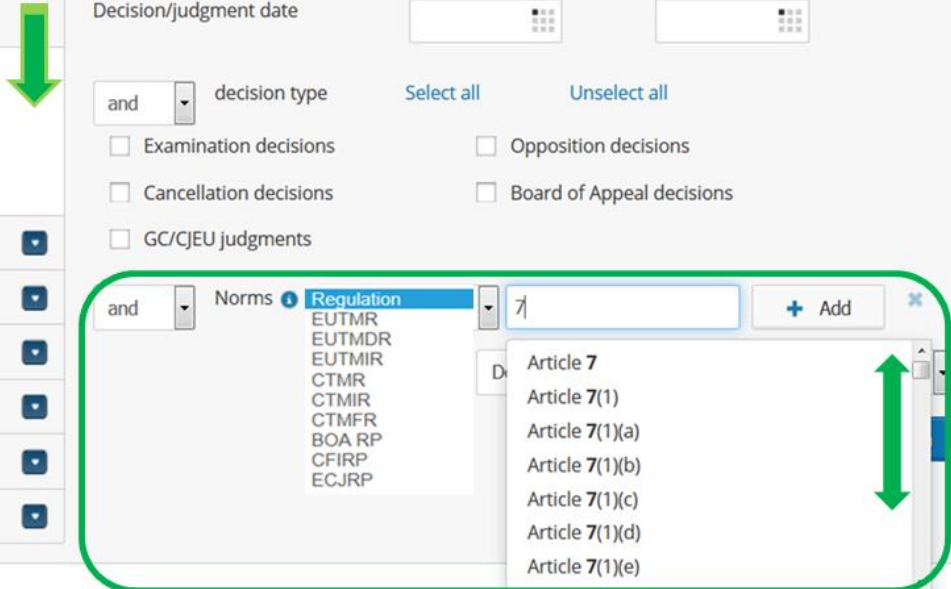
GC/CJEU judgments

and ▾ Norms ▾ Regulation 7 [+ Add] [X]

- EUTMR
- EUTMDR
- EUTMIR
- CTMR
- CTMIR
- CTMFR
- BOA RP
- CFIRP
- ECJRP

D Article 7

- Article 7(1)
- Article 7(1)(a)
- Article 7(1)(b)
- Article 7(1)(c)
- Article 7(1)(d)
- Article 7(1)(e)



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EXAMPLE - video

How to find a judgment / preliminary ruling dealing with a question related to geographical indications (without having knowledge of the specific provisions in the Regulation).

1. Tick **GC/CJEU judgments** box
2. Add **GC/CJEU keywords** box and type in „Geographical origin”
3. Click on **Add button**

Trade mark decisions

Design decisions

National court judgments

Preliminary rulings

Add search criteria from below

Decision information

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Application information

Examination

Opposition

Cancellation

Boards of Appeal

General Court/Court of Justice

Search criteria

Decision/judgment date

and decision type [Select all](#) [Unselect all](#)

- Examination decisions
- Opposition decisions
- Cancellation decisions
- Board of Appeal decisions
- GC/CJEU judgments

and IP right

and Text search

and Language

Sort results by

[Clear](#) [Reset to default](#)

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<https://euipo.europa.eu/ohimportal/en/esearch-case-law/>

e-Learning – eSearch Case Law (with certificate – 40mn)



<https://euiipo.europa.eu/knowledge/enrol/index.php?id=2334>

STRATEGIC PROJECT

Improve eSearch Case Law Tool

- Start in 2022
- Improved interface, IT functionalities and content
- Feedback is welcomed!





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Thank you