

*Model Form 3A*  
**MADRID PROTOCOL**  
**TOTAL PROVISIONAL REFUSAL OF PROTECTION**  
**Rule 17(1)**

**Our Reference : 9801 / 47 / 11**

I. Office making the notification: <b>Ministry of Internal Trade and Consumer Protection</b> <b>Directorate of Commercial and Industrial Property Protection</b> <b>Address: Roukneddin Ibn AL-Nafees, Damascus, Syrian Arab Republic</b>
II. Number of the international registration: / <b>1 276 160</b> /
III. Name of the holder : <b><i>Entertainment in Flight LLC</i></b>
IV. Information concerning the type of provisional refusal: <input checked="" type="checkbox"/> Total provisional refusal based on an <i>ex officio</i> examination <input type="checkbox"/> Total Provisional refusal based on an opposition <input type="checkbox"/> Total Provisional refusal based on both an <i>ex officio</i> examination and an opposition  <i>Where the refusal is based on an opposition:</i> <i>(i) Name of the opponent:</i>  <i>(ii) Address of the opponent:</i>
V. Total provisional refusal affects <b>all</b> the goods and/or services.
VI. Grounds for refusal : <b>- Conflict with Similar Mark</b>
<b>Note : The appeal will freeze for three months as from the filing date of the appeal to submit the requested legalized power of attorney that appoint a local agent, Please inform the Syrian Office of your desire to appeal within 30 days from the date which received by the holder of this notification.</b>

*Model Form 3A (Page 2)*

VII. Information relating to an earlier mark<sup>1</sup>:

(i) Filing date and number, and, if any, priority date:

(ii) Registration date and number:

**1- IR 01138048 dated on 30/12/2012**

(iii) Name and address of the owner:

**1- Apple INC**

**1 Infinite Loop, Cupertino, CA 95014, (USA)**

(iv) Reproduction of the mark:

**1- EARPODS**

(v) List of all or relevant goods and/or services:

**1-Class (9) : Headphones; microphones; remote controls for controlling audio and video players and mobile phones; sound reproducing apparatus**

VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:

**Article 5 (A): From national law No 8/2007 on the protection of trademarks, Geographical signs and Industrial Drawing and Model.**

IX. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:

**30 days from the date of received by the holder of the notification of provisional refusal.**

(ii) Authority to which such request for review or appeal should be made:

**Directorate of Commercial and Industrial Property protection, Ministry of Internal Trade and Consumer Protection, Syria.**

(iii) Indications concerning the appointment of a representative:

**If the holder wishes to request a review of the provisional refused, he must appoint a representative in Syria.**

X. Date of the notification of total provisional refusal: / / 2016

XI. Signature of the Office making the notification:

**Director of Commercial and Industrial  
Property Protection  
Osama Mokhaibr**



<sup>1</sup> Where the grounds on which the provisional refusal is based relate to an earlier mark, as indicated under item VI. The indication required under this item may be given by annexing a printout from the register or database.