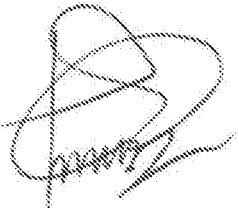


**MADRID AGREEMENT AND PROTOCOL**  
**PROVISIONAL REFUSAL OF PROTECTION**  
**Rule 17(1)**

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| I. Office making the notification:<br><br><b>National Center for Patents and Information of the Republic of Tajikistan</b><br><br><b>Dushanbe 14a Ayni street.</b>   |
| II. Number of the international registration: <b>1 289 123</b>   |
| III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed):<br><b>KERTEN</b><br><b>221-223 Lower Rathmines Road,</b><br><b>Rathmines</b><br><b>Dublin 6</b><br><b>(IE)</b>  |
| IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination<br><br><input type="checkbox"/> Provisional refusal based on an opposition<br><br><input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition <sup>1</sup>   |
| V. <input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services<br><br><input type="checkbox"/> Provisional refusal for some of the goods and/or services:<br>[followed by an indication of the goods and/or services which are affected or are not affected]   |
| VI. Grounds for refusal [(where applicable, see item VII)]:<br><br>The sign shall be registered in whole without to providing legal protection to the verbal element “HOTELS” because it is characterizes services.  |
| VII. Information relating to an earlier mark :<br><br>(i) Filing date and number, and, if any, priority date:<br><br>(ii) Registration date and number (if available):<br>(iii) Name and address of the owner:<br>(iv) Reproduction of the mark:<br>(v) List of all or relevant goods and/or services:   |
| VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:<br><b>Article 8.1.3 of the Law of the Republic of Tajikistan on Trademarks and service marks.</b>   |
| IX. Information relating to subsequent procedure:<br><br>(i) Time limit for requesting review or appeal:<br><br><b>In the event of disagreement of the applicant with the examiner`s decision, he shall have the right, within two month of the date of receipt of the decision from International Bureau, to file a request for reexamination with the Patent Office.</b> |

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| <p>(ii) Authority to which such request for review or appeal should be made:</p> <p><b>National Center for Patents and Information of the Republic of Tajikistan.</b></p> <p>(iii) Indications concerning the appointment of a representative:</p> <p><a href="http://www.ncpi.tj/index2.php?show=patentnie-poverennie&amp;lang=ru&amp;mId=34">http://www.ncpi.tj/index2.php?show=patentnie-poverennie&amp;lang=ru&amp;mId=34</a></p>  |
| <p>X. Date of the notification of provisional refusal: <b>07.02.2017</b></p>   |
| <p>XI. Signature or official seal of the Office making the notification:</p> <p><b>Head of Division of<br/>international registration<br/>of trademarks<br/>Mr. P. Miraliev</b></p>    |
| <p>XII. Corresponding essential provisions of the applicable law:</p> <p><b>Article 8. Absolute grounds for denial of registration.</b></p> <p><b>No registration shall be allowed for trademarks consisting only of designations that are devoid of distinctive ability or consist only of the elements:</b></p> <p><b>[...]</b></p> <p><b>-That characterize goods including pointing to the kind, quality, quantity, property, intended purpose, value, as well as the time and place of their manufacture or sale.</b></p> <p><b>[...]</b></p> |