

The International Bureau, WIPO
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1211 Geneva
Switzerland

Danish Patent
and Trademark Office

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CVR-nr. : 17 03 94 15

Danish Ministry of Economic
and Business Affairs

 Partner
medic patent institute

Our Reference: MP1315700
Your Reference:
International Registration: 1315700
Holder: "GRAND CANDY" LLC
Mark:
Time Limit: 6 August 2017

6 April 2017

Dear Madam/Sir

Notification of Provisional Refusal Based on Opposition according to Rule 17(3)

An opposition against the validity of the above-mentioned designation of Denmark has been filed with the Danish Patent and Trademark Office by:

Orkla Confectionery & Snacks Finland Ab
Sundsvägen 420
FI-22410 Godby,
,
Finland

Consequently, the mark is provisionally refused protection in Denmark **for all of the goods/services** covered by the designation.

Grounds for the opposition

The opponent has stated the following reasons for the opposition:

- Identity/risk of confusion with an earlier registered trademark, cf. Section 15(1) (see appendix for trade marks cited by the opponent)

Please note that the opposed registration is subject to full examination by the Danish Patent and Trademark Office, cf. Section 23 of the Danish Trademark Act. We have enclosed an abstract of the relevant sections of the Danish Trade Marks Act and the Order on application and registration, as well as a copy of the opposition

Final decision and appeal

If we do not receive a request for review within the time-limit mentioned above, we will issue a final decision, which is subject to appeal to the Board of Appeal for Patents and Trademarks.

Further information

We have enclosed guidelines on our opposition procedures as well as an abstract of the relevant sections of the Danish Trade Marks Act. For further information about opposition procedures, please contact the examiner.

Yours faithfully

Linda Funder Hansen
Examiner, Trademarks/Design

Appendix

Guidelines on oppositions

We deal with oppositions in two phases:

- The hearing during which the opponent and the holder exchange arguments and documentation through our Office.
- The decision phase during which we review the arguments and documents and make a decision on this basis.

Hearing Procedure

Both parties are entitled to put forth their opinions and arguments. The extent of the hearing depends on the complexity of the case.

It is the role of the Office to make sure that each party is allowed the opportunity to present their arguments. We also provide guidance on aspects we find relevant to the case. The holder is always given the opportunity to respond to the opposition. Thus, at least one exchange of letters will take place.

When the opponent's mark is subject to the requirement of use

Please note that the holder may request the opponent to document that the opponent's mark has been used in accordance with the regulations of requirement of use of The Danish Trade Marks Act, Section 25. Under this provision, a Danish registration must have been in use in Denmark within the last five years. A Community trademark must have been used in at least one of the member states within the last five years. The holder must be able to prove that the mark has been used in relation to the goods and/or services covered by the registration. Otherwise, during the case, the registration will only be seen to cover the goods and services for which use has been documented.

Documents submitted to the Office

Please be aware that any documents submitted to us will be available to the public according to the regulations of The Danish Access to Public Administration Files Act. The material will also be sent to the opponent for comments according to the regulations of The Administration Act.

Time limits

During the hearing, both parties must reply within the time limits laid down by the Office. A time limit may be extended, usually for one or two months, if deemed reasonable.

If one party informs the Office that negotiations for a settlement are taking place, we will suspend the hearing procedure for 6 months. The hearing may be resumed at any time, if one of the parties wish so, or the opposition may remain suspended for 6 months at a time as long as negotiations are ongoing.

Decision

When we judge that the case is sufficiently elucidated, we inform the parties that the hearing procedure is finished, and the case ready to be decided.

When we make the decision, we review and evaluate the arguments and the material submitted by the parties. We also undertake additional investigations if necessary and review earlier practice.

A decision including grounds is sent to both parties. We will also inform the party or parties ruled against about the means to appeal with the Danish Board of Appeal for Patents and Trademarks.

Abstract of the Danish Trade Marks Act and Order on Application and Registration, etc. of Trade Marks and Collective Marks

Signs of which a trade mark may consist

Section 2

(1) A Trade mark may consist of any sign capable of distinguishing the goods or services of one enterprise from those of other enterprises and capable of being represented graphically, in particular:

- (i) words and word combinations, including slogans, personal names, company names or names of real property;
- (ii) letters and numerals;
- (iii) pictures and designs; or
- (iv) the shape, equipment or packaging of the goods.

(2) A trade mark right shall not be acquired for signs which consist exclusively of a shape which is dictated by the goods themselves, a shape of goods which is necessary to obtain a technical result or a shape which gives substantial value to the goods.

Registration of trade marks

Section 12

(1) An application for the registration of a trade mark shall be filed with the Patent and Trademark Office. The application shall contain a reproduction of the trade mark and state the applicant's name or company. Furthermore, the goods or services for which registration of the trade mark is applied for shall be stated.

(2) The application shall be drawn up in accordance with the provisions laid down pursuant to section 48. The prescribed fee shall accompany the application.

(3) The Patent and Trade mark Office shall keep a register of trade marks. The Office shall publish registrations, etc.

Grounds for refusal

Section 13

(1) For a trademark to be registered it shall be of the nature referred to in section 2, including a distinctive character.

(2) The following trademarks shall not be registered:

- (i) trade marks which consist exclusively of signs or indications which may serve, in trade, to designate the kind, quality, quantity, intended purpose, value, geographical origin, the time of production of the goods or of rendering the services or other characteristics of the goods or services;
- (ii) trademarks which consist exclusively of signs or indications which are customarily used to designate the goods or services in the current language or in the established practices of the trade.

(3) Irrespective of the provisions of sub-sections (1) and (2) a trademark may be registered if, before the filing of the application in consequence of the use which has been made thereof, it has acquired a distinctive character.

Section 14

Furthermore, the following shall not be registered:

- (i) trademarks which are contrary to law, public order or morality;
- (ii) trademarks which are liable to mislead the public, for instance as to the nature, quality or geographical origin of the goods or services;
- (iii) trademarks which have not been authorized by the competent authorities and are to be refused pursuant to Article 6ter of the Paris Convention for the Protection of industrial Property, and trademarks which include badges, emblems and escutcheons which are of public interest, unless the consent of the appropriate authority to their registration has been given;
- (iv) trademarks which without permission consist of or contain an element which can be construed as a personal name or company name to which another party has a legal title, or as a portrayal provided allusion is not made to persons long dead, or which without permission contain a distinctive name of or a picture of the real property of another party;
- (v) trademarks which without permission consist of or contain an element which can be construed as a distinctive title of the protected literary or artistic work of another party or which infringe the copyright in such works or the right to a photograph of another party or the industrial property rights of another party.

Section 15

- (1) A trademark shall not be registered if:
 - (i) it is identical with an earlier trademark, and the goods or services for which the trademark is sought registered are identical with the goods or services for which the earlier trademark is protected, or
 - (ii) there exists a likelihood of confusion including a likelihood of association with the earlier trademark, because the later trademark is identical with or similar to the earlier trademark and the goods or services are identical or similar.
- (2) For the purpose of subsection (1) earlier trademarks mean:
 - (i) marks of the following categories in respect of which the date of application for registration is earlier than the date of application for registration of the trademark, taking account, where appropriate, of the priorities claimed in respect of those marks:
 - (a) Community trademarks;
 - (b) Trademarks registered in this country, or
 - (c) Trademarks registered under international agreements and having effect in this country;
 - (ii) Community trademarks which claim seniority, in accordance with the Regulation on the Community trademark, in relation to a trademark referred to under (i)b) and c), even if the latter trademark has been surrendered or has lapsed;
 - (iii) Applications for trademarks referred to under (i) and (ii), subject to their registration;
 - (iv) Trademarks which, on the date of application for registration of the trademark, or, where appropriate, of the priority claimed in respect of the application for registration of the trademark, are well known in this country, in the sense in which the words "well known" are used in Article 6bis of the Paris Convention.
- (3) A trademark shall, furthermore, not be registered if:
 - (i) it is identical with or similar to an earlier Community trademark, cf. Subsection (2) and is sought registered for goods or services which are not similar to those for which the earlier Community trademark is registered, provided that the earlier Community trademark is well known in the European Union and the use of the later trademark will take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier Community trademark;
 - (ii) it is identical with or similar to a "well known" trademark, cf. Subsection (2) (iv), and is sought registered for goods or services which are not similar to those for which the earlier trademark is well known, provided that the use of the later trademark may lead to a likelihood

- of association between the marks, and the use will take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier trademark, or
- (iii) it is identical with or only insignificantly distinct from a trademark, which at the date of filing of the application for registration or, where appropriate, of the priority claimed in respect of the application for registration, has commenced to be used in another country and is still in use there for goods or services which are identical with or similar to those for which the later trademark is sought registered, and the applicant at the date of the filing had, or should have had, knowledge of the foreign trademark.
- (4) A trademark shall moreover not be registered if:
- (i) the trademark is identical with or similar to an earlier Danish trademark within the meaning of subsection (2) and is sought registered for goods or services which are not similar to those for which the earlier trademark is registered, where the earlier trademark is well known in this country and where the use of the later trademark would take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier trademark, or
 - (ii) in consequence of use in this country a right has been acquired to an identical or confusingly similar trademark or to another identical or confusingly similar sign used in the course of trade prior to the date of filing of the application for registration of the later trademark, or, where appropriate, of the priority claimed in respect of the application for registration of the later trademark, if the proprietor of the earlier right can prohibit the use of the later trademark.
- (5) A trademark shall not be excluded from registration pursuant to the provisions of subsections (1) to (4) where the proprietor of the earlier trademark or other earlier rights consents to the registration of the later trademark.

Processing of applications

Section 20

- (1) If the application does not comply with this Act or the provisions laid down pursuant to this Act, or if the Patent and Trademark Office has other objections to the acceptance of the application, the Patent and Trademark Office shall notify the applicant accordingly and invite him to file his observations within a specified time limit.

Opposition

Section 23

- (1) When the registration has been published, opposition may be filed against the validity of the registration. The opposition, which shall be reasoned, shall be filed with the Patent Office within two months from the date of publication. A fee, the amount of which shall be fixed by the Minister of Business and Industry, shall accompany the opposition.
- (2) If opposition has been filed, the Patent Office shall examine the registration in accordance with section 20. Section 28 (5) shall also apply during the examination. The proprietor of the registered right shall be notified of the opposition and be given an opportunity to submit his observations.
- (3) If the registration is maintained, the person having filed the opposition and the proprietor of the right shall be given notice hereof.
- (4) If the registration is declared void in part or in full, the decision to that effect shall be published when it is final.

Order on Application and Registration, etc. of Trade Marks and Collective Marks no. 364 of 21 May 2008

Section 2

(1) The application shall indicate:

(ii) the goods and/or services for which the registration of the mark is requested grouped in classes in compliance with the classification in the Nice Agreement of 1957 with subsequent amendments concerning international classification of goods and services for the purpose of registration of trade-marks...

Fra: - PVS Patent- og Varemærkestyrelsens officielle postkasse
Sendt: 24. marts 2017 14:44
Til: 3 - PVS Poprettelsen nye sager
Emne: VS: INDSIGELSE mod MP1315700 [Vores ref.: I1704DK00/DPO]
Vedhæftede filer: 170324 - Indsigelse til PVS.pdf; BILAG 1-5.pdf

Fra: Dorthe Porse - Patrade [mailto:dpo@patrade.dk]
Sendt: 24. marts 2017 14:39
Til: - PVS Patent- og Varemærkestyrelsens officielle postkasse
Cc: Eva Aaen Skovbo - Patrade; Mette Flink Sørensen - Patrade
Emne: INDSIGELSE mod MP1315700 [Vores ref.: I1704DK00/DPO]

Ansøgningsnr.: MP1315700
Land: Danmark
Indsigelse: Indsigelse mod IR No. 1315700 "Panda" 3D in Denmark

Til Patent- og Varemærkestyrelsen

Som repræsentant for Orkla Confectionery & Snacks Finland Ab nedlægges hermed vedhæftede indsigelse med bilag 1-5.

Styrelsen anmodes om at trække indsigelsesgebyret DKK 2.500 fra vores konto PVS4.

Med venlig hilsen

Patrade A/S
Eva Aaen Skovbo
Partner
Attorney-at-law (H), ph.d.
Head of Legal Department

*Sendt af Dorthe Porse
Legal Secretary*

Fredens Torv 3A	Phone: +45 7020 3770
DK-8000 Aarhus C	Direct: +45 8730 8970
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Aarhus	Copenhagen	Aalborg	Kolding
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Patent- og Varemærkestyrelsen

Helgeshøj Allé 81

2630 Taastrup

Dato: 24. marts 2017
Deres ref.: MP1315700
Vor ref.: I1704DK00/EAS/DPO
Ans.nr./reg.nr.: MP1315700/
Indehaver:
Land/klasser: Danmark /
Varemærke: Indsigelse mod endelig registrering IR No. 1315700 "Panda" 3D in Denmark

Indsigelse imod endelig registrering af Panda i 3D <fig>, ansøgningsnummer MP1315700 i klasse 30

Som repræsentant for Orkla Confectionery & Snacks Finland Ab ("Indsiger") nedlægges hermed indsigelse jf. varemærkelovens § 23, stk. 1, imod endelig registrering af Panda i 3D <fig>, ansøgningsnr. MP1315700, indleveret af "GRAND CANDY" LLC, 31 Masis str. 0061 Yerevan, Armenien ("Ansøger"), udskrift fra Patent- og Varemærkestyrelsen vedlægges som **bilag 1**.

Indsigelsen er rettet imod registrering af samtlige af de ansøgte varer og nedlægges med hjemmel i varemærkelovens § 15, stk. 1, nr. 2.

Indsigers varemærker:

Indsigelsen baseres på følgende af indsigers varemærker i EU (udskrifter fra EUIPO vedlagt som **bilag 2-5**):

1. Registreringsnr. 008684961, PANDA (w) i klasse 30: *Ikke-medicinske konfekturvarer, lakrids og chokolade.*



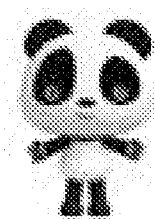
2. Registreringsnr. 010398618 Panda (fig) i klasse 30: *Ikke-medicinske konfekturvarer, lakrids og chokolade.*

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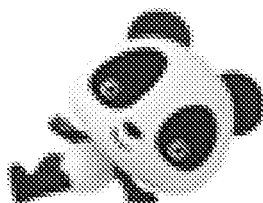
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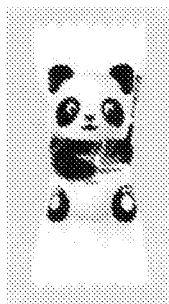
3. Registreringsnr. 008285942 i klasserne 5, 30 (*Kaffe, te, kakao, sukker, ris, tapioka, sago, kaffeerstatning; mel og næringsmidler af korn, brød, **konditori- og konfekturvarer**, spiseis; honning, sirup; gær, bagepulver; salt, sennep; eddike, herunder vineddike, saucer (krydrede); krydderier; Is til forfriskning*), 35 og 41.



4. Registreringsnr. 008285165 i klasserne 5, 30 (*Kaffe, te, kakao, sukker, ris, tapioka, sago, kaffeerstatning; mel og næringsmidler af korn, brød, **konditori- og konfekturvarer**, spiseis; honning, sirup; gær, bagepulver; salt, sennep; eddike, herunder vineddike, saucer (krydrede); krydderier; Is til forfriskning*), 35 og 41.

Det ansøgte varemærke:

Panda i 3D (fig)ansøgningsnummer MP1315700



Ansøgt for: "Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice"

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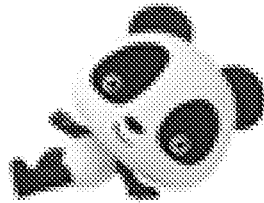
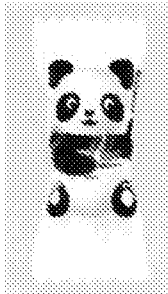
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Begrundelse for indsigelsen

Varemærkelovens § 15, stk. 1, nr. 2:

Det følger af varemærkelovens § 15, stk. 1, nr. 2, at et varemærke er udelukket fra registrering, hvis der er risiko for forveksling, herunder at det antages, at der er en forbindelse med det ældre varemærke, fordi det yngre varemærke er identisk med eller ligner det ældre varemærke og varerne eller tjenesteydelserne er af samme eller lignende art.

Sammenligning af varerne:

	008684961 PANDA (w)	010398618 	008285942 	008285165 	MP1315700 
30	Ikke-medicinske konfekturvarer, lakrids og chokolade.	Ikke-medicinske konfekturvarer, lakrids og chokolade.	Kaffe, the, cacao, sukker, ris, tapioka, sago, kaffeerstatning; mel og næringsmidler af korn, brød, konditori- og konfekturvarer , spiseis; honning, sirup; gær, bagepulver; salt, sennep; eddike, herunder vineddike, saucer (krydrede); krydderier; Is til forfriskning	Kaffe, te, kakao, sukker, ris, tapioka, sago, kaffeerstatning; mel og næringsmidler af korn, brød, konditori- og konfekturvarer , spiseis; honning, sirup; gær, bagepulver; salt, sennep; eddike, herunder vineddike, saucer (krydrede); krydderier; Is til forfriskning	Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Som det fremgår forligger identiske varer mellem ansøgers mærke og indehavers registrerede varemærker nr. 008285942 og 008285165 og quasi-identiske varer mellem ansøgers mærke og indehavers registrerede varemærker nr. 008684961 og 010398618.

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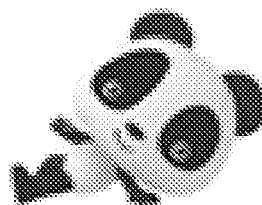
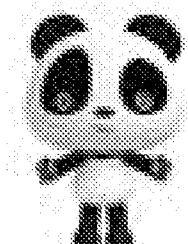
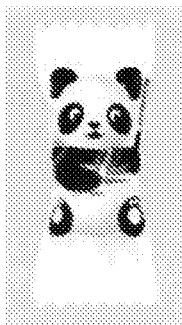
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Sammenligning af varemærkerne:

Ansøgers varemærke har en høj grad af lighed med indsigers varemærker.

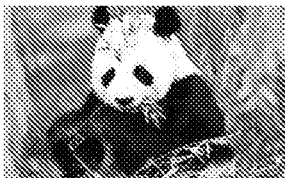
Indehaver gør gældende, at ansøgers mærke med en høj grad af sandsynlighed er udformet med inspiration i og kendskab til indehavers mærke.

Ansøgers mærke: Indehavers mærker:



Som det fremgår, er der for såvel indsigers som for ansøgers mærker tale om pandaer, der fremstår som en tredimensionel tegning med hvidt hoved, sorte ører, cirkler omkring øjne, sort næse, sorte arme og sorte ben.

Der foreligger ikke egentlige svage figurative elementer i indehavers mærker, der må betragtes som helheder. Der foreligger ej heller elementer, der er almindeligt brugt som udtryk for en egenskab eller andet ved varen, der kan have mindre beskyttelse end andre elementer. Farvekombinationen af sort/hvid er identisk, og den "sorte vest" som en panda normalt har, er udeladt af såvel indehavers som ansøgers mærke:



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Særpræg

Indehaver gør gældende, at indehavers varemærker har en høj grad af særpræg.

Pandaen er det bærende element i samtlige af indsigers registrerede varemærker, herunder som ord-betegnelse.

"Panda" som ordmærke eller figurmærke har desuden en høj grad af særpræg for de *varer og tjeneste ydelser* mærkerne er registreret for. Der eksisterer ingen naturlige associationer mellem pandaer og varer omfattet af indehavers (og ansøgers) varefortegnelse.

Forbrugerkredeens opmærksomhed, distributionskanaler og det udviskede erindringsbillede

Det ansøgte varemærke anvender et billede af en panda på en indpakning, der giver associationer til konfektur. Varemærket har form som en konfekturindpakning. Indsiger sælger netop konfektur under varemærkerne, og har registreret sine varemærker for bl.a. denne vare i klasse 30.

Den tegnede "3D-panda" er således det element, som forbrugerne vil hæfte sig ved. Dette påberåbes også under hensyntagen til princippet om det udviskede erindringsbillede.

De identiske varer forsynet med ansøgers varemærke og varer forsynet med indehavers mærke vil blive solgt via identiske distributionskanaler. For dagligvarer omfattet af klasse 30 har forbrugerene en lav grad af opmærksomhed, da det er varer, som de fleste forbrugere køber på daglig basis og varer, der er relativt prisbillige.

En køber vil dog sjældent have mulighed for at se de to mærker samtidig, da de sjældent vil findes ved siden af hinanden i forretningerne. En køber vil have et billede i erindringen af ansøgers "panda" og vil med dette usædvanlige billede for produkter i klasse 30 let kunne foranlediges til at tro, at varer forsynet med ansøgers mærke retteligt stammer fra indehaver.

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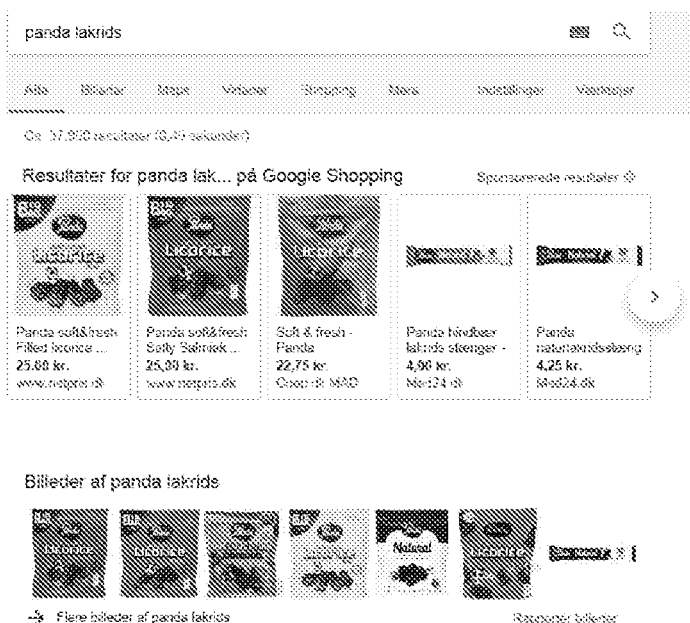
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Selvom det måtte være Styrelsens opfattelse af mærkerne ikke har en høj grad af forvekslelighed, gør indehaver gældende, at de alligevel er forvekslelige under henvisning til teorien om det udviskede erindringsbillede.

Nedenstående søgninger underbygger, at "pandaen" associeres med indehavers produkter:

En Google-søgning på "panda lakrids" giver følgende resultat:



En Google-søgning på "panda bolcher" giver følgende resultat:

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Resultater for panda bo... på Google Shopping

Sponsorerede resultater

			
Panda mint lakridsstang - 26 g 4,50 kr. Med24.dk	Soft & fresh - Panda 22,75 kr. Coop.dk/MAE	Panda lakrids - 240 gram - DISCOUNT ... 26,41 kr. Økologisk-Supermarked	Panda lakrids stang original - 32 gram 4,05 kr. Metspiren

Panda Bolsjer | Bolcher med herlig smag af lakrids og sport | Køb ...

www.svaermet.com/product/panda-bolsjer-1350/

Online salg af hjemmelavede bolsjer med lakrids- og sportsmag, der smager ligesom den velsmagende Kung Fu is. En dejlig kombination af det friske og det ...

Billeder af panda bolsjer



Dette bør derfor indgå som et skærpende moment i forvekslingsbedømmelsen. Dette er både anerkendt i Ankenævnet for Varemærkers praksis, samt af EU-domstolen.

Dette skærper risikoen for forveksling, herunder at forbrugerne vil antage, at der er en forbindelse mellem ansøger og indsigers virksomhed.

Da ansøger har indleveret en ansøgning på et varemærke, der indeholder indsigers særprægede, og i øvrigt gennemgående, mærkebestanddel; pandaen, og da ansøgningen desuden dækker identiske eller quasi-identiske ydelser, er der risiko for, at forbrugerne vil forveksle varemærkerne.

Helhedsindtrykket

Når mærkerne skal vurderes i forhold til hinanden, skal disse opfattes som en helhed, og der skal bortses fra uvæsentlige forskelle. Indehaver gør gældende, at mærkerne i deres helhed er så lig hinanden, at forbrugeren enten vil forveksle disse eller antage, at der er en forbindelse mellem ansøger og indehavers virksomheder. Dette understøttes også af det forhold, at indehaver har to forskellige udformninger af panda-mærket registreret. Forbrugeren er således bekendt med, at en panda, der hidrører fra indehavers virksomhed, kan ses i flere udformninger.

PATRADE A/S

FREDENS TORV 3A
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CVR-NR. 3054 6665

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INFO@PATRADE.DK
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Endvidere vil det være naturligt at *betegne* ansøgers mærke "panda" og dette ord, er registreret af indehaver både som ordmærke og som et figurmærke.

--oOo--

På denne baggrund ønskes ansøgers varemærke nægtet registrering i sin helhed. Patent- og Varemærkestyrelsen bedes derfor venligst afvise registreringen.

Bilag:

Bilag 1 – Udskrift fra Patent- og Varemærkestyrelsen, ansøgningsnr. MP1315700

Bilag 2 - Udskrift fra EUIPO – [INDSIGERS VAREMÆRKE 008684961]

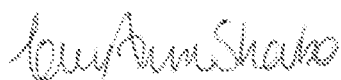
Bilag 3 - Udskrift fra EUIPO – [INDSIGERS VAREMÆRKE 010398618]

Bilag 4 - Udskrift fra EUIPO – [INDSIGERS VAREMÆRKE 008285942]

Bilag 5 - Udskrift fra EUIPO – [INDSIGERS VAREMÆRKE 008285165]

Med venlig hilsen

Patrade A/ S



Eva Aaen Skovbo

Attorney-at-law

PATRADE A/S
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Patent- og Varemærkestyrelsen

Økonomi- og Erhvervsministeriet

BILAG

1

Helgeshøj Alle 81 2630 Tåstrup tlf.: 43 50 80 00 e-post: pvs@dkpto.dk

Data opdateret 2017-02-06 00:05:04

Sagsdata

Ansøgningsnr. og dato **MP1315700**
Registreringsnr. og dato **MP1315700, 20160617**
Reg. procedure slut
Fornyset til
Prioritetsnr. og dato **AM 20160245, 20160302**
Ansøger/indehaver **"GRAND CANDY" LLC, 31 Masis str.
0061 Yerevan, AM**
Fuldmægtig
Indsiger
Ref. nr.
Mærketekst og type **<fig>**
Klasse (Nice) **30**
Klasse (Vienna) **03.01.15: Pandas, 05.03.16: More than four leaves, scattered
leaves, bunches of leaves Note: Not including surfaces or
backgrounds covered with a repeated figurative element composed
of leaves (25.7.25).**
Status **Publiceret MP designering**
Relateret sag
Designeringsdato **20160617**
International reg. dato **20160617**
Notifikationsdato
Gazette No.

Mærkeopl.

Disclaimer
Bemærkninger
Farvetekst **Black, white, green and red.**
Fællesmrk. Opl.
Figurmærke



Varefortegnelse

30: Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Publicering (1)

Tidende

Dansk Varemerketidende 04, 2017

Publicering vedr.

Offentliggørelse af registrering

Pant/Licens

Ingen pant/licens er fundet

Prioritet

Prioritetsland og nr. AM 20160245

Dato 20160302

Udstillingsprioritet

Varefortegnelse

Korrespondance

Ingen korrespondance er fundet

Korrespondance (4)

Dato	Titel
20170118	Brev til indehaver om publicering - MP Varemærke (5 KB)
20170109	Search - figurative elements (8 KB)
20170109	General information about searches (7 KB)
20161029	MP designeringsdokument modtaget (175 KB)

Indsigelser

Ingen data fundet

Økonomi

Ingen posteringer er fundet



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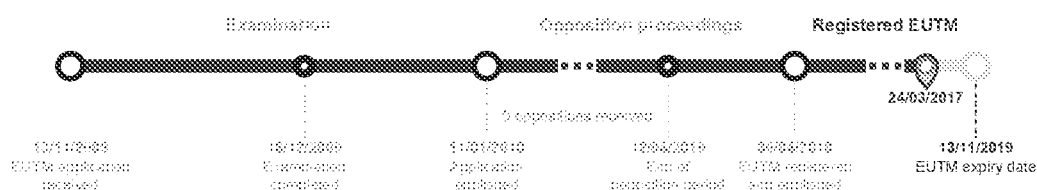
BILAG

2

EUTM file information

PANDA
008684961

Timeline



Trade mark information

Name	PANDA	Filing date	13/11/2009
Filing number	008684961	Registration date	29/04/2010
Basis	EUTM	Expiry date	13/11/2019
Date of receipt	13/11/2009	Designation date	
Type	Word	Filing language	Finnish
Nature	Individual	Second language	English
Nice classes	30 (Nice Classification)	Application reference	BV202285
Vienna Classification		Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)



30 Non-medicated confectionary, liquorice and chocolate.

Description

No entry

Owners

Orkla Confectionery & Snacks Finland Ab

ID	259364	Country	FI - Finland	Correspondence address	Can be accessed and changed by authorised user via the User Area
Organisation	Orkla Confectionery & Snacks Finland Ab	State/country	n/a	Orkla Confectionery & Snacks Finland Ab	
		Town	GODBY	Sundsvägen 420	
		Post code	22410	FI-22410 GODBY	
Legal status	Legal entity	Address	Sundsvägen 420	FINLANDIA	

Can be accessed and
changed by authorised user
via the User Area

Can be accessed and
changed by authorised user
via the User Area

Representatives

BERGGREN OY

ID	10880	Country	FI - Finland	Correspondence address	
Organisation	n/a	State/country	n/a	BERGGREN OY	00 358-102272000
Legal status	Legal person	Town	Helsinki	Eteläinen Rautatiekatu 10 A	
Type	Association	Post code	00100	FI-00100 Helsinki	00 358-96933944
		Address	Eteläinen Rautatiekatu 10 A	FINLANDIA	email@berggren.fi

Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
Loading ...		Processing...				
Showing 0 to 0 of 0 entries						

IR transformation

No entry

Seniority

Filing number	Registration number	Country	Priority date	Filing date	Registration date	International code	Status
	232848	Sweden		26/09/1982		EU	ACCEPTED
Showing 1 to 1 of 1 entries							

Exhibition priority

No entry

Priority

No entry

Publications

Publication number	Date	Section	Description
2010/004	11/01/2010	A.1	Applications published under article 40 EUTMR
2010/078	30/04/2010	B.1	Registrations with no amendments since the application was published
2012/077	24/04/2012	C.8.1	Claims of seniority
2014/056	25/03/2014	C.1.1	Proprietor - Total transfers

Bulletin number	Date	Section	Description
2015/150	12/08/2015	C.2.1	Representative - Change of name and professional address
2016/200	21/10/2016	C.2.1	Representative - Change of name and professional address
Showing 1 to 2 of 2 entries			

Cancellation

No entry

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
2012/077	24/04/2012	C.8.1	006430865	Seniority	Claims of seniority
2014/056	25/03/2014	C.1.1	008300058	Proprietor	Total transfers
2015/150	12/08/2015	C.2.1	009782270	Representative	Change of name and professional address
2016/200	21/10/2016	C.2.1	011786236	Representative	Change of name and professional address
Showing 1 to 4 of 4 entries					

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations

No entry



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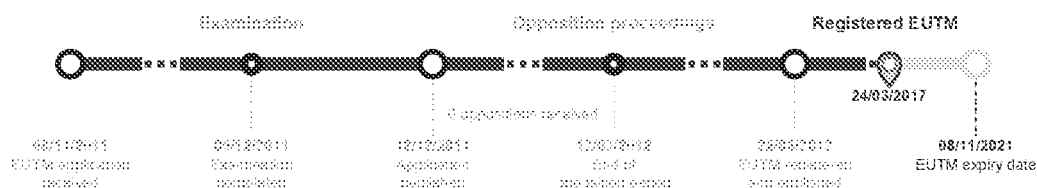
BILAG

3

EUTM file information

PANDA
010398618

Timeline



Graphic representation



Trade mark information

Name	PANDA	Filing date	08/11/2011
Filing number	010398618	Registration date	20/03/2012
Basis	EUTM	Expiry date	08/11/2021
Date of receipt	08/11/2011	Designation date	
Type	Figurative	Filing language	Finnish
Nature	Individual	Second language	English

Nice classes	30 (Nice Classification)	Application reference	8V207568
Vienna Classification	26.13.25 (Vienna Classification)	Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)



30 Non-medicated confectionary, liquorice and chocolate.

Description

No entry

Owners

Orkla Confectionery & Snacks Finland Ab

ID	259364	Country	FI - Finland	Correspondence address	
Organisation	Orkla Confectionery & Snacks Finland Ab	State/country	n/a	Orkla Confectionery & Snacks Finland Ab Sundsvägen 420 FI-22410 GODBY FINLANDIA	Can be accessed and changed by authorised user via the User Area
		Town	GODBY		
		Post code	22410		
Legal status	Legal entity	Address	Sundsvägen 420		Can be accessed and changed by authorised user via the User Area
					Can be accessed and changed by authorised user via the User Area

Representatives

BERGGREN OY

ID	10080	Country	FI - Finland	Correspondence address	
Organisation	n/a	State/country	n/a	BERGGREN OY Eteläinen Rautatiekatu 10 A FI-00100 Helsinki FINLANDIA	00 358-102272000
Legal status	Legal person	Town	Helsinki		00 358-96933944
Type	Association	Post code	00100		
		Address	Eteläinen Rautatiekatu 10 A		email@berggren.fi

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
	EUTM	010398618	Surveillance letter	05/01/2017	
	Recordal	011786236	C.2.1. - Representative - change of name & address - entry on the register - automatic template	04/11/2016	
	Recordal	011786236	Letter to the EUIPO	19/10/2016	
	EUTM	010398618	Surveillance letter	10/08/2016	
	EUTM	010398618	Surveillance letter	11/04/2016	

	From	Procedure	Filing number	Subject	Date	Actions
		EUTM	010398618	Surveillance letter	08/02/2016	
		EUTM	010398618	Surveillance letter	08/01/2016	
		Recordal	009782270	T72RY	27/08/2015	
		Recordal	009782270	Letter to the EUIPO	10/08/2015	
		Recordal	008300058	Transfers - entry on the register.	21/03/2014	
Showing 1 to 10 of 18 entries						

IR transformation

No entry

Seniority

No entry

Exhibition priority

No entry

Priority

No entry

Publications

Bulletin number	Date	Section	Description
2011/234	12/12/2011	A.1	Applications published under article 40 EUTMR
2012/057	22/03/2012	B.1	Registrations with no amendments since the application was published
2014/056	25/03/2014	C.1.1	Proprietor - Total transfers
2015/150	12/08/2015	C.2.1	Representative - Change of name and professional address
2016/200	21/10/2016	C.2.1	Representative - Change of name and professional address
Showing 1 to 5 of 5 entries			

Cancellation

No entry

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
2014/056	25/03/2014	C.1.1	008300058	Proprietor	Total transfers
2015/150	12/08/2015	C.2.1	009782270	Representative	Change of name and professional address
2016/200	21/10/2016	C.2.1	011786236	Representative	Change of name and professional address
Showing 1 to 3 of 3 entries					

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations

No entry



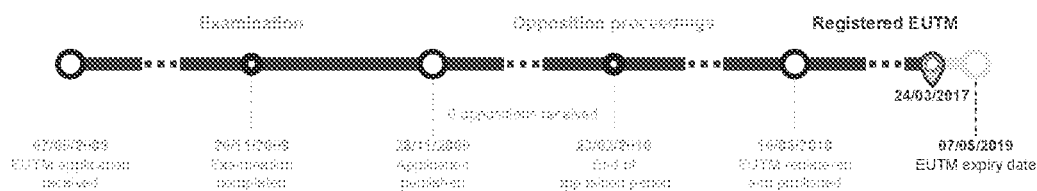
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EUTM file information

(Trade mark without text)
008285942

Timeline



Graphic representation



Trade mark information

Name	(Trade mark without text)	Filing date	07/05/2009
Filing number	008285942	Registration date	08/03/2010
Basis	EUTM	Expiry date	07/05/2019
Date of receipt	07/05/2009	Designation date	
Type	Figurative	Filing language	Finnish
Nature	Individual	Second language	English

Nice classes	5, 30, 35, 41 (Nice Classification)	Application reference	BV200845
Vienna Classification	03.01.15 (Vienna Classification)	Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)



5 Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

35 Advertising; business management; business administration; office functions.

41 Education; providing of training; entertainment; sporting and cultural activities.

Description

No entry

Owners

Orkla Confectionery & Snacks Finland Ab

ID	259364	Country	FI - Finland	Correspondence address	
Organisation	Orkla Confectionery & Snacks Finland Ab	State/country	n/a	Orkla Confectionery & Snacks Finland Ab Sundsvägen 420 FI-22410 GODBY FINLANDIA	Can be accessed and changed by authorised user via the User Area
Legal status	Legal entity	Town	GODBY		
		Post code	22410		
		Address	Sundsvägen 420		Can be accessed and changed by authorised user via the User Area
					Can be accessed and changed by authorised user via the User Area

Representatives

BERGGREN OY

ID	10880	Country	FI - Finland	Correspondence address	
Organisation	n/a	State/country	n/a	BERGGREN OY Eteläinen Rautatiekatu 10 A FI-00100 Helsinki FINLANDIA	00 358-102272000
Legal status	Legal person	Town	Helsinki		00 358-96933944
Type	Association	Post code	00100		
		Address	Eteläinen Rautatiekatu 10 A		email@berggren.fi

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
Recordal	011786236	C.2.1. - Representative - change of name & address - entry on the register - automatic template		04/11/2016	

	From	Procedure	Filing number	Subject	Date	Actions
		Recordal	011786236	Letter to the EUIPO	19/10/2016	
		EUTM	008285942	Surveillance letter	21/12/2015	
		Recordal	009782270	T72RY	27/08/2015	
		Recordal	009782270	Letter to the EUIPO	10/08/2015	
		Recordal	008300058	Transfers - entry on the register.	21/03/2014	
		Recordal	008300058	Application form and attachment	14/03/2014	
		EUTM	008285942	Cover letter for registration certificate.	18/03/2010	
		EUTM	008285942	Certificate of Registration	17/03/2010	
		EUTM	008285942	Notification of acceptance for publication	25/11/2009	
Showing 1 to 10 of 13 entries						

IR transformation

No entry

Seniority

No entry

Exhibition priority

No entry

Priority

No entry

Publications

Bulletin number	Date	Section	Description
2009/045	23/11/2009	A.1	Applications published under article 40 EUTMR
2010/046	10/03/2010	B.1	Registrations with no amendments since the application was published
2014/056	25/03/2014	C.1.1	Proprietor - Total transfers
2015/150	12/08/2015	C.2.1	Representative - Change of name and professional address
2016/200	21/10/2016	C.2.1	Representative - Change of name and professional address
Showing 1 to 5 of 5 entries			

Cancellation

No entry

Recordals

Bulletin number	Date	Section	Filing number	Type	Subtitle
2014/056	25/03/2014	C.1.1	008300058	Proprietor	Total transfers
2015/150	12/08/2015	C.2.1	009782270	Representative	Change of name and professional address
2016/200	21/10/2016	C.2.1	011786236	Representative	Change of name and professional address
Showing 1 to 3 of 3 entries					

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations

No entry



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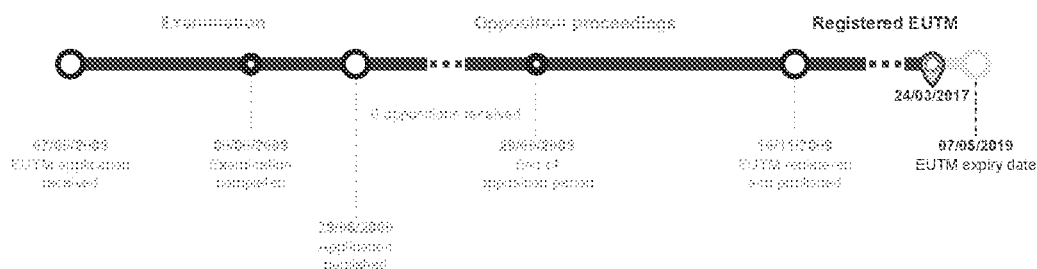


EUTM file information

(Trade mark without text)

008285165

Timeline



Graphic representation



Trade mark information

Name	(Trade mark without text)	Filing date	07/05/2009
Filing number	008285165	Registration date	10/11/2009

Basis	EUTM	Expiry date	07/05/2019
Date of receipt	07/05/2009	Designation date	
Type	Figurative	Filing language	Finnish
Nature	Individual	Second language	English
Nice classes	5, 30, 35, 41 (Nice Classification)	Application reference	BV200844
Vienna Classification	03.01.15 (Vienna Classification)	Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)



5 Pharmaceutical and veterinary preparations; sanitary preparations for medical purposes; dietetic substances adapted for medical use, food for babies; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

35 Advertising; business management; business administration; office functions.

41 Education; providing of training; entertainment; sporting and cultural activities.

Description

No entry

Owners

Orkla Confectionery & Snacks Finland Ab

ID	259364	Country	FI - Finland	Correspondence address	
Organisation	Orkla Confectionery & Snacks Finland Ab	State/country	n/a	Orkla Confectionery & Snacks Finland Ab Sundsvägen 420 FI-22410 GODBY FINLANDIA	Can be accessed and changed by authorised user via the User Area
		Town	GODBY		
		Post code	22410		
Legal status	Legal entity	Address	Sundsvägen 420		Can be accessed and changed by authorised user via the User Area
					Can be accessed and changed by authorised user via the User Area

Representatives

BERGGREN OY

ID	10880	Country	FI - Finland	Correspondence address	00 358-102272000
Organisation	n/a	State/country	n/a	BERGGREN OY	
Legal status	Legal person	Town	Helsinki	Eteläinen Rautatiekatu 10 A FI-00100 Helsinki FINLANDIA	00 358-96933944
Type	Association	Post code	00100		
		Address	Eteläinen Rautatiekatu 10 A		email@berggren.fi

Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
		Recordal	011786236	C.2.1. - Representative - change of name & address - entry on the register - automatic template	04/11/2016	
		Recordal	011786236	Letter to the EUIPO	19/10/2016	
		EUTM	008285165	Surveillance letter	21/12/2015	
		Recordal	009782270	T72RY	27/08/2015	
		Recordal	009782270	Letter to the EUIPO	10/08/2015	
		Recordal	008300058	Transfers - entry on the register.	21/03/2014	
		Recordal	008300058	Application form and attachment	14/03/2014	
		EUTM	008285165	Certificate of Registration	17/11/2009	
		EUTM	008285165	Cover letter for registration certificate.	17/11/2009	
		EUTM	008285165	Search report transmitted (Article 38(1) and (6))	08/06/2009	
Showing 1 to 10 of 12 entries						

IR transformation

No entry

Seniority

No entry

Exhibition priority

No entry

Priority

No entry

Publications

Bulletin number	Date	Section	Description
2009/024	29/06/2009	A.1	Applications published under article 40 EUTMR
2009/044	16/11/2009	B.1	Registrations with no amendments since the application was published
2014/056	25/03/2014	C.1.1	Proprietor - Total transfers
2015/150	12/08/2015	C.2.1	Representative - Change of name and professional address
2016/200	21/10/2016	C.2.1	Representative - Change of name and professional address
Showing 1 to 5 of 5 entries			

Cancellation

No entry

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
2014/056	25/03/2014	C.1.1	008300058	Proprietor	Total transfers
2015/150	12/08/2015	C.2.1	009782270	Representative	Change of name and professional address

Publication number	Date	Section	Filing number	Title	Subtitle
2016/200	21/10/2016	C 2.1	011786236	Representative	Change of name and professional address
Showing 1 to 3 of 3 entries					

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations

No entry