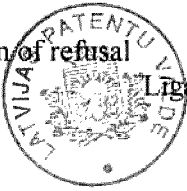



**MADRID AGREEMENT CONCERNING
THE INTERNATIONAL REGISTRATION OF MARKS
AND PROTOCOL RELATING TO THAT AGREEMENT
PROVISIONAL REFUSAL OF PROTECTION**

Notified to the World Intellectual Property Organisation (WIPO)
according to Article 5 of the Madrid Agreement and Madrid Protocol

I. Office making the notification of refusal PATENT OFFICE OF THE REPUBLIC OF LATVIA 7/70, Citadeles iela LV 1010, Rīga LATVIA	Phone 371 67099604 Fax 371 67099650
II. Number of the international registration which is the subject of refusal 1 321 319	
III. Name of the holder of the international registration concerning the subject of refusal LE HOANG DIEP THAO 31 Tu Xuong, Phuong 7, Quan 3 Thanh pho Ho Chi Minh (VN)	
IV. The grounds of refusal: Opposition submitted by King Coffee Service Latvia, Valmieras iela 43 – 7, Rīga, LV-1009, Latvia, Holder of EUTM 009558602 /KING COFFEE SERVICE, Fig./	
V. Reference to the corresponding essential provisions of the Law of the Republic of Latvia On Trade Marks and Indications of Geographical Origin (see materials attached): Section 18, 39 (5) and (6). Opposition is based on Section 7. (1)2.	
VI. <input checked="" type="checkbox"/> Refusal for all the goods and services. <input type="checkbox"/> Refusal for the following goods and services:	
VII. Possibilities to review or appeal The holder is entitled, within three months from the date on which the International Bureau has notified of the Provisional Refusal, to submit a substantiated appeal to the Patent Office through a professional local patent attorney (Law On Trade Marks and Indications of Geographical Origin, Section 17. ¹ ; Law on Industrial Property Institutions and Procedures, Section 58). After expiration of the said period the Board of Appeal shall take a decision to satisfy the opposition, fully or in part, or to dismiss it. The case can be reviewed, within three months from the date of notification of the Board of Appeal's decision, by a civil action initiated before the Riga City Vidzeme Suburb Court.	
VIII. Date on which the refusal was pronounced 28.06.2017	
IX. Signature and seal of the office making the notification of refusal Chief expert of International trademarks	
	Līga Rinka 

Section 18. Opposition to the Registration of a Trade Mark

(1) Within three months from the date of the publication of a trade mark, interested persons may file with the Patent Office an application for opposition to the registration of a trade mark. The filing of the application for opposition, the progress and examination of it shall be executed/carried out according to the provisions of the Law on Industrial Property Institutions and Procedures.

[21 October 2004][19 November 2015]

Section 39. Validity of an International Registration in Latvia

[..]

(4) The Patent Office shall examine internationally registered trade marks to ascertain their compliance with the requirements of Sections 6 and 8 of this Law. In the case of registration of a collective mark it shall also be ascertained whether the by-laws on the use of the collective mark have been included in the registration, in compliance with the provisions of Section 35, Paragraph four of this Law.

(5) An application for opposition to the entry into effect of an international registration of a trade mark in Latvia, as provided for in Section 18 of this Law, shall be filed within four months from the date of publication of a notice of trade mark registration with respect to Latvia (territorial extension to Latvia) in the official gazette of international registration of trade marks.

(6) If, as a result of an examination, it is determined that an international trade mark does not comply with the requirements of Paragraph four of this Section, or if an opposition has been filed to such registration, the Patent Office shall, within the terms and in accordance with the procedures laid down in the rules on the international registration of trade marks, notify the International Bureau of the refusal of the particular international registration (provisional refusal). Within three months from the date on which the International Bureau has notified of the refusal, the owner of the international registration is entitled to submit a notice of appeal (a reply to the application for opposition) as provided for in Section 17.¹ of this Law.

Section 7. Earlier Trade Marks as Grounds for Invalidation of Trade Mark Registration

(1) A trade mark registration may be declared invalid in accordance with the provisions of this Law in the following cases:

1) it is identical to an earlier trade mark, and the goods or services in respect of which the trade mark was registered are identical to the goods or services in respect of which the earlier trade mark was registered;

2) in connection with its identity or similarity to, an earlier trade mark belonging to another person and the identity or similarity of the respective goods or services, there exists a likelihood of confusion of the trade marks or a likelihood of association between the trade marks on behalf of the relevant consumers.

(2) Earlier trade marks within the meaning of Paragraph one of this Section are:

1) trade marks valid in Latvia, which have been registered under national or international registration procedures, or as European Community trade marks (hereinafter – Community trade mark) in accordance with Council Regulation (EC) No 207/2009 of 26 February 2009 on the Community trade mark (codified version) (Text with EEA relevance) (hereinafter – Council Regulation No 207/2009) if the date of application for registration thereof is earlier than the date of application for registration of the contested trade mark, also taking into account the priority accorded to those trade marks;

2) applications for the registration of trade marks referred to in the previous Clause, provided that they are registered.

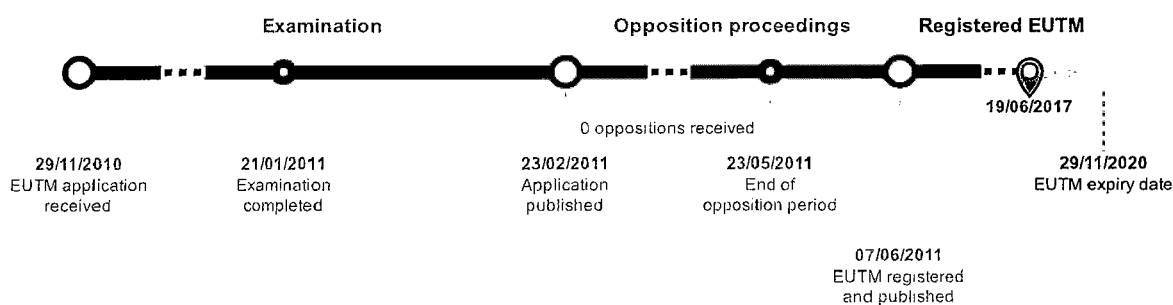
[21 October 2004; 14 October 2010]

EUTM file information

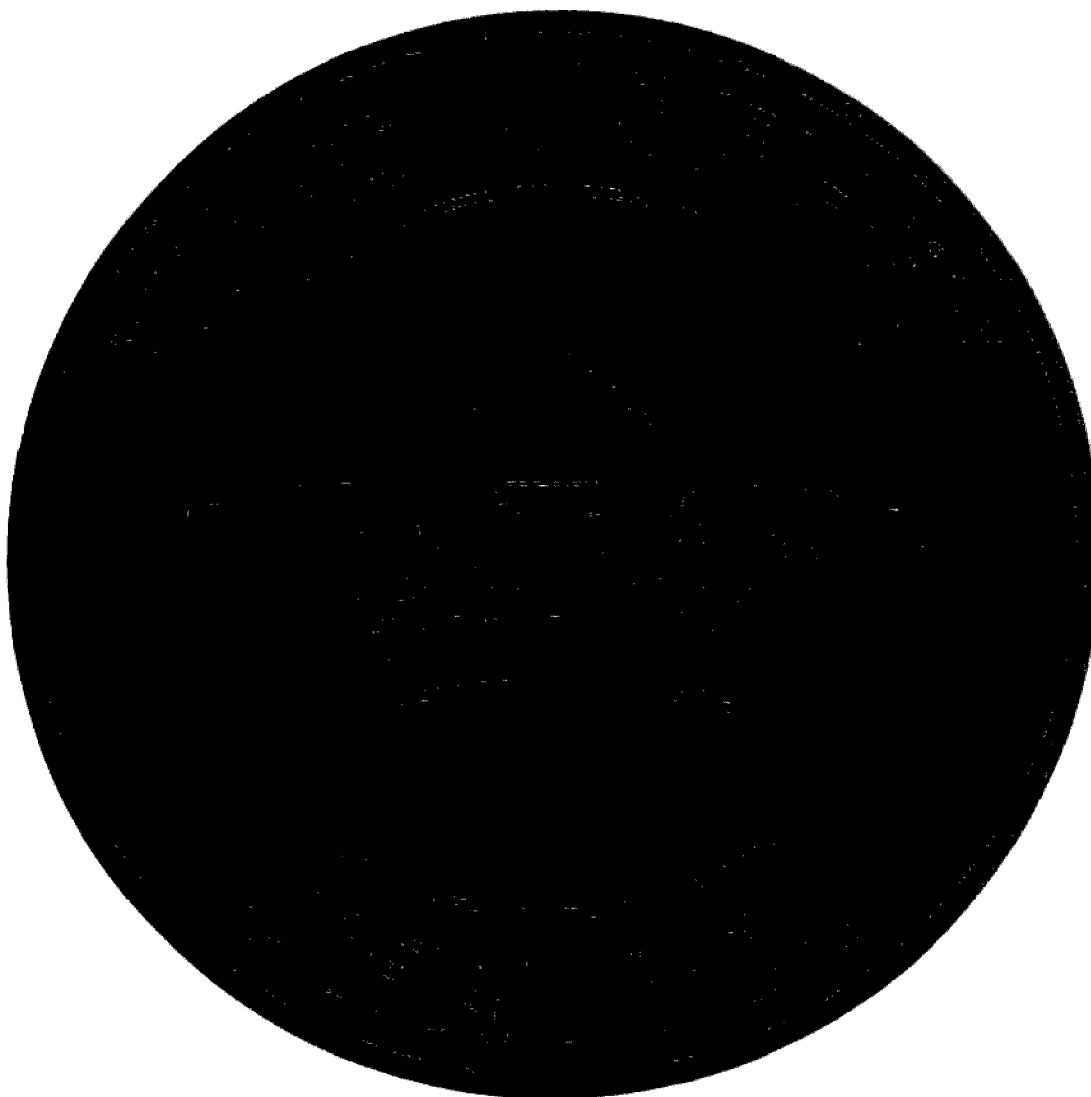
King Coffee Service

009558602

Timeline



Graphic representation



Trade mark information

Name	King Coffee Service	Filing date	29/11/2010
Filing number	009558602	Registration date	03/06/2011
Basis	EUTM	Expiry date	29/11/2020
Date of receipt	29/11/2010	Designation date	
Type	Figurative	Filing language	Latvian
Nature	Individual	Second language	English
Nice classes	9, 21, 30 (Nice Classification)	Application reference	
Vienna Classification	24.03.07, 24.09.02, 24.09.12 (Vienna Classification)	Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

latviešu valoda (lv) ▼

9 Zinātniskie, kuģniecības, ģeodēziskie, fotogrāfiskie, kinematogrāfiskie, optiskie, svēršanas, mērīšanas, signalizācijas, kontroles (pārbaudes), glābšanas un mācību aparāti, ierīces un instrumenti; Aparāti, ierīces un instrumenti elektriskās strāvas pārvadei, komutācijai, pārveidošanai, uzkrāšanai, regulēšanai vai kontrolei; Aparāti skaņas vai attēlu ierakstam, pārraidei vai reproducēšanai; Magnētiskās informācijas vides, ieraksta diski; Tirdzniecības automāti un mehānismi ar naudas iedarbināmiem aparātiem; Kases aparāti, rēķināšanas mašīnas, informācijas apstrādes ierīces un datori; Ugunsdzēsības ierīces.

21 Kafijas dzirnaviņas; Kafijas servīzes; Kafijas kannas; Ar roku darbināmas kafijas dzirnaviņas; Neelektriskas kafijas kannas.

30 Kafijas pupiņas; Šķīstošā kafija; Kafijas dzērieni; Kafija, tēja, kakao, cukurs, rīsi, tapioka, sāgo, kafijas aizstājēji; Kafija; Bezkoфеīna kafija; Dzērieni no tējas, kafijas, kakao un šokolādes, to aizvietotāji; Dzērieni uz kafijas, kakao vai šokolādes bāzes; Kafijas esences.

Description

English (en)

Description

Colour Black and gold

Owners

King Coffee Service Latvia

ID	437641	Country	LV - Latvia	Correspondence address	
Organisation	King Coffee Service Latvia	State/county	n/a	King Coffee Service Latvia	Can be accessed and changed by authorised user via the User Area
		Town	Rīga	Valmieras iela 43-7	
		Post code	1009	Rīga, LV-1009	
Legal status	Legal entity	Address	Valmieras iela 43-7	LETONIA	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

Rodčenko, Aivars

ID	51034	Country	LV - Latvia	Correspondence address	
Organisation	King Coffee Service Latvia	State/county	n/a	King Coffee Service Latvia	00 371-67311377
		Town	Rīga	Aivars Rodčenko	
		Post code	1009	Valmieras iela 43-7	00 371-67311388
Legal status	Individual	Address	Valmieras iela 43-7	Rīga, LV-1009	
Type	Employee			LETONIA	info@kcs.lv

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
	EUTM	009558602	Surveillance letter	29/04/2013	
	EUTM	009558602	Surveillance letter for EUTMs	13/02/2012	
	EUTM	009558602	Cover letter for registration certificate.	09/06/2011	
	EUTM	009558602	Certificate of Registration	08/06/2011	
	EUTM	009558602	Notification of acceptance for publication	25/02/2011	
	EUTM	009558602	Translation submitted for applicant observations	21/01/2011	
	EUTM	009558602	Search report transmitted (Article 38(1) and (6))	30/11/2010	

From	Procedure	Filing number	Subject	Date	Actions
	EUTM	009558602	Application form and attachment	29/11/2010	
	EUTM	009558602	Figurative	29/11/2010	

Showing 1 to 9 of 9 entries

IR transformation

No entry

Seniority

No entry

Exhibition priority

No entry

Priority

No entry

Publications

Bulletin number	Date	Section	Description
2011/037	23/02/2011	A.1	Applications published under article 40 EUTMR
2011/106	07/06/2011	B.1	Registrations with no amendments since the application was published

Showing 1 to 2 of 2 entries

Cancellation

No entry

Recordals

No entry

Oppositions

No entry

Appeals

No entry

Decisions

No entry

Renewals

No entry

Trade mark relations