



### Model Form 3A: Total Provisional Refusal of Protection (Rule 17(1) of the Common Regulations)

I.	Office making the notification:  <b>(OM) Sultanate of Oman</b>
II.	Number of the international registration: <b>1406563</b>
III.	Name of the holder:  <b>LANDTOURER AUTOMOBILE CO., LTD</b>
IV.	<p>Information concerning the type of provisional refusal:</p> <p><i>Please indicate the type of refusal by checking only one of the following options:</i></p> <p><input type="checkbox"/> Total provisional refusal based on an <i>ex officio</i> examination</p> <p><input checked="" type="checkbox"/> Total provisional refusal based on an opposition</p> <p><input type="checkbox"/> Total provisional refusal based on both an <i>ex officio</i> examination and an opposition</p> <p><i>Where the refusal is based on an opposition, please indicate the name and address of the opponent:</i></p> <p>(i) Name of the opponent: <b>FERRARI S.p.A</b> <b>FIAT GROUP MARKETING &amp; CORPORATE COMMUNICATION S.P.A</b></p> <p>(ii) Address of the opponent: <b>Via Emilia Est, 1163 MODENA , ITALY</b> <b>VIA NIZZA 250 CAP 10126 TORINO, ITALY</b></p>
V.	<p>Information concerning the scope of the provisional refusal:</p> <p>Total provisional refusal affects all the goods and/or services.</p>
VI.	<p>Grounds for refusal [(where applicable, see item VII)]:</p> <p><b>Relative grounds due to prior similar/identical trademark.</b></p>



## VII. Information relating to an earlier mark:

- (i) Filing date and number, and, if any, priority date:
- (ii) Registration date and number (if available):
- (iii) Name and address of the owner:
- (iv) Reproduction of the mark:



- (v) List of the relevant goods and/or services (this list may be in the language of the earlier application or registration):

**Class 12** Electric vehicles; automobile chassis; hub caps; vehicle running boards; ski carriers for cars; automobiles; automobile bodies; bumpers for automobiles; spare wheel covers; hubs for vehicle wheels.

## VIII. Corresponding essential provisions of the applicable law:

### Article no. 38/2/(B)(C)(D):

(b) Any interested person may, within the period of ninety (90) days and in the prescribed manner, give notice to the Registrar of opposition, which shall be reasoned and in writing, to the registration of the mark on the grounds that one or more of the requirements of Sections 1 and 37(2) and the Regulations pertaining thereto are not fulfilled.

(d) If the applicant sends a counter-statement, the Registrar shall furnish a copy thereof to the person giving notice of opposition and, after hearing the parties, if either or both wish to be heard, and considering the merits of the case, shall decide whether the mark should be registered.

## IX. Information relating to the possibility to request a review or file an appeal:

- (i) Time limit for requesting review or appeal:  
**90 days from the date of notification to right holder.**
- (ii) Authority to which such request for review or appeal should be made:  
**Trademarks Office, Intellectual Property Directorate, Directorate General of Commerce, Ministry of Commerce and Industry.**
- (iii) Whether the request for review or appeal has to be filed in a specific language and/or through the intermediary of a representative whose address is within the

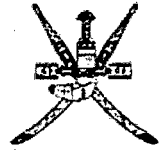
territory of the Contracting Party:

**See attached listed IP agents/attorneys.**

(iv) Other requirements, if any:

X. Signature or official seal of the Office making the notification:


XI. Date of the notification to the International Bureau: **14/08/2018**

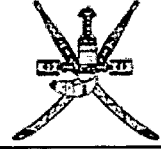


## بيانات الطلب

46453	رقم الطلب
TM العلامة مسجلة	حالة الطلب
2007/08/08	تاريخ الايداع
2009/09/02	تاريخ التسجيل
08/08/2017	تاريخ انتهاء الحماية
	صورة العلامة
	اسم العلامة
35	تصنيف نيس
<p>35 الاعلان , ادارة الاعمال , ضبط الاعمال , اعمال المكاتب , خدمات جمع مجموعة من المنتجات لفائدة الغير وذلك لتسهيل الزبائن من مشاهدة وشراء تلك المنتجات بسهولة , خدمات التوزيع بشكل البيع الجزئي للسيارات ومنتجات السيارات والبضائع ذات طبيعة متنوعة , خدمات الطلبات البريدية وخدمات البيع الجزئي عن طريق الانترنت للبضائع ذات الطبيعة متنوعة , خدمات ادارة قاعدة البيانات , خدمات تقديم معلومات الاعمال والمقدمة عن طريق الانترنت من خلال شبكة كمبيوتر عالمية او الانترنت , خدمات مسح الاسواق وابحاث السوق . الواردة جميعا بالفئة 35</p>	
فيراري اس . بي . أ	
فيا اميليا 1163 ، 41100 ، مودينا - ايطاليا , IT	
سابا وشركاهم للملكية الفكرية ش.م.م	
ص.ب 2027 روي 112 سلطنة عمان	
2008/01/06	النشر عن القبول
864	الاشتراطات

## بيانات الطلب

916080	رقم الطلب
MD النشر عن القبول	حالة الطلب
2007/01/08	تاريخ الايداع
	تاريخ التسجيل
	تاريخ انتهاء الحماية
	صورة العلامة
	اسم العلامة
<p>materials; transportable Common metals and their alloys; metal building 6 electric cables and -metal buildings; metal materials for railway tracks; non wires of common metal; ironmongery and small items of metal hardware; metal pipes and tubes; safes; goods of common metal not included in other .resclasses; o</p> <p>Scientific, nautical, surveying, photographic, cinematographic, optical, 9 weighing, measuring, signalling, checking (supervision), life saving and teaching apparatus and instruments; apparatus and instruments for conducting, accumulating, regulating or controlling electricity; ,switching, transforming apparatus for recording, transmitting and reproducing sound or images; magnetic data carriers, recording discs; automatic vending machines and lculating machines, operated apparatus; cash registers, ca-mechanisms for coin data processing and computer equipment; fire extinguishers; recorded .computer programs</p> <p>.Vehicles; apparatus for locomotion by land, air or water 12</p> <p>Paper, cardboard and goods made thereof, not included in other classes; 16 matter; bookbinding material; photographs; stationery; adhesives for printed stationery or household purposes; artists" supplies; paintbrushes; typewriters and office requisites (except furniture); instructional and teaching material ackaging materials (not included in other classes); except apparatus); plastic p) .printing type; printing blocks</p> <p>Leather and leather imitations, and goods made of these materials and not 18 included in other classes; animal skins and hides; trunks and suitcases; .and walking sticks; whips, harness and saddlery umbrellas, parasols</p> <p>.Clothing, footwear, headgear 25</p> <p>Games, toys; gymnastic and sporting articles not included in other classes; 28 .decorations for Christmas trees</p> <p>.Building construction; repair; installation services 37</p>	<p>9,6 16,12 25,18 28 37??</p>
.FCA GROUP MARKETING S.P.A	اسم المالك



Via Nizza, 250 TORINO 10126-I IT ,		عنوان المالك
.Jacobacci & Partners S.p.A		اسم الوكيل
Corso Emilia, 8 Torino 10152-I		عنوان الوكيل
2012/11/08		النشر عن القبول
		الاشتراطات