NOTIFICATION ABOUT TOTAL PROVISIONAL REFUSAL OF PROTECTION

sent to International Bureau of World Intellectual Property Organization (WIPO) according to Rule 17(1) of the Common Regulations

I. Office making the notification:

Agency on Intellectual Property of the Republic of Uzbekistan, 59, Mustakillik avenue, 100000, Tashkent

Telephone: (99871) 232-50-50 Fax: (99871) 232-50-05 (Uzbekistan)

II. No of the International Registration: 1 351 999

III. Name of the holder of the international registration:

Otkrytoie aktsionernoie obshchiestvo "Pushkinskii zavod"

IV. Information concerning the scope of the provisional refusal: Total provisional refusal affects all the goods.

V. Grounds for refusal:

The presented combined trademark "LUXOIL" cannot be registered as a trademark, since its verbal element "LUXOIL" is phonetically similar to the point of confusion with the following trademarks: № 678644, 678637 (12.05.1997); 701776, 699516, 699736, 699471 (23.09.1998); 980745 (08.08.2008); 1008573, 1007835, 1007659, 1007657, 1007703, 1007656, 1007836, 1007834, 1007702, 1013265, 1006086, 1006087, 1006088, 1006084, 1006085 registered in the international register in 18.02.2009 by PUBLIC JOINT STOCK COMPANY "OIL COMPANY"LUKOIL" (Sretensky boulvar 11 RU-101000 MOSKVA) (RU) for the similar goods and services of the classes 01, 03, 04, 35, 42.

VI. Corresponding essential provisions of the applicable law: Articles 10.13 of the Law of the Republic of Uzbekistan «on Trade Marks and Service Marks and Appellations of Origin»

VII. Information relating to the possibility to request a review:

- a) time limit for requesting review: 6 months from the date of notification of the provisional refusal to the International Bureau:
- b) Authority to which such request for review should be made: the Agency on Intellectual Property of the Republic of Uzbekistan (at the address mentioned in item I);
- c) Whether the request for review 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: the assistance of the national patent attorney is obligatory.
- d) Other requirements, if any:

VIII. Signature or official seal of the Office making the notifications:

Shermatov D. B.

Head of Trademark Department

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IX. Date of the notification to the International Bureau: 14.12.2018

Extract from the international registration

No 678644

The list of goods and services:

01

Chemicals used in industry, science, photography as well as in agriculture, horticulture and forestry (with the exception of fungicides, herbicides and preparations for destroying vermin); unprocessed artificial resins, unprocessed plastic materials; fertilizers; fire-extinguishing compositions; leather-dressing chemicals, including tanning substances; adhesives (adhesive materials) for industrial use; biological, biochemical and bactericidal preparations and microorganism cultures other than for medical or veterinary use; chemical substances for preserving foodstuffs and flowers; paper (not included in other classes); paper pulp; wood pulp; cinematographic and x-ray films, sensitized but not exposed; films sensitized but not exposed, earth for growing; substrates for soilless growing of plants; cellulose.

03

Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; scale-removing preparations for household purposes; perfumery, cosmetics; essential oils; soaps; shampoos; make-up.

04

Dust-absorbing, wetting and binding compositions; fuel (including engine fuels) and combustible briquettes; gas and alcohols not included in other classes; petroleum (raw or refined).

35

Advertizing; market studies; business and statistical information; auctioning; import-export agencies; document reproduction; commercial or industrial management assistance; projects (business management assistance); computerized file management; office machines and equipment rental; organization of fairs and exhibitions for commercial or promotional purposes; employment agencies; business and statistical information on available jobs; business research; efficiency experts; sales promotion (on behalf of third parties); services relating to computer-aided sorting and processing of scientific research findings.

Scientific investigations; surveying (engineer's services) and technical research; engineering work for drafting scientific works; computer programming; services relating to engineering and knowhow; information on new technologies; licencing of intellectual property; advisory and information services (unrelated to business dealings); editorial offices; translation services; legal services; beauty salons; massages, medical assistance; hotel services; restaurants (meals); cafés; rest and convalescent homes; providing campground facilities; tourist homes; motels (not included in other classes); photographs; industrial design and styling (industrial design); architecture; services provided by designers; providing facilities for exhibitions; rental of temporary accommodation; animal breeding; research and expert evaluations relating to ecology; testing of machines and mechanisms; quality control and granting of quality control certificates for materials, fuel, petroleum and gas; geological research and prospecting; video tape recording (filming).

LUKOIL

Extract from the international registration

No 678637

The list of goods and services:

01

Chemicals used in industry, science, photography as well as in agriculture, horticulture and forestry (with the exception of fungicides, herbicides and preparations for destroying vermin); unprocessed artificial resins, unprocessed plastic materials; fertilizers; fire-extinguishing compositions; leather-dressing chemicals, including tanning substances; adhesives (adhesive materials) for industrial use; biological, biochemical and bactericidal preparations and microorganism cultures, other than for medical or veterinary use; chemical substances for preserving foodstuffs and flowers; paper (not included in other classes); paper pulp; wood pulp; cinematographic and x-ray films, sensitized but not exposed; films sensitized but not exposed, earth for growing; substrates for soilless growing of plants; cellulose.

03

Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; scale-removing preparations for household purposes; perfumery, cosmetics; soaps; shampoos; make-up.

04

Dust-absorbing, wetting and binding compositions; fuel (including engine fuels) and combustible briquettes; gas and alcohols, not included in other classes; petroleum (raw or refined).

35

Advertizing; market studies; business and statistical information; sale by auction; import-export agencies; document reproduction; commercial or industrial management assistance; projects (business management assistance); computerized file management; office machines and equipment rental; organization of exhibitions for commercial or advertizing purposes; employment agencies; business and statistical information on available jobs; business research; efficiency experts; sales promotion (for third parties); services relating to computer-aided sorting and processing of scientific research findings.

Scientific research; surveying (engineer's services) and technical research; engineering services for drafting scientific works; computer programming; services relating to engineering and know-how; information on new technologies; licencing of intellectual property; information and counseling services (unrelated to business dealings); editorial offices; translation services; legal services; beauty salons; massages, medical assistance; hotels; restaurants (meals); cafés; rest and convalescent homes; providing campground facilities; tourist homes; motels (not included in other classes); photography; industrial design and styling (industrial design); architecture; services provided by designers; providing facilities for exhibitions; rental of temporary accommodation; animal breeding; research and expert evaluations relating to ecology; testing of machines and mechanisms; quality control and granting of quality control certificates for materials, fuel, petroleum and gas; geological research and prospecting; video tape recording (filming).



Extract from the international registration

No 1008573

The list of goods and services:

04



Extract from the international registration

No 1007835

The list of goods and services:

04



Extract from the international registration

No 1007659

The list of goods and services:

04



Extract from the international registration

No 1007657

The list of goods and services:

04



Extract from the international registration

No 1007703

The list of goods and services:

04



Extract from the international registration

No 1007656

The list of goods and services:

04



Extract from the international registration

No 1007836

The list of goods and services:

04



Extract from the international registration

No 1007834

The list of goods and services:

04



Extract from the international registration

No 1007702

The list of goods and services:

04



Extract from the international registration

No 1013265

The list of goods and services:

04



Extract from the international registration

No 1006086

The list of goods and services:

04



Extract from the international registration

No 1006087

The list of goods and services:

04



Extract from the international registration

No 1006088

The list of goods and services:

04



Extract from the international registration

No 1006084

The list of goods and services:

04



Extract from the international registration

No 1006085

The list of goods and services:

04



Extract from the international registration

No 701776

The list of goods and services:

04



Extract from the international registration

No 699516

The list of goods and services:

04



Extract from the international registration

No 699736

The list of goods and services:

04



Extract from the international registration

No 699471

The list of goods and services:

04



Extract from the international registration

No 980745

The list of goods and services:

35

Demonstration of goods; market study; shop-window dressing; presentation of goods on all communication means for retail sales purposes; sales promotion (for others); distribution of samples; dissemination of advertising material (leaflets, prospectuses, printed matter, samples); advertising; online advertising on a computer network; television advertising; administrative processing of purchase orders; supply services for third parties (purchase of goods and services for third parties); subcontracting services (commercial assistance).

