

TURKISH REPUBLIC
TURKISH PATENT AND TRADEMARK OFFICE
Trademarks Department

MADRID AGREEMENT AND PROTOCOL

COMPLETION OF *EX OFFICIO* EXAMINATION

- INTERIM STATUS OF A MARK -

Rule 18*bis*(1)(a) and (b)

Our Reference : 2018/78627 / SK

E.2018-OE-566743

21.12.2018

I. Office sending the document:

TURKISH PATENT AND TRADEMARK OFFICE

Telephone:+90 312 3031000

Trademarks Department

Telefax :+90 312 3031333

Hipodrom Caddesi No: 115

06330 Yenimahalle ANKARA TURKEY

II. Number of the International Registration: **1418619**

III. Name of the holder:

THE HEAT COMPANY AKTİVW?RME- UND AKTİVKÜHLPRODUKTE GMBH
Ennspark 20 A-5541 Altenmarkt im Pongau AUSTRIA

IV. A notification of provisional refusal:



has not been communicated by the Office (Rule 18*bis*(1)(a))



has been communicated by the Office (Rule 18*bis*(1)(b))

V. (a) Date on which the opposition period, or the period for the filing of observations, begins:

27.12.2018

(b) Date on which the opposition period, or the period for the filing of observations, end:

27.02.2019

VI- GENERAL INFORMATION:

The designation will be published in Turkish Official Trademark Bulletin. This allows -2 months from the date of publication – a party to file an opposition, which means that the designation may be the subject of a further refusal.

Regarding oppositions filed in the scope of the first paragraph of Article 6 of Industrial Property Code No: 6769, (An application for trademark registration shall be refused upon opposition if there exists a likelihood of confusion on the part of the public, including the likelihood of association with the earlier trademark, due to identity with, or similarity to, the earlier trademark and the identity or similarity of the goods or services covered.) provided that the trademark, which is the

Evrak bilgisine <http://www.turkpatent.gov.tr> adresinden, "trgg2EFF6941" DYS No ve Evrak tarihinden erişebilirsiniz.

"e-imzalıdır"

ground for opposition, has been registered for at least five years at the date of application or date of priority of the application for which the opposition is filed, upon the request of the applicant, it shall be requested from the opponent to submit evidence proving that he had genuinely used his trademark on the goods and services relating to the opposition during the five-years period before the date of application or the date of priority of the latter application or whether he has a proper reason for not using his trademark during that period. In case the opponent fails to prove the aforesaid, opposition shall be refused. If it is proven that the trademark, which is the ground for opposition, has been used only for some of the goods or services which are covered by registration, then the opposition shall be examined taking into account the goods or services whose use is proven.

VII. Signature or official seal of the Office sending the statement:

Turkish Patent and Trademark Office
Trademarks Department

Sultan KÜÇÜK
Kurum Başkanı a.
Sınai Mülkiyet Uzmanı
Trademark Examiner

VIII- Date of statement : 10.01.2019