


**MADRID AGREEMENT AND PROTOCOL**  
**PROVISIONAL REFUSAL OF PROTECTION**  
**Rule 17(1)**

<p>I. Office making the notification:</p> <p style="text-align: center;"><b>National Center for Patents and Information of the Republic of Tajikistan</b> <b>Dushanbe 14a Ayni street.</b></p>
<p>II. Number of the international registration: <b>1 406 247</b></p>
<p>III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed):</p> <p style="text-align: center;"><b>DANVISTANO TRADING LTD</b> <b>Corner Hutson &amp; Eyre Street,</b> <b>Blake Building, Suite 302</b> <b>Belize City (BZ)</b></p>
<p>IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination</p> <p><input type="checkbox"/> Provisional refusal based on an opposition</p> <p><input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition<sup>1</sup></p>
<p>V. <input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services</p> <p><input type="checkbox"/> Provisional refusal for some of the goods and/or services: [followed by an indication of the goods and/or services which are affected or are not affected]</p>
<p>VI. Grounds for refusal [(where applicable, see item VII)]:</p> <p>The sign shall not be registered because it's confusingly similar to trademarks of another person protected in the Republic of Tajikistan with an earlier priority.</p>
<p>VII. Information relating to an earlier mark :</p> <p>(i) Filing date and number, and, if any, priority date:</p> <p>(ii) Registration date and number (if available): <b>29.12.2009 IR 1 041 969</b></p> <p><b>Name and address of the owner: Kim Eduard Vissarionovich Kvartal D, dom 15, mikrorayon Alma-Arasan gorod Almaty, A17C0F (KZ)</b></p> <p>Reproduction of the mark: </p> <p>List of all or relevant goods and/or services:</p> <p><b>07</b> Washing machines, sewing machines.</p> <p><b>09</b> Scientific, nautical, surveying, photographic, cinematographic and optical apparatus and instruments, weighing measuring, signaling, monitoring (inspection), life-saving and teaching; transmission apparatus and instruments, for dispensing converting, accumulation monitoring of electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data media, sound recording discs; automatic vending machines and mechanisms for</p>

coin-operated apparatus; cash registers, calculating machines, equipment for processing information and computers; extinguishers; household electrical goods and equipment, their accessories and parts including record changers (computing), optical compact disks, compact disks (audio-video), floppy disks, magnetic disks, notebook computers, computer keyboards, mousepads; modems, computer printers, processors (central processing units), tape recorders, memory units computer programs, reading devices for data processing, video cameras, television sets, electric irons.

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Systems for lighting, heating, receiving vapour, heat treatment foodstuffs fungicide treatment, for colds, drying, ventilation; "distribution of water and plumbing" (term considered too vague by the international bureau (rule 13(2)(b) of the Common Regulations); electric waffle makers; fans (air-conditioning), electric fans for personal use; water heaters, air reheaters; exhaust hoods for kitchens; refrigerating chambers; pressure cooking saucepans, electric (pressure cookers); air conditioning apparatus; ovens; heating plates; cookers; cooking utensils, electric; cooking apparatus and installations; apparatus and installations sanitation methods; cooking rings; plate warmers; lamps; hair dryers; bread toasters; refrigerators; kettles, electric; ventilation hoods; "electric kitchen machines" (term considered too vague by the international bureau (rule 13(2)(b) of the Common Regulations).

VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:

**Article 9.1 of the Law of the Republic of Tajikistan on Trademarks and service marks.**

IX. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:

**In the event of disagreement of the applicant with the examiner's decision, he shall have the right, within two month of the date of receipt of the decision from International Bureau, to file with the Patent Office a request for reexamination.**

(ii) Authority to which such request for review or appeal should be made:

**National Center for Patents and Information of the Republic of Tajikistan.**

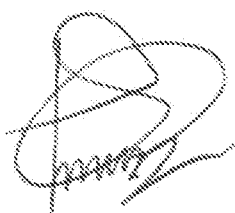
(iii) Indications concerning the appointment of a representative:

<http://www.ncpi.tj/index.php/ru/patentnyj-poverennyj>

X. Date of the notification of provisional refusal: **28.03.2019**

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

**Head of Division of  
international registration  
of trademarks  
Mr. P. Miraliev**



XII. Corresponding essential provisions of the applicable law:

**Article 9. Other grounds for denial of registration.**

**The following designations shall not be registered as trademarks if they are identical with or confusingly similar to:**

- **trademarks of other persons, applied for registration (provided applications for them have not been withdrawn) or protected in the Republic of Tajikistan by virtue of an international treaty recognized by the Republic of Tajikistan, in respect of similar goods and with an earlier priority;**

**[...]**