



**X. (Title and date of the applicable national law)****Extract from the Trade Mark Law**  
**Version of 19/10/2013, Section 96 updated***Absolute obstacles to protection*

8. - (1) Signs eligible for protection as a trade mark within the meaning of section 3 which cannot be depicted graphically shall be excluded from registration.
- (2) The following trade marks shall be excluded from registration
1. those which are devoid of any distinctive character for the goods or services,
  2. which consist exclusively of signs or indications which may serve, in the course of trade, to designate the nature, quality, quantity, intended purpose, value, geographical origin or the time of production of the goods or of rendering of the services or to designate other characteristics of the goods or services,
  3. which consist exclusively of signs or indications which have become customary in the current usage or in the bona fide and established practices of the trade to designate the goods or services,
  4. which are of such a nature to mislead the public, in particular with regard to the nature, the quality or the geographical origin of the goods or services,
  5. which are contrary to public policy or to accepted principles of morality,
  6. which contain state coats of arms, state flags or other sovereign state symbols or coats of arms of a domestic locality or of a domestic municipal or other local authority association,
  7. which contain official certification marks or hallmarks which are excluded from registration as a trade mark in accordance with a notice made by the Federal Ministry of Justice in the Federal Law Gazette (BGBl.),
  8. which contain coats of arms, flags or other symbols, seals or designations of international intergovernmental organisations which are excluded from registration as a trade mark in accordance with a notice made by the Federal Ministry of Justice in the Federal Law Gazette,
  9. the use of which can evidently be prohibited in the public interest in accordance with other provisions, or
  10. which have been applied for in bad faith.
- (3) Subs. 2 Nos. 1, 2 and 3 shall not apply if, prior to the point in time of the decision on registration, the trade mark has become established in the trade circles involved as a result of its use for the goods or services for which the application was filed.
- (4) Subs. 2 Nos. 6, 7 and 8 shall also be applied if the trade mark contains the imitation of a sign listed there. Subs. 2 Nos. 6, 7 and 8 shall not be applied if the applicant is empowered to include in the trade mark one of the signs listed therein, even if it can be confused with one of the other signs listed therein. Subs. 2 No. 7 shall furthermore not be applied if the goods or services for which the trade mark application was filed are neither identical with nor similar to those for which the certification mark or hallmark has been introduced. Subs. 2 No. 8 shall further not be applied if the trade mark applied for is not suitable to create among the public the incorrect impression of a connection with the international intergovernmental organisation.

*Trade marks that have been filed or registered  
as relative obstacles to protection*

9. - (1) The Registration of a trade mark may be cancelled
1. if it is identical to a trade mark applied for or registered which has older seniority and the goods or services for which it was registered are identical with the goods or services for which the trade mark with older seniority was filed or registered,
  2. if the likelihood of confusion exists, including the likelihood of association between the trade marks, for the public because of its identity with or similarity to a trade mark applied for or registered with older seniority and owing to the identity or similarity of the goods or services covered by both trade marks, or
  3. if it is identical with or similar to a trade mark applied for or registered with older seniority and has been registered for goods or services which are not similar to those for which the trade mark with older seniority has been filed or registered, if the trade mark with older seniority is a trade mark which has a reputation in this country and the use of the registered trade mark would without due cause take unfair advantage of, or be detrimental to, the distinctive character or the repute of the trade mark which has a reputation.
- (2) Applications for trade marks shall only constitute an ground for refusal within the meaning of subs. 1 if they are registered.

*Opposition*

42. - (1) Within a three-month period after the date of the publication of the registration of the trade mark in accordance with section 41, the proprietor of a trade mark or of a commercial designation with older seniority may lodge an opposition against the registration of the trade mark.
- (2) The opposition may only invoke that the trade mark may be cancelled
1. because of a trade mark applied for or registered with older seniority in accordance with section 9,
  2. because of a well-known mark with older seniority in accordance with section 10 in conjunction with section 9,
  3. because of its registration for an agent or representative of the trade mark proprietor in accordance with section 11, or
  4. because of a trade mark not registered with older seniority in accordance with section 4 No. 2 or of a commercial designation with older seniority in accordance with section 5 in conjunction with section 12.
- (3) (repealed)

*Objection of insufficient use,  
decision on the opposition*

43. - (1) If the opposition has been lodged by the proprietor of a registered trade mark with older seniority, he/she shall, if the other party disputes the use of the trade mark, make a plausible case that he/she, within the last five years prior to the publication of the registration of the trade mark which is targeted by the opposition, has been used in accordance with section 26 insofar as it has been registered for at least five years at this point in time. If the period of five years of non-use ends after the publication of the registration, the opponent, if the other party disputes the use, must make a plausible case that the trade mark has been used in accordance with section 26 within the past five years prior to the decision on the opposition. Only those goods or services shall be taken into consideration in the decision with respect to which a plausible case has been made for use.
- (2) If the examination of the opposition reveals that the trade mark is to be cancelled for all or part of the goods or services in respect of which it is registered, the registration shall be cancelled in full or in part. If the registration of the trade mark cannot be cancelled, the opposition shall be refused.
- (3) If the registered trade mark is to be cancelled because of one or several trade marks with older seniority, the proceedings on further objections may be suspended until a decision has been handed down with legal force on the registration of the trade mark.
- (4) Section 52 subs. 2 and 3 shall be applied mutatis mutandis in the event of cancellation in accordance with subs. 2.

*Domestic representative*

96. - (1) Any person who has neither their residence nor principal place of business nor an establishment in Germany may participate in the proceedings before the German Patent and Trade Mark Office or the Federal Patent Court which are regulated under this Act and assert the rights deriving from a trade mark only if he has appointed as his representative a lawyer or patent attorney who is authorised and empowered to represent him in proceedings before the German Patent and Trade Mark Office, before the Federal Patent Court and in civil litigation affecting this trade mark, as well as to file motions for criminal prosecution.
- (2) The place where a representative appointed pursuant to subsection (1) has his commercial premises shall be deemed, within the meaning of section 23 of the Code of Civil Procedure, to be the place where the asset is located; if there are no such commercial premises, the place where the representative is residing in Germany shall be decisive or, if there is no such place, the place where the German Patent and Trade Mark Office has its seat.
- (3) The legal termination of the appointment of a representative in accordance with subsection (1) shall not become effective until the German Patent and Trade Mark Office or the Federal Patent Court has been informed of both the termination of this appointment and the appointment of another representative.

*Application of the provisions of this Act; language*

107. (1) The provisions of this Act shall be applied mutatis mutandis to the international registration of trade marks in accordance with the Madrid Agreement Concerning the International Registration of Marks (Madrid Agreement on Marks) carried out through the intermediary of the Patent Office or whose protection covers the territory of the Federal Republic of Germany unless provided otherwise in this Chapter or in the Madrid Agreement on Marks.
- (2) All and any applications, as well as other communications in the proceedings for international registration and the list of goods and services, shall be submitted in either French or English, at the choice of the applicant.

*Opposition*


114. - (1) The publication of the registration (section 41) for internationally-registered trade marks shall be substituted by publication in the Information Notice published by the International Bureau of the World Intellectual Property Organisation.
- (2) The time limit to lodge the opposition (section 42 subs. 1) against the granting of protection for internationally-registered trade marks shall commence on the first day of the month following the month stated as the issue month of the edition of the Information Notice containing the publication of the internationally-registered trade mark.
- (3) Refusal of protection shall take the place of the cancellation of the registration (section 43 subs. 2).

**Extract from the Trade Mark Ordinance**  
**version of 11 May 2004****Section 46**  
**Refusal of Protection**

- (1) Where protection is, in full or in part, refused to an international registration the protection of which has been extended to the territory of the Federal Republic of Germany under Article 3ter of the Madrid Agreement or under Article 3ter of the Protocol Relating to the Madrid Agreement, and where this refusal is communicated to the International Bureau of the

World Intellectual Property Organization to be transmitted to the proprietor of the international registration, the time limit for appointing a representative in Germany shall, to avoid final refusal, be fixed to four months from the date on which notification of refusal was dispatched by the International Bureau of the World Intellectual Property Organization.

(2) Where the refusal of protection has become final because the proprietor of the international registration has failed to appoint a representative in Germany, a special motion (*Erinnerung*) or an appeal from the refusal shall be filed with the German Patent and Trade Mark Office within one further month after the time limit under subsection (1). Instructions about the proprietor's right to appeal shall be attached to the refusal. Section 61(2) of the Trade Mark Act shall apply *mutatis mutandis*.

<p>still <b>X.</b></p>	<p><b>Supplementary box</b> grounds for refusal – <i>item V</i> –</p> <p style="text-align: center;">International Trade Mark <b>1 433 787</b></p> <p>The company (companies) mentioned below has (have) lodged opposition to the admission of the trade mark because of earlier national or international application or registration of its (their) trade mark(s) listed below (Sec. 119, 124, 114, 43 (2), 42 (2), 9 (1) Trade Mark Law; Art. 5 Protocol Relating to the Madrid Agreement; Art. 6 quinquies B Paris Convention):</p> <p>Apple Inc.</p> <p>One Apple Park Way</p> <p>Cupertino, California 95014</p> <p>(United States of America)</p> <p>1.)EM011571866 ICLOUD</p> <p>2.)EM014067755 ICLOUD</p> <p>3.)EM014597736 ICLOUD</p> <p><u>Note:</u></p> <p>If no representative has been appointed within the provisional time limit of the first four months, this fact constitutes in itself a ground for refusal after the notification concerning the refusal of protection has become final (Sec. 96, 119 Trade Mark Law).</p>
<p><b>XII. Annexes</b> (crossed off below)</p> <p><input checked="" type="checkbox"/> 1 reproduction of 3 opposed trade marks including a figurative element or a special graphic design</p> <p><input checked="" type="checkbox"/> List specifying the registration number as well as the relevant goods/services in respect of each opposed trade mark</p> <p><input type="checkbox"/> List of professional representatives</p> <p><input type="checkbox"/> List of goods/services</p>	<p><b>XI. Signature or official seal of the administration which pronounced the refusal</b></p> <div style="text-align: center;">  </div>

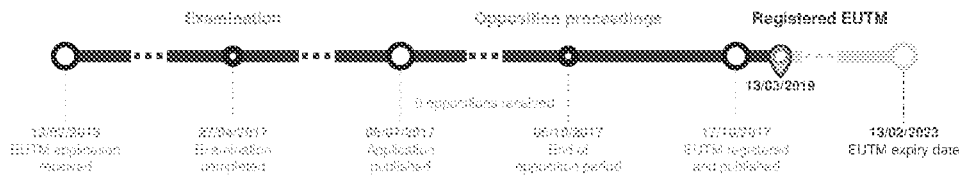


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## EUTM file information

**ICLOUD**  
011571866

### Timeline



### Trade mark information

Name	ICLOUD	Filing date	13/02/2013
Filing number	011571866	Registration date	13/10/2017
Basis	EUTM	Expiry date	13/02/2023
Date of receipt	13/02/2013	Designation date	
Type	Word	Filing language	English
Nature	Individual	Second language	Italian
Nice classes	9, 35, 39, 42 ( Nice Classification )	Application reference	306187-6917/PFA/RRW
Vienna Classification		Trade mark status	Registered
		Acquired distinctiveness	Yes

### Goods and services

English (en)

- 9** Computer software for authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, displaying, storing and organizing text, graphics, images, and electronic publications; computer software, namely, operating system programs, data synchronization programs, and application development tool programs for personal and handheld computers; pre-recorded computer programs for personal information management, database management software, character recognition software, telephony management software, electronic mail and messaging software, paging software, mobile telephone software; database synchronization software, computer programs for accessing, browsing and searching online databases, computer software for the redirection of messages, Internet e-mail, and/or other data to one or more electronic handheld devices from a data store on or associated with a personal computer or a server; computer software for the synchronization of data between a remote station or device and a fixed or remote station or device.
- 35** Computerized database and file management; data processing services; computerized data storage and retrieval services; computerized data storage and retrieval services for text, data, image, audio, video, and multimedia content; creating indexes of information, sites and other resources available on global computer networks and other electronic and communications networks for others; searching, browsing and retrieving information, sites, and other resources available on global computer networks and other electronic and communications networks for others; organizing content of information provided over a global computer network and other electronic and communications networks according to user preferences; providing an online searchable database of text, data, image, audio, video, and multimedia content in the fields of computer hardware, computer software, consumer electronics, telecommunications and multimedia goods, mobile phones, handheld digital electronic devices, and other consumer electronics and accessories, peripherals, and carrying cases for such products.
- 39** Physical storage of electronically stored data, text, images, audio and video; physical storage services for archiving electronic data.
- 42** Application service provider (ASP) services featuring software for authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, displaying, storing and organizing text, graphics, images, and electronic publications; providing search engines for obtaining data on a global computer network.

### Description

No data

## Owners

### Apple Inc.

ID	<b>839</b>	Country	<b>US - United States</b>	Correspondence address	
Organisation	<b>Apple Inc.</b>	State/county	<b>California</b>	Apple Inc. One Apple Park Way Cupertino, California 95014 ESTADOS UNIDOS (DE AMÉRICA)	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	<b>Legal entity</b>	Town	<b>Cupertino</b>		
State, district or territ...	<b>California</b>	Post code	<b>95014</b>		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	<b>One Apple Park Way</b>		Hidden. You can set your contact details to be publicly available via the User Area.

## Representatives

### LOCKE LORD LLP

ID	<b>41701</b>	Country	<b>GB - United Kingdom</b>	Correspondence address	
Organisation	<b>n/a</b>	State/county	<b>n/a</b>	Locke Lord (UK) LLP 201 Bishopsgate London EC2M 3AB REINO UNIDO	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	<b>Legal person</b>	Town	<b>London</b>		
Type	<b>Association</b>	Post code	<b>EC2M 3AB</b>		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	<b>201 Bishopsgate</b>		Hidden. You can set your contact details to be publicly available via the User Area.

## Correspondence

From	Procedure	Filing number	Subject	Date	Actions
	Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
	Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
	EUTM	011571866	Cover letter for registration certificate.	17/10/2017	
	EUTM	011571866	Certificate of Registration	17/10/2017	
	EUTM	011571866	Surveillance letter	19/04/2017	
	Appeal	R0057/2016-2	Notification of decision to appellant.	19/12/2016	
	Appeal	R0057/2016-2	catintdoc_1	05/12/2016	
	EUTM	011571866	Surveillance letter	21/06/2016	
	Appeal	R0057/2016-2	Notification of remittal to Boards of Appeal to appellant (ex parte).	17/03/2016	
	Appeal	R0057/2016-2	Acknowledgement of receipt of statement of grounds to appellant (ex parte).	16/03/2016	
Showing 1 to 10 of 133 entries					

## IR transformation

No data

## Seniority

No data

## Exhibition priority

No data

## Priority

No data

## Publications

Bulletin number	Date	Section	Description
2015/009	15/01/2015	C.2.1	Representative - Change of name and professional address
2017/126	06/07/2017	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
2017/197	17/10/2017	B.1	Registrations with no amendments since the application was published
2018/120	28/06/2018	C.1.3	Proprietor - Change of name and address
Showing 1 to 4 of 4 entries			

## Cancellation

No data




## Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
			007977294	Trade mark	Divisions of EUTM registrations
2015/009	15/01/2015	C.2.1	009158026	Representative	Change of name and professional address
2018/120	28/06/2018	C.1.3	014477999	Proprietor	Change of name and address
Showing 1 to 3 of 3 entries					



## Oppositions



No data

## Appeals

	Filing number	Contested decision	Type	Date of receipt	Status date	Language
	R2284/2013-2	Trade mark 011571866	Trade mark	20/11/2013	31/01/2014	English
	R0955/2014-2	Trade mark 011571866	Trade mark	03/04/2014	16/10/2015	English
	R0057/2016-2	Trade mark 011571866	Trade mark	11/01/2016	20/04/2017	English
Showing 1 to 3 of 3 entries						

## Decisions

	Case number	Type	Case	Legal status	Keywords	Status	Decision date
	Appeal R0057/2016-2	Appeal		Article 7(3) EUTMR	Declaration, Distinctiveness acquired by use, Evidence of use, Nature of the goods and services, Purpose of the goods and services, Sales figures, Scope of proceedings	Application allowed	05/12/2016
	Appeal R0955/2014-2	Appeal		Article 7 CTMR, Article 7(1)(c) CTMR, Article 7(2) CTMR, Article 7(3)	Competence of the Boards, Distinctiveness acquired by use, Evidence of use, Specialised public	Remitted on Article 7(3) EUTMR	18/05/2015

Case number	Type	Case	Legal status	Keywords	Status	Decision date
CTMR,Article 64 CTMR						
 Refusal 011571866	Refusal		Article 7(1)(b) CTMR,Article 7(1)(c) CTMR,Article 7(2) CTMR		Partially rejected	20/09/2013
 Refusal 011571866	Refusal		Article 7(1)(c) CTMR		Partially rejected	13/11/2015
Showing 1 to 4 of 4 entries						

## Renewals

No data

## Trade mark relations

Type	Filing number
Parent Division	013002928
Showing 1 to 1 of 1 entries	



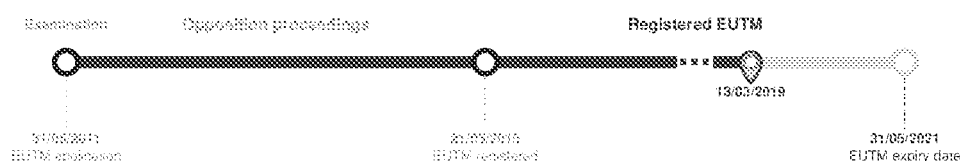


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## EUTM file information

**ICLOUD**  
**014067755**

## Timeline



## Trade mark information

Name	<b>ICLOUD</b>	Filing date	<b>31/05/2011</b>
Filing number	<b>014067755</b>	Registration date	<b>15/05/2015</b>
Basis	<b>EUTM</b>	Expiry date	<b>31/05/2021</b>
Date of receipt	<b>31/05/2011</b>	Designation date	
Type	<b>Word</b>	Filing language	<b>English</b>
Nature	<b>Individual</b>	Second language	<b>Italian</b>
Nice classes	<b>9, 16, 25, 35, 37, 38, 41 ( Nice Classification )</b>	Application reference	<b>306187-6406/PFA/TG1</b>
Vienna Classification		Trade mark status	<b>Registered</b>
		Acquired distinctiveness	<b>No</b>

## Goods and services

English (en)

**9** Accessories, parts, fittings, and testing apparatus for all of the following goods: Computer hardware; microprocessors, memory boards, monitors, displays, keyboards, cables, modems, printers, disk drives, adapters, adapter cards, connectors and drivers; blank computer storage media; magnetic data carriers; computer software; computer software for authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, displaying, storing and organizing text, graphics, images, and electronic publications; computer software and firmware, namely, operating system programs, data synchronization programs, and application development tool programs for personal and handheld computers; computer hardware and software for providing integrated telephone communication with computerized global information networks; pre-recorded computer programs for personal information management, database management software, character recognition software, telephony management software, electronic mail and messaging software, paging software, mobile telephone software; database synchronization software, computer programs for accessing, browsing and searching online databases, computer software for the redirection of messages, Internet e-mail, and/or other data to one or more electronic handheld devices from a data store on or associated with a personal computer or a server; computer software for the synchronization of data between a remote station or device and a fixed or remote station or device; downloadable electronic publications in the nature of books, plays, pamphlets, brochures, newsletters, journals, magazines, and periodicals on a wide range of topics of general interest; handheld digital electronic devices and software related thereto; MP3 and other digital format audio players; hand held computers, tablet computers, personal digital assistants, electronic organizers, electronic notepads; mobile digital electronic devices, global positioning system (GPS) devices, telephones; handheld and mobile digital electronic devices for the sending and receiving of telephone calls, faxes, electronic mail, and other digital data; cordless telephones; mobile telephones; parts and accessories for mobile telephones; facsimile machines, answering machines, cameras, videophones, telephone-based information retrieval software and hardware; electronic handheld units for the wireless receipt, storage and/or transmission of data and messages, and electronic devices that enable the user to keep track of or manage personal information; electronic communication equipment and instruments; telecommunications apparatus and instruments; fonts, typefaces, type designs and symbols in the form of recorded data; chips, discs and tapes bearing or for recording computer programs and software; random access memory, read only memory; solid state memory apparatus; computer and electronic games; user manuals in electronically readable, machine readable or computer readable form for use with, and sold as a unit with, all the aforementioned goods; apparatus for data storage; hard drives; miniature hard disk drive storage units; audio video discs, CD-ROMs, and digital versatile discs; mouse pads; batteries; rechargeable batteries; chargers; chargers for electric batteries; headphones; stereo headphones; in-ear headphones; stereo speakers; audio speakers; audio speakers for home; monitor speakers; speakers for computers; personal stereo speaker apparatus; radio receivers, amplifiers, sound recording and reproducing apparatus, electric phonographs, record players, high fidelity stereo apparatus, tape recorders and reproducing apparatus, loudspeakers, multiple speaker units, microphones; digital audio and video devices; audio

cassette recorders and players, video cassette recorders and players, compact disc players, digital versatile disc recorders and players, digital audio tape recorders and players; digital music and/or video players; radios; video cameras; audio, video, and digital mixers; radio transmitters; car audio apparatus; computer equipment for use with all of the aforesaid goods; electronic apparatus with multimedia functions for use with all of the aforesaid goods; electronic apparatus with interactive functions for use with all of the aforesaid goods Parts and fittings for all the aforesaid goods Covers, bags and cases adapted or shaped to contain all of the aforesaid goods, made of leather, imitations of leather, cloth, or textile materials.

**16** Paper, cardboard and goods made from these materials, not included in other classes; printed matter; book binding material; photographs; stationery; stickers; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (not included in other classes); advertising materials; printers' type; printing blocks; printed publications; periodicals; books; magazines; newsletters; brochures; booklets; pamphlets; manuals; journals; leaflets; greeting cards; advertising and promotional material; catalogues relating to computer software; computer brochures; computer handbooks; computer hardware publications; computer hardware reference manuals; computer hardware users guide; computer instruction manuals; computer manuals; publications relating to technology, digital technology and gadgets; catalogues relating to musical apparatus and instruments; music books; music instruction manuals; music magazines; excluding adhesives, adhesive tape and sheets.

**25** Clothing, footwear, headgear.

**35** Advertising agency services; advertising, marketing, and promotion services; advertising and marketing consultation; sales promotion services; promoting the goods and services of others; conducting market research; analysis of advertising response and market research; preparation, production, and dissemination of advertisements and advertising material for others; media planning services; administration of consumer loyalty programs; arranging and conducting incentive rewards programs to promote the sale of goods and services; business services, namely, dissemination of advertising for others via computer networks and global communication networks; compilations of directories for publishing on the Internet and other electronic, computer and communications networks; retail store and online retail store services in the fields of computer hardware, computer software, consumer electronics, telecommunications and multimedia goods, mobile phones, handheld digital electronic devices, and other consumer electronics and accessories, peripherals, and carrying cases for such products; retail store services provided via the Internet and other computer, electronic and communications networks in the field of computer hardware, computer software, consumer electronics, telecommunications and multimedia goods and accessories, mobile phones, handheld digital electronic devices, and other consumer electronics and accessories, peripherals, and carrying cases for such products; retail store services in the field of books, magazines, periodicals, newsletters, journals and other publications on a wide range of topics of general interest, provided via the Internet and other computer, electronic and communications networks; retail store services in the field of entertainment featuring movies, television programs, sporting events, musical works, and audio and audiovisual works, via the Internet and other computer, electronic and communications networks; retail store services featuring computer, electronic and entertainment products, telecommunications apparatus, mobile phones, handheld mobile digital electronic devices, and other consumer electronics, computer software, and accessories, peripherals, and carrying cases for such products, via the Internet and other computer, electronic and communications networks; product demonstrations provided in-store and via global communications networks and other electronic and communications networks; information, advisory and consultancy services relating to all the aforesaid.

**37** Repair and installation services; maintenance, installation and repair of computer hardware, computer peripherals and consumer electronic devices; consulting services in the field of maintenance of computer hardware, computer peripherals, and consumer electronic devices.

**38** Providing user access to the Internet (service providers).

**41** Providing an online searchable database of text, data, image, audio, video, and multimedia content in the field of entertainment featuring music, video, film, books, periodicals, television, games and sports; information, advisory and consultancy services relating to all the aforesaid.

## Description

No data

## Owners

### Apple Inc.

ID	<b>839</b>	Country	<b>US - United States</b>	Correspondence address	
Organisation	<b>Apple Inc.</b>	State/county	<b>California</b>	Apple Inc. One Apple Park Way Cupertino, California 95014 ESTADOS UNIDOS (DE AMÉRICA)	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	<b>Legal entity</b>	Town	<b>Cupertino</b>		
State, district or territ...	<b>California</b>	Post code	<b>95014</b>		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	<b>One Apple Park Way</b>		Hidden. You can set your contact details to be publicly available via the User Area.

## Representatives

### LOCKE LORD LLP

ID	<b>41701</b>	Country	<b>GB - United Kingdom</b>	Correspondence address	
Organisation	<b>n/a</b>	State/county	<b>n/a</b>	Locke Lord (UK) LLP 201 Bishopsgate London EC2M 3AB REINO UNIDO	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	<b>Legal person</b>	Town	<b>London</b>		
Type	<b>Association</b>				

Post code **EC2M 3AB**  
Address **201 Bishopsgate**

Hidden. You can set your contact details to be publicly available via the User Area.

Hidden. You can set your contact details to be publicly available via the User Area.

## Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
		Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
		Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
		EUTM	014067755	Cover letter for registration certificate.	26/11/2015	
		EUTM	014067755	Certificate of Registration	25/11/2015	
		Recordal	010195371	Correction of errors - notification of entry	23/11/2015	
		Recordal	010195371	Communication - waiting for translations.	02/11/2015	
		EUTM	014067755	Decision on ex officio revocation, EUTM registration issued in error.	20/10/2015	
		Recordal	010195371	Letter to the EUIPO	18/08/2015	
		EUTM	014067755	Intention to issue decision on ex officio revocation	13/08/2015	
		EUTM	014067755	Cover letter for registration certificate.	22/05/2015	
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## IR transformation

No data

## Seniority

No data

## Exhibition priority

No data

## Priority

Country	Filing number	Date	Status
Jamaica	058091	09/05/2011	CLAIMED
Jamaica	057024	07/12/2010	CLAIMED
Showing 1 to 2 of 2 entries			

## Publications

Bulletin number	Date	Section	Description
2015/091	19/05/2015	A.2.5.2	Resulting divisional applications
2015/093	21/05/2015	B.2	Registrations with amendments since the application was published
2015/224	25/11/2015	B.4.2	Correction of errors - Relative errors
2018/120	28/06/2018	C.1.3	Proprietor - Change of name and address
Showing 1 to 4 of 4 entries			

## Cancellation

No data

## Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
			009301238	Trade mark	Divisions of EUTM registrations
2015/224	25/11/2015	B.4.2	010195371	Correction of errors	Relative errors
2018/120	28/06/2018	C.1.3	014477999	Proprietor	Change of name and address
Showing 1 to 3 of 3 entries					

## Oppositions

No data

## Appeals

No data

## Decisions

No data

## Renewals

No data

## Trade mark relations

Type	Filing number
Child Division	010011484
Showing 1 to 1 of 1 entries	



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# EUTM file information

**ICLOUD**  
014597736

## Timeline



## Trade mark information

Name	<b>ICLOUD</b>	Filing date	<b>25/09/2015</b>
Filing number	<b>014597736</b>	Registration date	
Basis	<b>EUTM</b>	Expiry date	
Date of receipt	<b>25/09/2015</b>	Designation date	
Type	<b>Word</b>	Filing language	<b>English</b>
Nature	<b>Individual</b>	Second language	<b>Italian</b>
Nice classes	<b>9, 10, 12, 14, 18, 34, 36, 38, 42, 45 ( Nice Classification )</b>	Application reference	<b>1476466-03879/PFA/TG</b>
Vienna Classification		Trade mark status	<b>Application opposed</b>
		Acquired distinctiveness	<b>Yes</b>

## Goods and services

English (en)

**9** Computers, computer peripheral devices, computer terminals; computer hardware; microprocessors, memory boards, monitors, displays, keyboards, cables, modems, printers, disk drives, adapters, adapter cards, connectors and drivers; blank computer storage media; magnetic data carriers; computer software; computer software for authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, displaying, storing and organizing text, graphics, images, and electronic publications; computer software and firmware, namely, operating system programs, data synchronization programs, and application development tool programs for personal and handheld computers; computer hardware and software for providing integrated telephone communication with computerized global information networks; pre-recorded computer programs for personal information management, database management software, character recognition software, telephony management software, electronic mail and messaging software, paging software, mobile telephone software; database synchronization software, computer programs for accessing, browsing and searching online databases, computer software for the redirection of messages, Internet e-mail, and/or other data to one or more electronic handheld devices from a data store on or associated with a personal computer or a server; computer software for the synchronization of data between a remote station or device and a fixed or remote station or device; downloadable electronic publications in the nature of books, plays, pamphlets, brochures, newsletters, journals, magazines, and periodicals on a wide range of topics of general interest; handheld digital electronic devices for data processing, information processing, storing and displaying data, transmitting and receiving data, transmission of data between computers and software related thereto; MP3 and other digital format audio players; hand held computers, tablet computers, personal digital assistants, electronic organizers, electronic notepads; mobile digital electronic devices, global positioning system (GPS) devices, telephones; handheld and mobile digital electronic devices for the sending and receiving of telephone calls, faxes, electronic mail, and other digital data; cordless telephones; mobile telephones; parts and accessories for mobile telephones; facsimile machines, answering machines, cameras, videophones, telephone-based information retrieval software and hardware; electronic handheld units for the wireless receipt, storage and/or transmission of data and messages, and electronic devices that enable the user to keep track of or manage personal information; electronic communication equipment and instruments; telecommunications apparatus and instruments; fonts, typefaces, type designs and symbols in the form of recorded data; chips, discs and tapes bearing or for recording computer programs and software; random access memory, read only memory; solid state memory apparatus; computer games; user manuals in electronically readable, machine readable or computer readable form for use with, and sold as a unit with, all the aforementioned goods; apparatus for data storage; hard drives; miniature hard disk drive storage units; audio video discs, CD-ROMs, and digital versatile discs; computer equipment for use with all of the aforesaid goods; electronic communications apparatus with multimedia functions for use with the aforesaid goods; electronic communications apparatus with interactive functions for use with the aforesaid goods; accessories, parts, fittings, and testing apparatus for all of the aforesaid goods; parts and fittings for all the aforesaid goods.

**10** Health, fitness, exercise, and wellness sensors, monitors and displays.

**12** Vehicles; apparatus for locomotion by land, air, water or rail; consoles being parts of vehicle interiors; dashboards; automotive interior trim and interior trim parts of automobiles; anti-theft devices for vehicles; anti-theft alarms for vehicles; bicycles; golf carts; wheel chairs; air pumps being vehicle accessories; motor cycles; vehicles for locomotion by land, air, water or rail; motor cars; pumps for bicycles, cycles; cable transport apparatus and installations; baby carriages; sleighs [vehicles]; vehicle wheel tires [tyres]; repair outfits for inner tubes; aeronautical apparatus, machines and appliances; steering gears for ships / ships' steering gears; seat covers for vehicles; parts for all the aforesaid goods.

**14** Horological and chronometric instruments; watches; clocks; timepieces; chronographs for use as timepieces; chronometers; watchstraps; watch bands; cases for watches, clocks, and horological and chronometric instruments; parts for watches, clocks, and horological and chronometric instruments; jewelry.

**18** Leather and imitations of leather; goods made of leather and imitations of leather namely trunks and travelling bags, umbrellas and parasols, walking sticks, ships, harness, saddlery, bags, beach bags, school bags, shoe bags, waist bags, backpacks, waist packs, wallets, purses, cases, attaché cases, business card cases, business cases, calling card cases, catalog cases, credit card cases, document cases, key cases, train cases, overnight cases, cases namely vanity, toiletry, cosmetic and lipstick cases sold empty, book bags, carry-on bags cosmetic bags sold empty, duffel bags, garment bags for travel, shopping bags, overnight bags, all-purpose sports and athletic bags, school book bags, shoulder bags, souvenir bags, suit bags, tote bags, credit card holders; animal skins, hides; trunks and travelling bags; umbrellas and parasols; walking sticks; whips, harness and saddlery; bags; beach bags; leather bags; school bags; shoe bags; waist bags; backpacks; waist packs; wallets; purses; cases; attache cases; business card cases; business cases; calling card cases; catalog cases; credit card cases; document cases; key cases; train cases; overnight cases; cases, namely, vanity, toiletry, cosmetic and lipstick cases sold empty; book bags; carry-on bags; cosmetic bags sold empty; duffel bags; garment bags for travel; leather and mesh shopping bags; overnight bags; all-purpose sports and athletic bags; school book bags; shoulder bags; souvenir bags; suit bags; tote bags; credit card holders; parts and accessories for all the aforesaid goods.

**34** Tobacco; smokers' articles; matches; ashtrays; lighters for smokers; electronic cigarettes.

**36** Financial services; financial transaction services; bill payment services; providing secure commercial transactions; credit and debit card services; payment authorization, verification, and transaction processing services; electronic payment and funds transfer services.

**38** Telecommunications; communication and telecommunication services; telecommunication access services; communications by computer; communication between computers; electronic sending of data and documentation via the Internet or other databases; supply of data and news by electronic transmission; providing telecommunication access to websites and electronic news services online allowing the download of information and data; providing telecommunication access to web sites on the Internet; delivery of digital music by telecommunications; providing wireless telecommunications via electronic communications networks; wireless digital messaging, paging services, and electronic mail services, including services that enable a user to send and/or receive messages through a wireless data network; one-way and two-way paging services; communication by computer, computer intercommunication; telex, telegram and telephone services; broadcasting or transmission of radio and television programs; time sharing services for communication apparatus; provision of telecommunications access and links to computer databases and the Internet; electronic transmission of streamed and downloadable audio and video files via computer and other communications networks; webcasting services (transmission); delivery of messages by electronic transmission; provision of connectivity services and access to electronic communications networks, for transmission or reception of audio, video or multimedia content; provision of telecommunications connections to electronic communication networks, for transmission or reception of audio, video or multimedia content; providing telecommunication access to digital music web sites on the Internet; providing telecommunication access to MP3 web sites on the Internet; delivery of digital music by telecommunications; provision of telecommunications connections to the Internet or computer databases; electronic mail services; telecommunication of information (including web pages); video broadcasting, broadcasting pre-recorded videos featuring music and entertainment, television programs, motion pictures, news, sports, games, cultural events, and entertainment-related programs of all kinds, via a global computer network; streaming of video content via a global computer network; subscription audio broadcasting via a global computer network; audio broadcasting; audio broadcasting of spoken word, music, concerts, and radio programs, broadcasting pre-recorded videos featuring music and entertainment, television programs, motion pictures, news, sports, games, cultural events, and entertainment-related programs of all kinds, via computer and other communications networks; streaming of audio content via a global computer network; electronic transmission of audio and video files via communications networks; communication services, namely, matching users for the transfer of music, video and audio recordings via communication networks; providing on-line bulletin boards for the transmission of messages among computer users concerning entertainment, music, concerts, videos, radio, television, film, news, sports, games and cultural events; rental and hire of communication apparatus and electronic mail-boxes; electronic communications consultancy; facsimile, message collection and transmission services; transmission of data and of information by electronic means, computer, cable, radio, teleprinter, teletext, electronic mail, telecopier, television, microwave, laser beam, communications satellite or electronic communication means; transmission of data by audio-visual apparatus controlled by data processing apparatus or computers; information, advisory and consultancy services relating to all the aforesaid; provision of telecommunication access time to web-sites featuring multimedia materials; providing telecommunication access to databases and directories via communications networks for obtaining data in the fields of music, video, film, books, television, games and sports; providing users with telecommunication access time to electronic communications networks with means of identifying, locating, grouping, distributing, and managing data and links to third-party computer servers, computer processors and computer users; providing user access to the Internet (service providers); providing temporary internet access to use on-line non-downloadable software to enable users to program audio, video, text and other multimedia content, including music, concerts, videos, radio, television, news, sports, games, cultural events, and entertainment-related programs.

**42** Application service provider (ASP) services featuring computer software; application service provider (ASP) services featuring software for authoring, downloading, transmitting, receiving, editing, extracting, encoding, decoding, displaying, storing and organizing text, graphics, images, and electronic publications; scientific and technological services and research and design relating thereto; design and development of computer hardware and software; computer hardware and software consulting services; rental of computer hardware and software apparatus and equipment; multimedia and audio-visual software consulting services; computer programming; support and consultation services for developing computer systems, databases and applications; information relating to computer hardware or software provided on-line from a global computer network or the Internet; creating and maintaining web-sites; hosting the web-sites of others; providing search engines for obtaining data via communications networks; application service provider (ASP) services featuring software for use in connection with online music subscription service, software that enables users to play and program music and entertainment-related audio, video, text and multimedia content, and software featuring musical sound recordings, entertainment-related audio, video, text and multimedia content; providing search engines for obtaining data on a global computer network; information, advisory and consultancy services relating to all the aforesaid; operating search engines; computer consulting and support services for scanning information into computer discs.

**45** Online social networking services; providing a social networking website.

## Description

No data

## Owners

<b>Apple Inc.</b>	<b>839</b>	Country	<b>US - United States</b>	Correspondence address	
ID	<b>Apple Inc.</b>	State/country	<b>California</b>	Apple Inc.	Hidden. You can set your contact details to be publicly available via the User Area.
Organisation	<b>Legal entity</b>	Town	<b>Cupertino</b>	One Apple Park Way	
Legal status	<b>California</b>	Post code	<b>95014</b>	Cupertino, California 95014	Hidden. You can set your contact details to be publicly available via the User Area.
State, district or territ...		Address	<b>One Apple Park Way</b>	ESTADOS UNIDOS (DE AMÉRICA)	
					Hidden. You can set your contact details to be publicly available via the User Area.

## Representatives

### LOCKE LORD LLP

ID	<b>41701</b>	Country	<b>GB - United Kingdom</b>	Correspondence address	
Organisation	<b>n/a</b>	State/country	<b>n/a</b>	Locke Lord (UK) LLP	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	<b>Legal person</b>	Town	<b>London</b>	201 Bishopsgate	
Type	<b>Association</b>	Post code	<b>EC2M 3AB</b>	London EC2M 3AB	Hidden. You can set your contact details to be publicly available via the User Area.
		Address	<b>201 Bishopsgate</b>	REINO UNIDO	
					Hidden. You can set your contact details to be publicly available via the User Area.

## Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
		Opposition	002737461	Suspension of proceedings - to the applicant.	16/08/2018	
		Opposition	002737461	Suspension of proceedings - to the opponent.	16/08/2018	
		Opposition	002737461	Letter to the EUIPO	16/08/2018	
		Opposition	002737461	Letter to the EUIPO	06/08/2018	
		Opposition	002737461	Communication of documents to the opposing party	03/07/2018	
		Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
		Recordal	014477999	C.1.3. Owner - change of name & address - entry on the register M - automatic template	27/06/2018	
		Opposition	002737461	Empty letter	25/10/2017	
		Opposition	002737461	Communication of documents to the applicant	25/10/2017	
		Opposition	002737461	Application form and attachment	24/10/2017	
Showing 1 to 10 of 167 entries						

## IR transformation

No data

## Seniority

No data

## Exhibition priority

No data

## Priority

Country	Filing number	Date	Status
Jamaica	066842	27/03/2015	CLAIMED
Jamaica	068019	01/09/2015	CLAIMED
Jamaica	068020	01/09/2015	CLAIMED
Jamaica	068018	01/09/2015	CLAIMED
Showing 1 to 4 of 4 entries			

## Publications

Bulletin number	Date	Section	Description
2016/073	20/04/2016	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
Showing 1 to 1 of 1 entries			

## Cancellation

No data

## Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
			014477999	Proprietor	Change of name and address
Showing 1 to 1 of 1 entries					

## Oppositions

Filing number	Date	Grounds	Opponent	Representative	Language	Reference	Status	Extent of opposition
002737461	19/07/2016	Likelihood of confusion	Bayerische Motoren Werke Aktiengesellschaft		English	1476466-03879/PFA/TG	Open	Class 12 Vehicles; apparatus for locomotion by land, air, water or rail; consoles being parts of vehicle interiors; dashboards; automotive interior trim and interior trim parts of automobiles; anti-theft devices for vehicles; anti-theft alarms for vehicles; bicycles; golf carts; wheel chairs; air pumps being vehicle accessories; motor cycles; vehicles for locomotion by land, air, water or rail; motor cars; pumps for bicycles, cycles; cable transport apparatus and installations; baby carriages; sleighs [vehicles]; vehicle wheel tires [tyres]; repair outfits for inner tubes; aeronautical apparatus, machines and appliances; steering gears for ships / ships' steering gears; seat covers for vehicles; parts for all the aforesaid goods.
Showing 1 to 1 of 1 entries								

## Appeals

No data

## Decisions



No data

## Renewals

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No data

## Trade mark relations

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No data