


## NOTIFICATION ABOUT PARTIAL 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 (Uzbekistan) Telephone: (99871) 232-50-50 Fax: (99871) 232-50-05
II.	No of the International Registration: <span style="float: right;">1 384 057</span>
III.	Name of the holder of the international registration:  Zakrytoe aktsionernoe obshchestvo "Kapital Rigent Securities"
IV.	Information concerning the scope of the provisional refusal: Partial provisional refusal affects only the following goods and/or services: all goods of the classes 12, 29, 30, 31, 32, 33.
V.	Grounds for refusal: The presented trademark "SUN" cannot be registered as a trademark, since: -it is semantically similar to the point of confusion with the trademark "SUNNY" № MGU 24526, registered in the national register 18.07.2013 by Nissan Jidosha Kabushiki Kaisha (also trading as NISSAN MOTOR Co., LTD.) No. 2 Takaracho, Kanagawa-ku, Yokohama-shi Kanagawa-ken 220-8623) (JP) for the similar goods of the class 12; -it is identical with the verbal element "SUN" of the trademark "SUN-MAID" № 2911, registered in the national register in 13.03.1995 by (SUN-MAID Growers of California) (USA) for the similar goods of the classes 29, 30, 31, 32, 33.
VI.	Corresponding essential provisions of the applicable law: Article 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 <div style="text-align: right;"></div>
IX.	Date of the notification to the International Bureau: <span style="float: right;">15.04.2019</span>

ENCLOSURE TO THE PROVISIONAL REFUSAL OF  
THE INTERNATIONAL REGISTRATION  
No 1 384 057

Extract from the national registration

No MGU 24526

The list of goods:

12

Автомобили, автофургоны, грузовые автомобили, фургоны, автомобили повышенной проходимости, автобусы, автомобили с жилым кузовом для отдыха, спортивные автомобили, в том числе гоночные автомобили, вилочные автопогрузчики, тракторы-тягачи, конструкционные детали и принадлежности для вышеуказанных товаров; тракторы; противоугонные сигнализации; самоклеящиеся резиновые накладки для ремонта шин и камер шин.

SUNNY

ENCLOSURE TO THE PROVISIONAL REFUSAL OF  
THE INTERNATIONAL REGISTRATION  
No 1 384 057

Extract from the national registration

No 2911

The list of goods:

Классы 29,30,31,32,33 - Изюм, продукты из изюма, рубленый изюм, изюмная паста, сухофрукты, консервированные фрукты, начинки, начинки для фруктовых пирогов, варенье, желе, пищевые масла; изюм, покрытый шоколадом, глазированный сахаром изюм, кондитерские изделия, конфеты, наполнители для конфет, сиропы, экстракты для придания вкуса пище, соусы, продукты из злаков, хлеб, сухари, пирожные, изделия из теста; орехи, свежие фрукты; фруктовые соки, безалкогольные напитки, сиропы для приготовления напитков, вина, ликеры

**SUN-MAID**