



REPUBLIC OF SLOVENIA
MINISTRY OF ECONOMIC DEVELOPMENT AND TECHNOLOGY
SLOVENIAN INTELLECTUAL PROPERTY OFFICE

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CH-1211 GENEVE 20
Suisse

Ref.: 31212-265/2019-4

105SP(434)

Date: 30.05.2019

MADRID PROTOCOL

Total Provisional Refusal of Protection (Rule 17(1) of the Common Regulations)

I.	Office making the notification: Slovenian Intellectual Property Office Kotnikova 6 SI-1000 Ljubljana Slovenia
II.	Number of the international registration: 1453355
III.	Name of the holder: Shantou Chenghai Longjun Toy Factory, No. 4, East National Road, Zhulin Village, Lianshang Town, Chenghai District, Shantou City Guangdong, CN
IV.	Information concerning the type of provisional refusal: <i>Please indicate the type of refusal by checking only one of the following options:</i> <input checked="" type="checkbox"/> Total provisional refusal based on an opposition <i>Where the refusal is based on an opposition, please indicate the name and address of the opponent:</i> (i) Name and address of the opponent: LEGO Juris A/S,,Koldingvej 2,7190 Billund,DK (ii) Representative of the opponent: Patentna pisarna d.o.o.,Čopova 14,p.p. 1725,Slovenija
V.	Information concerning the scope of the provisional refusal: Total provisional refusal affects all the goods and/or services.

VI.	Grounds for refusal: 44 (1), b, d
VII.	Information relating to an earlier mark: (i) Filing or registration number: EUTM 002829463, 000039800 (i) Reproduction of the mark: see attached additional information
VIII.	Information relating to the possibility to request a review or file an appeal: (i) Time limit for requesting review or appeal: The holder of the registration may request a review of the provisional refusal. The Slovenian Office must receive the request no later than 3 months * from the date of this provisional refusal (the time limit starts from the date indicated under point X). After a period the Office will issuing its final decision. *with the written request the deadline may be extended for 3 months (i) Authority to which such request for review or appeal should be made: Office indicated under I (ii) Whether the request for review or appeal 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 request for the review must be filed through the intermediary of a representative domiciled in Slovenia. The list of trademark agents is available on http://www.uil-sipo.si/sipo/addition/resources/patent-and-trademark-agents/
IX.	Signature or official seal of the Office making the notification: Saša Polc
X.	Date of the notification to the International Bureau: 30.5.2019
XII.	Corresponding essential provisions of the applicable law: Article 44 Relative grounds for refusal (1) Further, a sign shall not be eligible for registration as a mark if: (a) it is identical with an earlier mark of another owner, and the goods or services for which the registration is applied for are identical with the goods or services for which the earlier mark is registered; (b) because of its identity with or similarity to the earlier mark of another owner and the identity or similarity of the goods or services covered by the sign and the mark there exist the likelihood of confusion on the part of the public, which includes the likelihood of association with the earlier mark; (c) because of its identity with or similarity to an earlier mark of another owner, registered for goods or services which are not identical with or similar to the goods or services for which the registration has been applied for, the use without due cause of such sign would take



unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier mark, or if it would indicate a connection between the goods or services and the owner of the earlier mark, and provided that the interests of the owner of the earlier mark are likely to be damaged by such use;

- (d) it is identical with or similar to a mark or unregistered sign, which is in the Republic of Slovenia a well-known mark within the meaning of Article 6bis of the Paris Convention or Article 16(3) of the TRIPS Agreement;
 - (e) the owner of the mark registered in any Member State of the Union established under the Paris Convention, hereinafter referred to as "the Paris Union", or the World Trade Organisation, hereinafter referred to as "the WTO", proves that his agent or representative applied, without the owner's consent, for the registration of the sign in his own name;
 - (f) its use would contradict an earlier right to a name, personal portrayal, plant variety, geographical indication or other industrial property right, or an earlier copyright, unless the owner of the earlier right gives his express consent to the registration of such sign.
- (2) "Earlier mark" within the meaning of paragraph (1) means:
- (a) mark which was applied for or registered in the Republic of Slovenia on the basis of a national application before the date of filing of the application for the later mark or, if priority is claimed, the date of priority;
 - (b) mark for which the protection was sought in the Republic of Slovenia on the basis of an international application before the date of filing of the application for the later mark or, if priority is claimed, the date of priority.

EUTM file information

LEGO
002829463

Timeline

Trade mark information

Name	LEGO	Filing date	28/08/2002
Filing number	002829463	Registration date	07/01/2004
Basis	EUTM on which IA is based	Expiry date	28/08/2022
Date of receipt	28/08/2002	Designation date	
Date of receipt of International Registration	11/11/2005	Filing language	English
IR number	0869258	Second language	German
Type	Figurative	Application reference	C14.63
Nature	Individual	Trade mark status	Registered
Nice classes	3, 9, 14, 16, 18, 20, 21, 24, 25, 27, 28, 30, 38, 41, 43 (Nice Classification)	Acquired distinctiveness	No
Vienna Classification	26.04.01, 26.04.05, 26.04.22, 29.01.01 (Vienna Classification)		

Graphic representation

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Goods and services

English (en) ▾

3 Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.

9 Scientific, nautical, surveying, electric and electronic, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments (included in class 9); apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; software; eyeglasses; eyeglass cases; magnets.

14 Precious metals and their alloys and goods in precious metals or coated therewith (included in class 14); jewellery; horological and chronometric instruments; watch bands; key rings (trinkets or fobs).

16 Paper, cardboard and goods made from these materials (included in class 16); printed matter; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' materials; paint brushes; typewriters and office requisites (except furniture); instructional and teaching material (except apparatus); plastic materials for packaging (included in class 16); Bags (envelopes, pouches) of paper or plastic, for packaging; wrapping paper; money holders; bookends; boxes of cardboard or paper; boxes for pens; pen cases; binders (loose leaf); chromos; coasters of paper; erasing products; writing pads; note books; paperweights; pencil sharpeners; photograph stands; table clothes, linen, mats and napkins, all of paper.

18 Leather and imitations of leather, and goods made of these materials (included in class 18); trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery; backpacks, rucksacks, beach bags, game bags, briefcases, handbags, pocket wallets, purses, school satchels, school bags.

20 Furniture, mirrors, picture frames; goods (included in class 20) of wood, cork, reed, or of plastics; air mattresses; sleeping bags; bedding (except linen); cases of wood or plastic; coat hangers; drinking straws; figurines of plastic; playpens for babies; candle sticks; salt shakers, not of precious metal; point of sale displays (furniture).

21 Household or kitchen utensils and containers (not of precious metal or coated therewith); combs and sponges; brushes (except paint brushes); brush-making materials; articles for cleaning purposes; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes; drinking vessels; ice cube moulds; cake moulds; candle sticks; salt shakers, not of precious metal; coasters; mugs; pots; tableware (other than knives, forks, and spoons), not of precious metal; toothbrushes; toilet utensils; money boxes, not of metal.

24 Textiles and textile goods, (included in class 24); bed and table covers.

25 Clothing, footwear, headgear.

27 Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings (non-textile).

28 Games and playthings, gymnastic and sporting articles (included in class 28), decorations for Christmas trees.

30

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Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals; bread, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

38 Telecommunications.

41 Education; providing of training; entertainment; sporting and cultural activities.

43 Services for providing food and drink; temporary accommodation.

Description

English (en) ▾

Description

Colour Red, white, black and yellow.

Owners

LEGO Juris A/S

ID	206059	Country	DK - Denmark	Correspondence address	
Organisation	LEGO Juris A/S	State/county	n/a	LEGO Juris A/S Koldingvej 2	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Town	Billund	DK-7190 Billund	
		Post code	7190	DINAMARCA	
		Address	Koldingvej 2		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.

Representatives

BOMHARD IP, S.L.

ID	72210	Country	ES - Spain	Correspondence address	
Organisation	n/a	State/county	n/a	Bomhard IP, S.L. C/Bilbao, 1, 5º	965129470
Legal status	Legal person	Town	Alicante	E-03001 Alicante	965129475
Type	Association	Post code	03001	ESPAÑA	
		Address	C/Bilbao, 1, 5º		mail@bomhardip.com

Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
Processing...						

IR transformation

No data

Seniority

Country	Filing number	Registration number	Priority date	Filing date	Registration date	International code	Status
Bulgaria		00035281		05/08/1998		EU	ACCEPTED
Croatia		0869258		11/11/2005		Madrid	ACCEPTED
Croatia	We use cookies on our website to support technical features like remembering your user experience. We also use analytics.			11/06/2009			ACCEPTED
Czech Republic		225353		31/07/1998		EU	ACCEPTED

Country	Filing number	Registration number	Priority date	Filing date	Registration date	International code	Status
Estonia		30547		14/07/1998		EU	ACCEPTED
Finland		128254		07/10/1992		EU	ACCEPTED
Hungary		156357		23/06/1998		EU	ACCEPTED
Latvia		M 44 076		18/06/1998		EU	ACCEPTED
Latvia		M 52 658		27/01/2003		EU	ACCEPTED
Lithuania		37911		26/06/1998		EU	ACCEPTED
Showing 1 to 10 of 16 entries							

Exhibition priority

No data

Priority

No data

Publications

Bulletin number	Date	Section	Description
2003/050	16/06/2003	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
2004/009	01/03/2004	B.1	Registrations with no amendments since the application was published
2005/052	26/12/2005	C.3.6	International trade marks
2007/025	18/06/2007	C.1.1	Proprietor - Total transfers
2007/061	05/11/2007	C.1.3	Proprietor - Change of name and address
2007/064	26/11/2007	C.2.1	Representative - Change of name and professional address
2008/017	28/04/2008	C.8.1	Claims of seniority
2009/039	13/10/2009	C.3.6	International trade marks
2010/039	01/03/2010	C.8.1	Claims of seniority
2010/084	10/05/2010	C.2.1	Representative - Change of name and professional address
Showing 1 to 10 of 17 entries			

Cancellation

No data

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
2005/052	26/12/2005	C.3.6	001729345	Trade mark	International trade mark
2007/025	18/06/2007	C.1.1	001162778	Proprietor	Total transfers
2007/061	05/11/2007	C.1.3	002827973	Proprietor	Change of name and address
2007/064	26/11/2007	C.2.1	002862814	Representative	Change of name and professional address
2008/017	28/04/2008	C.8.1	003045740	Seniority	Claims of seniority
2009/039	13/10/2009	C.3.6	004201300	Trade mark	International trade mark
2010/039	01/03/2010	C.8.1	004467307	Seniority	Claims of seniority
2010/084	10/05/2010	C.2.1	004747690	Representative	Change of name and professional address
2011/181	23/09/2011	C.8.1	005923555	Seniority	Claims of seniority
2011/201	24/10/2011	C.8.1	005924470	Seniority	Claims of seniority

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Oppositions

No data

Appeals

No data

Decisions

No data

Renewals

Title	Filing number	Status	Status date
Renewal	006243631	Trade mark renewed	18/04/2012
Showing 1 to 1 of 1 entries			

Trade mark relations

No data

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EUTM file information

LEGO
000039800

Timeline

Trade mark information

Name	LEGO	Filing date	01/04/1996
Filing number	000039800	Registration date	05/10/1998
Basis	EUTM	Expiry date	01/04/2026
Date of receipt	20/03/1996	Designation date	
Type	Word	Filing language	English
Nature	Individual	Second language	German
Nice classes	3, 9, 14, 16, 20, 24, 25, 28, 38, 41, 42 (Nice Classification)	Application reference	VB/C14.1.1
Vienna Classification		Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en) ▾

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3 Soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices

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Scientific, nautical, surveying, electric, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, all included in class 9; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; recorded computer programs and software; automatic vending machines and mechanisms for coin operated apparatus; cash registers, calculating machines, data processing equipment and computers; eyeglasses; eyeglass cases; magnets.

14 Precious metals and their alloys and goods of precious metals or coated therewith (included in class 14); jewellery; horological and chronometric instruments; watch bands; key rings (trinkets or fobs).

16 Paper, cardboard and goods made from these materials (included in class 16); printed matter; bookbinding material, photographs; stationery; adhesives for stationery or household purposes; artist's materials; paint brushes; instructional and teaching material (except apparatus); plastic materials for packaging (included in class 16); playing cards; bags (envelopes, pouches) of paper or plastic, for packaging; wrapping paper; money holders; bookends; boxes of cardboard or paper; boxes for pens; pen cases; binders (loose leaf); chromos; coasters of paper; erasing products; writing pads; note books; paperweights; pencil sharpeners; photograph stands; table clothes, linen, mats and napkins, all of paper.

20 Furniture, mirrors, picture frames; goods (included in class 20) of wood, cork, reed, or of plastics; air mattresses; sleeping bags; bedding (except linen); cases of wood or plastic; coat hangers; drinking straws; figurines of plastic; playpens for babies; jewelry cases, not of precious metal; point of sale displays [furniture].

24 Textile and textile goods (included in class 24); bed and table covers.

25 Clothing, footwear, headgear.

28 Games and playthings; gymnastic and sporting articles (included in class 28); decorations for Christmas trees.

38 Telecommunication; computer aided transmission of messages and images; e-mail.

41 Education; providing of training; entertainment; sporting and cultural activities; video tape and film production; amusement parks; publication of books and of texts (other than publicity texts).

42 Providing of food and drink; temporary accommodation; medical, hygienic and beauty care; veterinary and agricultural services; scientific and industrial research; computer programming; installation and operation of a data base.

Description

No data

Owners

LEGO Juris A/S

ID	206059	Country	DK - Denmark	Correspondence address	
Organisation	LEGO Juris A/S	State/county	n/a	LEGO Juris A/S Koldingvej 2 DK-7190 Billund DINAMARCA	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Town	Billund		
		Post code	7190		
		Address	Koldingvej 2		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.

Representatives

BOMHARD IP, S.L.

ID	72210	Country	ES - Spain	Correspondence address	965129470
Organisation	n/a	State/county	n/a	Bomhard IP, S.L. C/Bilbao, 1, 5º	
Legal status	Legal person	Town	Alicante	E-03001 Alicante ESPAÑA	965129475
Type	Association	Post code	03001		
		Address	C/Bilbao, 1, 5º		mail@bomhardip.com

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
Processing...					

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No data

Seniority

Country	Filing number	Registration number	Priority date	Filing date	Registration date	International code	Status
Benelux		54491			01/01/1971	EU	ACCEPTED
Benelux		358048			14/02/1979	EU	ACCEPTED
Benelux		389524			31/03/1983	EU	ACCEPTED
Benelux		463978			01/03/1990	EU	ACCEPTED
Bulgaria		00011101		07/02/1977		EU	ACCEPTED
Croatia		Z920724		21/09/1992		EU	ACCEPTED
Croatia		Z920726		21/09/1992		EU	ACCEPTED
Cyprus		18947		28/06/1978		EU	ACCEPTED
Czech Republic		171362		15/03/1991		EU	ACCEPTED
Czech Republic		157549		12/06/1967		EU	ACCEPTED
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Exhibition priority

No data

Priority

No data

Publications

Bulletin number	Date	Section	Description
1997/032	08/12/1997	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
1999/007	01/02/1999	B.2	Registrations with amendments since the application was published
2006/032	07/08/2006	D.1	Renewals
2007/015	16/04/2007	C.1.3	Proprietor - Change of name and address
2007/023	11/06/2007	C.1.3	Proprietor - Change of name and address
2007/025	18/06/2007	C.1.1	Proprietor - Total transfers
2007/032	09/07/2007	C.2.1	Representative - Change of name and professional address
2007/035	23/07/2007	B.4.2	Correction of errors - Relative errors
2007/061	05/11/2007	C.1.3	Proprietor - Change of name and address
2007/064	26/11/2007	C.2.1	Representative - Change of name and professional address
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Cancellation

No data

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
			000181019	Representative	Change of name and professional address
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			000396716	Representative	Change of name and professional address
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Bulletin number	Date	Section	Filing number	Title	Subtitle
2007/015	16/04/2007	C.1.3	000543200	Proprietor	Change of name and address
2007/023	11/06/2007	C.1.3	000564347	Proprietor	Change of name and address
2007/025	18/06/2007	C.1.1	001162778	Proprietor	Total transfers
2007/032	09/07/2007	C.2.1	000643877	Representative	Change of name and professional address
2007/035	23/07/2007	B.4.2	000111099	Correction of errors	Relative errors
2007/061	05/11/2007	C.1.3	002827973	Proprietor	Change of name and address
2007/064	26/11/2007	C.2.1	002862814	Representative	Change of name and professional address
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Oppositions

No data

Appeals

No data

Decisions

No data

Renewals

Title	Filing number	Status	Status date
Renewal	001419848	Trade mark renewed	07/08/2006
Renewal	009982672	Trade mark renewed	17/05/2016
Showing 1 to 2 of 2 entries			

Trade mark relations

No data