
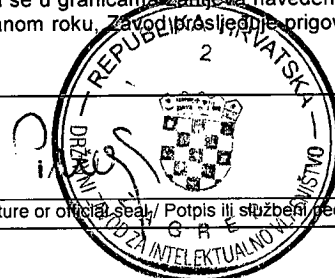


PROVISIONAL REFUSAL OF PROTECTION - PRELIMINARNO ODBIJANJE ZAŠTITE

According to Rule 17 of the Common Regulations under the Madrid Agreement and Protocol / Sukladno Pravilu 17. Zajedničkog pravilnika
uz Madridski sporazum i Protokol

Our reference: 910-08/19-010/0020 559-04/3-19-007/GDŽ	
I Office making the notification / Nacionalni ured koji je odbio zaštitu:	 State Intellectual Property Office of the Republic of Croatia / Državni zavod za intelektualno vlasništvo Republike Hrvatske Ulica grada Vukovara 78, 10000 Zagreb (Croatia), tel.: +385 1 6106-100, 6106-109, fax.: +385 1 6112-017
II Number of the international registration / Broj međunarodne registracije:	143 3787
III Name and the address of the holder / Ime i adresa nositelja:	Xiaomi Inc. Floor 13, Rainbow City Shopping Mall II of China Resources, NO. 68, Qinghe Middle Street, Haidian District Beijing China (CN)
IV Provisional refusal based on opposition / Privremeno odbijanje na temelju prigovora	
V Grounds for refusal (see the text in column X) / Razlozi odbijanja (vidjeti tekst u rubrici X)	
VI Corresponding essential provisions of the applicable law (see the text in column XI) / Odgovarajuće bitne odredbe nacionalnog zakona koji se primjenjuje (vidjeti tekst u rubrici XI): Art. 10 para. 1 point 2	
VII Scope of the provisional refusal / Opseg privremenog odbijanja <input checked="" type="checkbox"/> Provisional refusal for all the goods and services / Odbijanje za sve proizvode i usluge <input type="checkbox"/> Provisional refusal for some of the goods and/or services / Odbijanje za neke od proizvoda i/ili usluga	
VIII Information relating to subsequent procedure / Obavijesti o daljnjem tijeku postupka: The holder of the international trademark registration may file his observations on the provisional refusal to the State Intellectual Property Office only through the intermediary of a representative established in the Republic of Croatia. The time limit for filing the power of attorney shall be 4 months, counting from the date of the notification of refusal, or up to 28 October 2019. If the power of attorney is not filed up to the mentioned date, the requested registration of the trademark shall be refused within the limits of the requests referred to in the opposition. If the power of attorney is filed within the time limit as prescribed, the Office shall forward the opposition with an invitation for observations to be filed within 60 days upon its receipt. Nositelj međunarodne registracije žiga može se očitovati na privremeno odbijanje pri Državnom zavodu za intelektualno vlasništvo Republike Hrvatske isključivo putem ovlaštenog domaćeg opunomoćenika koji mora podnijeti punomoć u roku od 4 mjeseca računajući od datuma obavijesti o odbijanju odnosno do 28. listopada 2019. Zatražena registracija odbija se u granicama zahtjeva navedenih u prigovoru ako se punomoć ne dostavi do navedenog datuma. Ako je punomoć podnesena u propisanom roku, Zavod proslijeđuje prigovor s pozivom na očitovanje u roku od 60 dana od dana njegova primitka.	
IX	28/6/2019 Date of the notification of provisional refusal / Datum obavijesti o privremenom odbijanju Signature or official seal / Potpis ili službeni pečat



X

On 1 March 2019, the opponent Apple Inc., One Apple Park Way, 95014 Cupertino, (CA, US), represented by PETOŠEVIĆ d.o.o., Ulica Josipa Račića 2, HR-10000 Zagreb, Croatia, filed an opposition to the international trademark registration No. 143 3787 in the Republic of Croatia for all the goods and services, based on the earlier European Union trademark registration No. 011571866, European Union trademark registration No. 013002928, European Union trademark registration No. 014067755 and European Union trademark registration No. 014597736.

Trademark information: EUTM No.011571866

Holder: Apple Inc.

Address of the holder: One Apple Park Way, 95014 Cupertino, (CA, US)

Registration date: 13/10/2017

Goods/services: class(es) 9, 35, 39, 42 (as attached)

Trademark information: EUTM No.013002928

Holder: Apple Inc.

Address of the holder: One Apple Park Way, 95014 Cupertino, (CA, US)

Registration date: 29/06/2015

Goods/services: class(es) 9, 16, 25, 28, 35, 37, 42 (as attached)

Trademark information: EUTM No.014067755

Holder: Apple Inc.

Address of the holder: One Apple Park Way, 95014 Cupertino, (CA, US)

Registration date: 15/05/2015

Goods/services: class(es) 9, 16, 25, 35, 37, 38, 41 (as attached)

Trademark information: EUTM No.014597736

Holder: Apple Inc.

Address of the holder: One Apple Park Way, 95014 Cupertino, (CA, US)

Application date: 25/09/2015

Goods/services: class(es) 9, 10, 12, 14, 18, 34, 36, 38, 42, 45 (as attached)

Due to the mentioned opposition, the protection in the Republic of Croatia shall not be provisionally granted to the international registration No. 143 3787 for all the goods and services.

Excerpt from the register enclosed

XI Corresponding essential provisions of the applicable law:

Relative grounds for refusal – Article 10 of the Trademarks Act (Official Gazette of the Republic of Croatia, No. 14/19)

(1) Upon opposition by the proprietor of an earlier trademark, the trademark applied for shall not be registered:

1. if it is identical with the earlier trademark and the goods or services for which registration is applied for are identical with the goods or services for which the earlier trademark is protected;
2. if because of its identity with, or similarity to, the earlier trademark and the identity or similarity of the goods or services covered by the trademarks there exists a likelihood of confusion on the part of the public in the Republic of Croatia; the likelihood of confusion includes the likelihood of association with the earlier trademark;
3. if it is identical with or similar to the earlier trademark, irrespective of whether the goods or services for which it is applied are identical with, similar to or not similar to those for which the earlier trademark is registered, where the earlier trademark has a reputation in the Republic of Croatia, and where the use without due cause of the later trademark would take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier trademark.

(2) For the purposes of paragraph 1 of this Article, "earlier trademarks" mean:

1. trademarks of the following kinds with a date of application for registration which is earlier than the date of application for registration of the contested trademark, taking account, where appropriate, of the priorities

claimed in respect of those trademarks:

- (a) nationally registered trademarks,
 - (b) trademarks registered under international arrangements which have effect in the Republic of Croatia,
 - (c) EU trademarks,
 - (d) EU trademarks registered under international arrangements which have effect in the European Union.
2. applications for the registration of trademarks referred to in point 1 subpoints (a) and (c) of this paragraph, subject to their registration,
 3. trademarks which, on the date of application for registration of the trademark, or, if priority is claimed, on the date of priority right claimed in the application, are well known in the Republic of Croatia, in the sense in which the words "well known" are used in Article 6bis of the Paris Convention.

(3) Upon opposition by the proprietor of an earlier right, a trademark shall not be registered if its use would infringe one of the following earlier rights:

1. a right to a name,
2. a right of personal portrayal,
3. a copyright,
4. industrial property rights other than those provided by this Act as a separate ground for refusal of trademark registration, provided that such rights are acquired on a date which is earlier than the date of application for registration of the trademark, taking account, where appropriate, of the priorities claimed in respect of that trademark.

(4) Upon opposition by the owner of a company entered in a court register before the date of application for registration of the trademark in respect of the opposition, taking account, where appropriate, of the priorities claimed in respect of that trademark, the trademark shall not be registered if the company or an essential part thereof is identical with, or similar to, the trademark and the goods or services which are the subject matter of business of that company are identical or similar to those for which the trademark is applied for and are being used in trade, unless the applicant had the identical or similar company at the time of filing the application for registration of a trademark.

(5) Upon opposition by the proprietor of the trademark, the trademark shall not be registered in the name of a trade agent or a representative of a trademark holder without his authorisation, unless a trade agent or a representative justifies his action.

(6) Upon opposition by any person authorised under the relevant law to exercise the rights arising from a designation of origin or a geographical indication, the trademark applied for shall not be registered where and to the extent that, pursuant to the Union legislation or national law of the Republic of Croatia providing for the protection of designations of origin or geographical indications:

1. an application for a designation of origin or a geographical indication had already been submitted, in accordance with Union legislation or national law of the Republic of Croatia, prior to the date of application for registration of the trademark or the date of the priority claimed for the application, subject to its subsequent registration; and
2. that designation of origin or geographical indication confers the right to the person authorised under the relevant law to exercise the rights arising from it to prohibit the use of a subsequent trademark.

Relativni razlozi za odbijanje – Članak 10. Zakona o žigu („Narodne novine“, broj 14/19)

(1) Na temelju prigovora nositelja ranijeg žiga, žig za koji je podnesena prijava neće se registrirati:

1. ako je istovjetan s ranijim žigom i ako su proizvodi ili usluge za koje je podnesena prijava za registraciju istovjetni s proizvodima ili uslugama za koje je raniji žig zaštićen
2. ako zbog njegove istovjetnosti ili sličnosti s ranijim žigom i istovjetnosti ili sličnosti proizvoda ili usluga obuhvaćenih žigovima postoji vjerojatnost dovođenja javnosti u zabludu u Republici Hrvatskoj; vjerojatnost dovođenja u zabludu uključuje vjerojatnost dovođenja u vezu s ranijim žigom
3. ako je istovjetan ili sličan ranijem žigu, neovisno o tome jesu li proizvodi ili usluge iz prijave istovjetni, slični ili nisu slični onima za koje je registriran raniji žig, ako raniji žig ima ugled u Republici Hrvatskoj, a uporaba kasnijeg žiga bez opravdanog razloga nepošteno bi iskoristila razlikovni karakter ili ugled ranijeg žiga ili im naštetila.

(2) Za potrebe stavka 1. ovoga članka pod pojmom „raniji žigovi“ smatraju se:

1. žigovi sljedećih vrsta s datumom prijave za registraciju koji je raniji od datuma prijave za registraciju osporavanoga žiga, uzimajući u obzir, ako je to primjereno, prava prvenstva koja su zatražena u odnosu na te žigove:
 - a) nacionalno registrirani žigovi

- b) žigovi registrirani na temelju međunarodnih sporazuma koji imaju učinak u Republici Hrvatskoj
 - c) žigovi Europske unije
 - d) žigovi Europske unije registrirani na temelju međunarodnih sporazuma koji vrijede u Europskoj uniji
2. prijave za registraciju žigova iz točke 1. podtočaka (a) i (c) ovoga stavka, pod uvjetom njihove registracije
 3. žigovi koji su na datum prijave za registraciju žiga ili, ako je zatraženo pravo prvenstva u prijavi za registraciju žiga, na datum prava prvenstva dobro poznati u Republici Hrvatskoj u smislu u kojemu se izraz „dobro poznat“ rabi u članku 6.bis. Pariške konvencije.

(3) Na temelju prigovora nositelja ranijeg prava neće se registrirati žig ako bi njegova uporaba vrijedala neko od sljedećih ranijih prava:

1. pravo na ime
2. pravo na osobnu sliku
3. autorsko pravo
4. druga prava industrijskog vlasništva osim onih propisanih ovim Zakonom kao zaseban temelj za odbijanje registracije žiga

pod uvjetom da su ta prava stečena na dan koji je raniji od datuma prijave za registraciju žiga uzimajući u obzir, ako je to primjereno, pravo prvenstva koje je zatraženo u odnosu na takav žig.

(4) Na temelju prigovora imatelja tvrtke upisane u sudski registar prije dana podnošenja prijave za registraciju žiga u odnosu na koji se podnosi prigovor, uzimajući u obzir, ako je to primjereno, pravo prvenstva koje je zatraženo u odnosu na takav žig, neće se registrirati žig ako je tvrtka ili bitni dio tvrtke istovjetan ili sličan žigu i proizvodi ili usluge koje su predmet djelatnosti te tvrtke istovjetni su ili slični onima iz prijave žiga i rabe se u trgovačkom prometu, osim ako je podnositelj prijave u trenutku podnošenja prijave imao istovjetnu ili sličnu tvrtku.

(5) Na temelju prigovora nositelja žiga neće se registrirati žig čiju prijavu za registraciju u svoje ime bez dopuštenja nositelja žiga podnese trgovački zastupnik ili predstavnik nositelja žiga, osim ako takav zastupnik ili predstavnik opravda svoj postupak.

(6) Na temelju prigovora bilo koje osobe ovlaštene prema mjerodavnom pravu za ostvarivanje prava koja proizlaze iz oznake izvornosti ili oznake zemljopisnog podrijetla, žig za koji je podnesena prijava neće se registrirati kada, i u opsegu u kojem, sukladno zakonodavstvu Europske unije ili pravnim propisima Republike Hrvatske kojim se predviđa zaštita oznaka izvornosti ili oznaka zemljopisnog podrijetla:

1. je zahtjev za oznaku izvornosti ili oznaku zemljopisnog podrijetla već podnesen u skladu sa zakonodavstvom Europske unije ili pravnim propisima Republike Hrvatske prije datuma prijave za registraciju žiga ili datuma prvenstva zatraženog u prijavi, pod uvjetom njezine kasnije registracije te
2. ta oznaka izvornosti ili oznaka zemljopisnog podrijetla daje osobi ovlaštenoj u okviru mjerodavnog prava za ostvarivanje prava koja proizlaze iz nje pravo zabrane uporabe kasnijeg žiga.

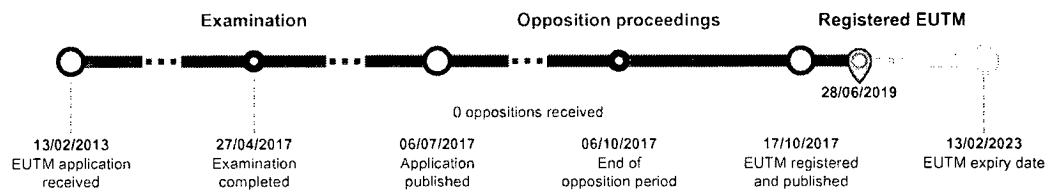


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EUTM file information

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.

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providing search engines for obtaining data on a global computer network.

Description

No data

Owners

Apple Inc.

ID	839	Country	US - United States	Correspondence address	
Organisation	Apple Inc.	State/county	California	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	Legal entity	Town	Cupertino		
State, district or t...	California	Post code	95014		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	One Apple Park Way		Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

LOCKE LORD LLP

ID	41701	Country	GB - United Kingdom	Correspondence address	
Organisation	n/a	State/county	n/a	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	Legal person	Town	London		
Type	Association	Post code	EC2M 3AB		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	201 Bishopsgate		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	T72RW - Change in the name and/or address of the applicant/proprietor - notification of entry in the Register	27/06/2018	
		Recordal	014477999	T72RW - Change in the name and/or address of the applicant/proprietor - notification of entry in the Register	27/06/2018	
		EUTM	011571866	L304 - Cover letter for registration certificate	17/10/2017	
		EUTM	011571866	Certificate	17/10/2017	
		EUTM	011571866	LSU01 - Information to proprietors of earlier trade mark registrations or applications	19/04/2017	
		Appeal	R0057/2016-2	R420A - Notification of a decision of the Boards of Appeal to the appellant	19/12/2016	
		Appeal	R0057/2016-2	catintdoc_1	05/12/2016	

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From	Procedure	Filing number	Subject	Date	Actions
	Appeal	R0057/2016-2	R405 – Acknowledgement of receipt of statement of grounds (<i>ex parte</i>)	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

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	Filing number	Contested decision	Type	Date of receipt	Status date	Language
+	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) CTMR, Article 64 CTMR	Competence of the Boards, Distinctiveness acquired by use, Evidence of use, Specialised public	Remitted on Article 7(3) EUTMR	18/05/2015
+	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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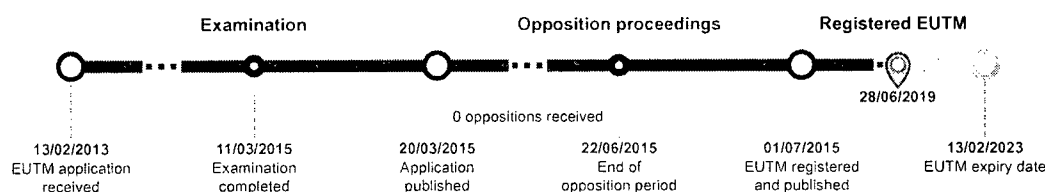


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EUTM file information

ICLOUD
013002928

Timeline



Trade mark information

Name	ICLOUD	Filing date	13/02/2013
Filing number	013002928	Registration date	29/06/2015
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, 16, 25, 28, 35, 37, 42 (Nice Classification)	Application reference	306187-7294/PFA
Vienna Classification		Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en)

9 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; loudspeakers, multiple speaker units, microphones; 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; book binding material; photographs; stationery; stickers; artists' materials; paint brushes; typewriters and office requisites (except furniture); plastic materials for packaging (not included in other classes); advertising materials; printers' type; printing blocks; greeting cards; advertising and promotional material; catalogues relating to musical apparatus and instruments; music books; music instruction manuals; music magazines \ \ \ \.

25 Clothing, footwear, headgear.

28 Toys; games and playthings; playing cards; musical toys, games and playthings; toy audio apparatus; toy musical boxes; toy musical instruments; toy record players for playing tunes and cassettes; musical games; battery operated toys; automatic and coin-operated amusement machines; musical toys and games; stand alone video game machines incorporating a means of display; toy handheld electronic devices; toy computers (not working); toy mobile telephones (not working); parts and fittings for all the aforesaid goods.

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

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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.

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.

42 Design and creation of advertisements and advertising material for others.

Description

No data

Owners

Apple Inc.

ID	839	Country	US - United States	Correspondence address	
Organisation	Apple Inc.	State/country	California	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	Legal entity	Town	Cupertino		
State, district or t...	California	Post code	95014		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	One Apple Park Way		Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

LOCKE LORD LLP

ID	41701	Country	GB - United Kingdom	Correspondence address	
Organisation	n/a	State/country	n/a	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	Legal person	Town	London		
Type	Association	Post code	EC2M 3AB		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	201 Bishopsgate		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	T72RW - Change in the name and/or address of the applicant/proprietor - notification of entry in the Register		27/06/2018	

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	From	Procedure	Filing number	Subject	Date	Actions
		EUTM	013002928	L304 - Cover letter for registration certificate	21/07/2016	
		EUTM	013002928	Certificate	20/07/2016	
		EUTM	013002928	L304 - Cover letter for registration certificate	01/07/2015	
		EUTM	013002928	Certificate	01/07/2015	
		Recordal	009158026	T72RR - Change in the name and/or business address of a representative - notification of entry in the Register	13/01/2015	
		EUTM	013002928	Miscellaneous	05/12/2014	
		EUTM	013002928	L123 - EUTM application: Refusal of application / Decision on the inherent distinctiveness of an application	03/12/2014	
		EUTM	013002928	L110 - Notice of grounds for refusal of application for a European Union trade mark	13/08/2014	
Showing 1 to 10 of 105 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
2015/054	20/03/2015	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
2015/120	01/07/2015	B.1	Registrations with no amendments since the application was published
2016/134	20/07/2016	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 5 of 5 entries			

Cancellation

No data

Recordals

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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
2016/134	20/07/2016	B.4.2	011147439	Correction of errors	Relative errors
2018/120	28/06/2018	C.1.3	014477999	Proprietor	Change of name and address


Oppositions

No data

Appeals

No data

Decisions

	Case number	Type	Case	Legal status	Keywords	Status	Decision date
	Refusal 013002928	Refusal		Article 7(1)(c) CTMR		Partially rejected	03/12/2014
Showing 1 to 1 of 1 entries							

Renewals

No data

Trade mark relations

Type	Filing number
Child Division	011571866
Showing 1 to 1 of 1 entries	

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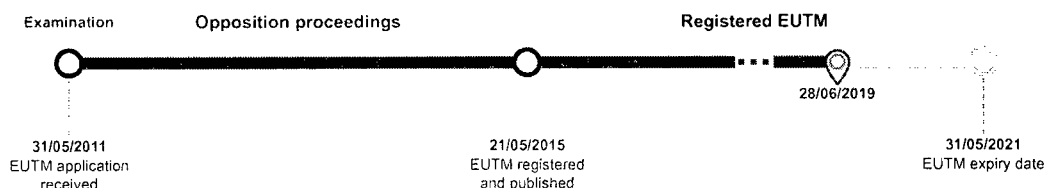


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EUTM file information

ICLOUD
014067755

Timeline



Trade mark information

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

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 ...

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X

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 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.

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X

ID	839	Country	US - United States	Correspondence address	
Organisation	Apple Inc.	State/county	California	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	Legal entity	Town	Cupertino		
State, district or t...	California	Post code	95014		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	One Apple Park Way		
					Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

LOCKE LORD LLP

ID	41701	Country	GB - United Kingdom	Correspondence address	
Organisation	n/a	State/county	n/a	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	Legal person	Town	London		
Type	Association	Post code	EC2M 3AB		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	201 Bishopsgate		
					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	T72RW - Change in the name and/or address of the applicant/proprietor - notification of entry in the Register	27/06/2018	
		Recordal	014477999	T72RW - Change in the name and/or address of the applicant/proprietor - notification of entry in the Register	27/06/2018	
		EUTM	014067755	L304 - Cover letter for registration certificate	26/11/2015	
		EUTM	014067755	Certificate	25/11/2015	
		Recordal	010195371	Correction of errors - notification of entry	23/11/2015	
		Recordal	010195371	T5EM - Communication - waiting for translations	02/11/2015	
		EUTM	014067755	L329C - Decision on revocation of an EUTM registration issued in error	20/10/2015	
		Recordal	010195371	Letter to the EUIPO	18/08/2015	
		EUTM	014067755	L329A - Information that the Office intends to issue a decision on <i>ex officio</i> revocation of an EUTM registration that was issued in error	13/08/2015	
		EUTM	014067755	L304 - Cover letter for registration certificate	22/05/2015	
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IR transformation

No data

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X

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

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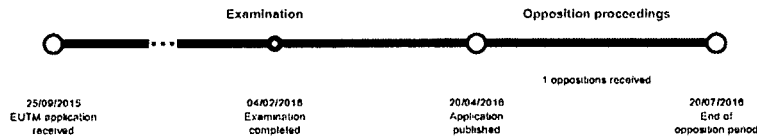


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EUTM file information

ICLOUD
014597736

Timeline



Trade mark information

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

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

information (including web pages); video broadcasting, broadcasting pre-recorded videos featuring music and entertainment, television programs, motion pictures, games, cultural events, and entertainment-related programs of all kinds, via a global computer network; streaming of video content 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

Apple Inc.

ID	839	Country	US - United States	Correspondence address	
Organisation	Apple Inc.	State/country	California	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	Legal entity	Town	Cupertino		
State, district or territory ...	California	Post code	95014		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	One Apple Park Way		Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

LOCKE LORD LLP

ID	41701	Country	GB - United Kingdom	Correspondence address	
Organisation	n/a	State/country	n/a	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	Legal person	Town	London		
Type	Association	Post code	EC2M 3AB		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	201 Bishopsgate		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	B227B - Notification to the applicant/holder of suspension of the opposition proceedings	30/05/2019	
	Opposition	002737461	B227A - Notification to the opponent of suspension of the opposition proceedings	30/05/2019	
	Opposition	002737461	Letter to the EUIPO	28/05/2019	
	Opposition	002737461	Letter to the EUIPO	27/05/2019	
	Opposition	002737461	B224B	16/04/2019	
	Opposition	002737461	B224A - Notification to the opponent of extension of a time limit	16/04/2019	
	Opposition	002737461	Letter to the EUIPO	11/04/2019	
	Opposition	002737461	B227B - Notification to the applicant/holder of suspension of the opposition proceedings	16/08/2018	
	Opposition	002737461	B227A - Notification to the opponent of suspension of the opposition proceedings	16/08/2018	
	Opposition	002737461	Letter to the EUIPO	16/08/2018	

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IR transformation

No data

Seniority

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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	Suspended	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

No data

Trade mark relations

No data