Statement of Grant of Protection following a provisional refusal pursuant to Rule 18(2) of the Common Regulations under the Madrid Agreement and Protocol, and to Article 79(2) EUTMDR

Alicante, 29/10/2019

International registration number:	**1289673**
Date of notification to the EUIPO:	**17-01-2019**
Name of the holder:	**JEMAKO International GmbH**
Trade mark:	**Spülbutler**

As a result of ex-officio proceedings before the EUIPO and all proceedings having become final, the provisional refusal of the abovementioned mark is confirmed in part and the protection of the mark is partially refused for the European Union. The mark is therefore accepted for the following goods and services:

3 Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery; cosmetics, hair lotions; scouring solutions; drain cleaners; make-up removing preparations; astringents for cosmetic purposes; shaving stones [antiseptic]; amber [perfume]; antistatic preparations for household purposes; anti-perspirants [toiletries]; eyebrow cosmetics; eyebrow pencils; soap for brightening textile; cake flavorings [essential oils]; bath salts, not for medical purposes; cosmetic preparations for baths; beard dyes; mustache wax; bergamot oil; pumice stone; skin whitening creams; bleaching preparations for cosmetic purposes; bleaching salts; bleaching soda; extracts of flowers [perfumes]; polish for furniture and flooring; polishing wax; deodorants for personal use [perfumery]; disinfectant soap; deodorant soap; detergents, other than for use in manufacturing operations and for medical purposes; diamantine [abrasive]; canned pressurized air for cleaning and dusting purposes; scented wood; preparations for perfuming linen; scented water; potassium hypochloride; paint stripping preparations; depilatory preparations; depilatory wax; scale removing preparations for household purposes; color-brightening chemicals for household purposes [laundry]; fabric softener; colorants for toilet purposes; color-removing preparations; cosmetic dyes; greases for cosmetic purposes; varnish-removing preparations; stain removing preparations; gaultheria oil; geraniol [perfumery]; shining preparations [polish]; laundry glaze; starch glaze for laundry purposes; glass cloths; glass cloths [canvas]; smoothing preparations [starching]; polishing stones; bases for flower perfumes; hair dyes; hair spray; shampoos; skin cream [cosmetics]; skin care preparations [cosmetics]; heliotropine; ionone [perfumery]; jasmine oil; adhesives for affixing false hair; adhesives for cosmetic purposes; adhesives for affixing false eyelashes; eau-de-Cologne; corundum [abrasive]; cosmetics; cosmetics kits [filled]; cosmetic pencils; cleaning chalk; false nails; false

eyelashes; lacquer-removing preparations; leather bleaching preparations; creams for leather; leather preserving polishes; lipsticks; floor wax removers; lotions for cosmetic purposes; make-up; almond milk for cosmetic purposes; almond oil; almond soap; medicated soap; carbides of metal [abrasives]; cloths impregnated with a detergent for cleaning; preparations to make shiny the leaves of plants; musk [perfumery]; nail varnish; nail care preparations; washing soda, for cleaning purposes; soda lye; neutralizers for permanent waving; oils for cleaning purposes; hair-waving preparations; oils for perfumes and scents; perfumes; pastes for razor strops; mint for perfumery; plant flavorings for beverages [essential oils]; polishing creams; polishing paper; jewellers' rouge; pomades for cosmetic purposes; potpourris [fragrances]; dry-cleaning preparations; quillaia bark for washing; shaving preparations; shaving soap; after-shave lotions; fumigation preparations [perfumes]; joss sticks; windshield cleaner fluids; cleansing milk for toilet purposes; cleaning preparations; rose oil; rust-removing preparations; non-slipping liquids for floors; non-slipping wax for floors; safrol; ammonia as a detergent; sandpaper; whiting; cosmetic preparations for slimming purposes; abrasive paper; make-up preparations; make-up powder; emery; emery cloth; emery paper; abrasive cloth; tailors' wax; beauty masks; shoe polish; shoe wax; cobblers' wax; waxes for leather; antiperspirant soap; soap for foot perspiration; silicon carbide [abrasive]; sun block preparations (cosmetics); laundry starch; badian essence; talcum powder for toilet use; wallpaper cleaning preparations; terpenes [essential oils]; turpentine for degreasing; oil of turpentine for degreasing; cosmetics for animals; pet shampoos; toiletries; toilet soaps; toilet waters; tripoli stone for polishing; tissues impregnated with cosmetic lotions; petroleum jelly for cosmetic purposes; volcanic ash for cleaning; laundry wax; laundry blue; laundry soaking preparations; hydrogen peroxide for cosmetic purposes; cotton wool for cosmetic purposes; cotton sticks for cosmetic purposes; laundry fabric conditioner; incense; cosmetic preparations for eyelashes; mascara; decorative transfers for cosmetic purposes; essential oils of citron; not in connection with dental care and/or dental medicine.

21 Household and kitchen utensils and containers; combs and sponges; brushes (other than for painting); brush-making materials; articles for cleaning purposes; steel wool; unworked or semi-worked glass (except building glass); glassware, porcelain and earthenware, not included in other classes; aquarium covers; dustbins; appliances for removing make-up (non-electric); dusting apparatus, non-electric; dishwashing brushes; aerosol dispensers, not for medical purposes; cinder sifters for household purposes; eyebrow brushes; baby baths, portable; heaters for feeding bottles, non-electric; cotton waste for cleaning; mugs; basins [receptacles]; watering devices; brooms; sprinklers for watering flowers and plants; beer mugs; holders for flowers and plants [flower arranging]; flower pots; cloth for washing floors; scrubbing brushes; boxes for sweetmeats; hair for brushes; frying pans; cooking skewers; nozzles for watering cans; bread boards; bread bins; bread baskets, domestic; ironing boards; flat-iron stands; lamp-glass brushes; brushes for cosmetic purposes; brush goods; busts of china, terra-cotta or glass; butter dishes; butter-dish covers; skins of chamois for cleaning; china ornaments; hot pots, not electrically heated; closures for pot lids; deodorizing apparatus for personal use; egg cups; buckets; glass jars; disposable table plates; ice buckets; electric combs; enamelled glass; cruets; cruet sets for oil and vinegar; chopsticks; mouse traps; bottle gourds; buckskin for cleaning; figurines [statuettes] of porcelain, terra-cotta or glass; strainers for household purposes; flasks; bottles; bottle openers; fly swatters; ice cube moulds; moulds [kitchen utensils]; deep fryers, non-electric; fruit presses, non-electric, for household purposes; feeding

troughs; gardening gloves; jars for household or kitchen use; poultry rings; vegetable dishes; spice sets; watering cans; spouts; glass for vehicle windows (semi-finished goods); glass incorporating fine electrical conductors; glass vials; carboys [containers]; boxes of glass; glass [receptacles]; glass threads, not for textile purposes; fibre-glass, other than for isolation and textile purposes; glass bowls; glass mosaics, not for building; powdered glass for decoration; glass stoppers; glassware, painted; glass wool, other than for insulation; griddles [cooking utensils]; grill supports; plungers for clearing blocked drains; glove stretchers; towel holders; towel bars and towel loops; gloves for household purposes; abrasive sponges for scrubbing the skin; shirt stretchers; trouser presses; trouser stretchers; insect traps; heat-insulated containers; insulating flasks; heat-insulated containers for beverages; thermally insulated containers for food; cabarets [trays]; coffee filters, non-electric; coffeepots, non-electric; coffee grinders, hand-operated; coffee percolators, non-electric; coffee services; tankards; tar-brushes, long handled; comb cases; pitchers and jugs; decanters; coasters, not of paper and other than table linen; cheese-dish covers; stew-pans; cookie jars; ceramics for household purposes; candle extinguishers; candlesticks; candle rings; clothing stretchers; garlic presses [kitchen utensils]; buttonhooks; cooking utensils, non-electric; cookware; mess-tins; cauldrons; cooking pots; coal scuttles; baskets for household purposes; demijohns; corkscrews; cosmetic utensils; tie presses; crystal glassware; cake moulds; kitchen containers; kitchen utensils; food cooling devices, containing heat exchange fluids for household purposes; refrigerating bottles; portable coolers, non-electric; works of art of porcelain, terracotta or glass; glue-pots; candelabra; liqueur sets; majolica; flower-pot covers, not of paper; knife rests for the table; shakers; blenders, non-electric, for household purposes; furniture dusters; mops; mills for domestic purposes, hand-operated; chamber pots; nail brushes; nest eggs, artificial; noodle machines, hand-operated; fruit bowls; opal glass; opaline glass; paper cups; plastic cups; paper towel dispensers of metal; paper plates; perfume vaporizers; apparatus for wax-polishing, non-electric; pepper mills, hand-operated; pepper pots; horse brushes; fitted picnic baskets, including dishes; plates; plates to prevent milk boiling over; press-out moulds for cookies and biscuits; polishing apparatus and machines, non-electric, for household purposes; polishing gloves; polishing leather; polishing materials [except polishing preparations, polishing paper, polishing stones]; lunch boxes; powder compacts; powder puffs; cleaning instruments, hand-operated; cleaning pads; cleaning rags; cleaning tow; vitreous silica fibers, not for textile use; silica (fused -) [semi-worked product], other than for building; sprinklers; shaving brushes; shaving brush stands; rat traps; perfume burners; smoke absorbers for household purposes; graters [household utensils]; cleaning implements, hand-operated; wiping cloths; beaters, non-electric; mixing spoons [kitchen utensils]; cocktail stirrers; salad bowls; salt cellars; brushes for cleaning tanks and containers; spatulas [kitchen utensils]; bowls; scoops [tableware]; metal scouring pads; abrasive pads for kitchen purposes; signboards of porcelain or glass; whisks, non-electric, for household purposes; cutting boards for the kitchen; pressure cookers (autoclaves), non-electric; basting spoons for kitchen use; shoe horns; shoe brushes; wax-polishing appliances, non-electric, for shoes; shoe-trees [stretchers]; dish covers; dishes; trivets [table utensils]; sponge holders; pig bristles; sauté pans; soap boxes; soap holders, soap dishes; soap dispensers; sieves [household utensils]; rotating serving plates; napkin rings; sifters [household utensils]; siphons for carbonated water; non-metal piggy banks; vessels of metal for making ices and iced drinks; menu card holders; plate glass [raw material]; confectioners' decorating bags [pastry bags]; nozzles for watering hose; steel wool for cleaning purposes; statues of

porcelain, terra-cotta or glass; dusting cloths; feather-dusters; bootjacks; buckets made of woven fabrics; litter boxes for pets; curry combs, soup bowls; trays for domestic purposes, of paper; trays for domestic purposes; epergnes; dinnerware; services [dishes]; cups; tea infusers; tea canisters; teapots; tea services [tableware]; tea strainers; pastry cutters; rolling pins [for cooking purposes]; carpet sweepers; carpet beaters [hand instruments]; animal bristles [brushware]; combs for animals; crumb sweepers; toilet utensils; toilet paper holders; toilet paper dispensers; toilet sponges; pot lids; pots; pottery; oven gloves; potholders; pie servers, tart scoops; drinking troughs; cages for household pets; funnels; drinking vessels; beverage glassware; drinking horns; shaped covers for ironing boards; saucers; vases; birdcages; rings for birds; waffle irons, non-electric; washing boards; clothes-pegs; rotary clothes drying racks; clothes racks for drying; washtubs; kettles, non-electric; pipettes [wine-tasters]; wool waste for cleaning; kitchen grinders, non-electric; indoor aquaria; indoor terrariums [for plants]; indoor terrariums [vivariums]; sugar bowls; not in connection with dental care and/or dental medicine.

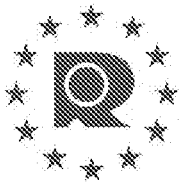
35 Advertising; business management services; business administration; secretarial work; professional business consultancy for franchise concepts in the field of supplying the public with environmentally friendly products and services; business management and organization consultancy services, especially in the establishment and design of distribution of goods and providing of services; data updating and maintenance in computer databases; updating of advertising material; temporary employment agencies; cost price analyses; business inquiries; business management consultancy; advisory services relating to business management; procurement services for others [purchasing goods and services for other businesses]; import-export agency services; professional business consultancy; bookkeeping; auditing; computerized file management; retail services provided via the internet in the fields of chemical preparations, coatings, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; wholesale services provided via the internet in the fields of chemical preparations, coatings, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; advertising agency services; building project organizer services; tax consultancy, namely tax preparation; accounting; auctioneering services; provision of auctioneering services on the Internet; relocation services for businesses; transcription; retail services in the fields of chemical preparations, coatings, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products

and forestry products, tobacco products and other luxury foods; retail services provided via teleshopping broadcasts in the fields of chemical preparations, coatings, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; business investigations; drawing up of statistics; accounting services; drawing up of business expert reports; business efficiency expert services; preparation of statements of accounts; tax preparation; economic forecasting; commercial information and advice for consumers [consumer advice shop]; commercial information agencies; invoicing; television advertising; business management of performing artists; business management, for others; administrative hotel management; wholesale services in the fields of chemical preparations, coatings, chemists' articles, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; wholesale services provided via teleshopping broadcasts in the fields of chemical preparations, coatings, chemists' articles, cosmetics and household goods, carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; photocopying; publication of publicity texts; assistance to commercial or industrial firms in the conduct of their business; providing business information; commercial administration of the licensing of goods and services for others; customer acquisition and customer care by means of mail-order advertising (mailing); layout services for advertising purposes; payroll preparation; modeling services for advertising or sales promotion; marketing [market research]; market research; opinion polling; data search in computer files for others; business research services; public relations; online or catalogue mail order services in the fields of chemical preparations, coatings, cosmetics and carburants and fuels, tools and construction articles, DIY articles and garden articles, sound carriers and data carriers, sanitary installations, vehicles and fireworks, clocks and jewellery, musical instruments, printed matter, stationery, office requisites, and saddlery, furnishings and ornaments, tents, tarpaulins, clothing, shoes and textile goods, toys, sporting articles, foodstuffs and beverages, agricultural products, horticultural products and forestry products, tobacco products and other luxury foods; on-line advertising on computer networks; organization and conducting of promotional events; organization and conducting of fashion shows for advertising and promotional purposes; organization of exhibitions and trade fairs for commercial and advertising purposes; business organization consultancy; organizational consultancy; organizational project management in the field of data processing; outsourcing services [business assistance]; employment agency services; personnel recruitment; personnel recruitment by means of

psychological aptitude tests; employee leasing; personnel management consultancy; outdoor advertising; planning and monitoring of business developments with regard to organisational matters; planning of advertising activities; assistance in management of business activities; presentation of companies on the Internet and other media; presentation of goods on communications media for retail purposes; price comparison services; production of advertising films; publication of printed matter (including in electronic form) for advertising purposes; publication of mail order catalogues; radio advertising; news clipping services; shop-window dressing; word processing services; typing; secretarial services; sponsorship search; shorthand typing; systematization of data in computer databases; telephone answering service; telephone billing; providing of temporary staff; business advice; organization of trade fairs for commercial or advertising purposes; consumer consultancy services; dissemination of advertisements; writing of publicity texts; sales promotion [for others]; rental of office machines and equipment; rental of photocopying machines; leasing of vending machines; rental of sales stands; rental of advertising space; rental of advertising space on the Internet; rental of advertising material; rental of advertising time in communication media; arranging of subscriptions to telecommunication services for others; providing of addresses for advertising purposes; providing of business and commercial contacts, also via the Internet; arranging of commercial transactions for others, also within the framework of e-commerce; arranging mobile phone contracts for others; arranging of contracts, for others, for the buying and selling of goods; arranging of contracts, for others, for the providing of services; arranging of contracts with electricity suppliers; arranging of advertising contracts for others; temporary assignment of employees; arranging newspaper subscriptions for others; advertising by mail order; distribution of samples for advertising purposes; distribution of advertising material [leaflets, brochures, printed matter, samples]; distribution of means of publicity; document reproduction; administrative processing of purchase orders; demonstration of products, for advertising purposes; presentation of goods and services; publicity columns preparation; advertising on the Internet, for others; business appraisals; compilation of data in computer databases; collection of goods, for others, for presentation and sales purposes; promotion of goods and services through sponsorship of sport and culture events.

The mark has been published pursuant to Article 190(2) EUTMR on **30/08/2019**.

Pursuant to Article 189(2) EUTMR and Article 79(2) EUTMDR, it shall have the same effect as the registration of a mark as a European Union trade mark.



Aline VUILLERMOT