


**MADRID AGREEMENT AND PROTOCOL
PROVISIONAL REFUSAL OF PROTECTION**

I.	Office making the notification:	INTELLECTUAL PROPERTY OFFICE OF MONGOLIA BAGA TOIRUU-49, ULAANBAATAR-46, MONGOLIA																													
II.	Number of the international registration:	1458340																													
III.	Name of the holder (or other indication enabling the identity of the international registration to be confirmed):	BBK Communication Technology Co., Ltd. 255#, BBK Road, Wusha, Chang'An, Dongguan Guangdong																													
IV.	<input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination <input type="checkbox"/> Provisional refusal based on an opposition <input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition																														
V.	<input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services in class(es) 9 <input type="checkbox"/> Provisional refusal for some of the goods and/or services:																														
VI.	Grounds for refusal [(where applicable, see item XI)]: The mark applied nearly resembles a filed mark belonging to a different proprietor or a mark which has an earlier filing or priority date, in respect of the closely related goods or services, and the resemblance is likely to deceive or cause confusion. Please refer to the attached list of cited marks;																														
VII.	Information relating to an earlier mark : <table style="width: 100%; border: none;"><tr><td style="width: 25%;">Application No.</td><td style="width: 25%;">40-2009-0008443</td><td style="width: 25%;">Filing Date</td><td style="width: 25%;">06/04/2009</td></tr><tr><td>Registration No.</td><td>40-0007687</td><td>Registration Date</td><td>22/07/2009</td></tr><tr><td colspan="4" style="padding-top: 10px;">The British Broadcasting Corporation</td></tr><tr><td>Applicant / Registrant</td><td colspan="3">Broadcasting House, Portland Place London, W1A 1 AA, United Kingdom</td></tr><tr><td colspan="4" style="padding-top: 10px;">Representative / TM Agent</td></tr><tr><td colspan="4" style="padding-top: 10px;">Priority Claim</td></tr><tr><td colspan="4" style="padding-top: 10px;">Reproduction of Mark</td></tr></table> <div style="text-align: center; margin-top: 10px;">BBC </div>			Application No.	40-2009-0008443	Filing Date	06/04/2009	Registration No.	40-0007687	Registration Date	22/07/2009	The British Broadcasting Corporation				Applicant / Registrant	Broadcasting House, Portland Place London, W1A 1 AA, United Kingdom			Representative / TM Agent				Priority Claim				Reproduction of Mark			
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Class(es)	<p>Ангилал 9: Дуу, видео, хөдөлгөөнгүй ба хөдөлгөөнт дүрс, текст зэрэг өгөгдөл бичих төхөөрөмж, дуу, видео, хөдөлгөөнгүй ба хөдөлгөөнт дүрс, өгөгдөл татаж авах, хадгалах, олшруулах, цэгцлэх зэрэг компьютерийн программ хангамж, сургалтын программ хангамж, татаж авах цахим хэвлэл, компьютерийн, цахим, видео тоглоомын программ ба төхөөрөмж, хулганы дэвсгэр, цахим зааварчилгаа ба сургалтын төхөөрөмж ба багаж, телевизийн ба радиогийн дохио дамжуулагч ба хүлээн авагч, дуулга, өвдөгний хамгаалалт, тохойны хамгаалалт, дээр дурдсан бүх барааны эд анги.</p>		
Application No.	40-M-0895156	Filing Date	17/10/2013
Registration No.	M-0895156	Registration Date	17/10/2013
Applicant / Registrant	<p>BILLIONAIRE TRADEMARKS B.V. Silodam 187 NL-1013 AS AMSTERDAM</p>		
Representative / TM Agent	<p>LermerRaible Patent- und Rechtsanwalts PartGmbB Lessingstrasse 6 80336 München, Germany</p>		
Priority Claim	1106296 09/03/2006 Benelux		
Reproduction of Mark	BB		
Class(es)	<p>Ангилал 3: Cosmetics and cosmetic creams; nail varnish; lotions for cosmetic purposes; beauty masks; cosmetic preparations for baths; sun-tanning preparations; make-up preparations; perfumes, lipsticks; cakes of soap, soaps; shampoos.</p> <p>Ангилал 9: Spectacle cases, containers for contact lenses; optical lenses, spectacle mountings (frames), spectacles, sunglasses, sports eyewear.</p> <p>Ангилал 14: Jewellery, including rings, bracelets, chains, charms, necklaces, tie pins, cuff links, earrings, fancy key rings, ornamental pins; clocks, watch bands.</p> <p>Ангилал 18: Purses and handbags; travelling sets (leatherware); key cases (leatherware); school bags; straps of leather; umbrellas; wallets; briefcases; beach bags, travelling bags, valises, attaché cases, rucksacks.</p> <p>Ангилал 25: Clothing for gymnastics; leather and imitation leather clothing; coats; bath robes; shoes; short-sleeved shirts, shirts; headwear; overcoats; bathing suits; neckties, scarves; jackets; skirts; waterproof clothing; ready-made clothing; knitwear (clothing); hosiery; sweaters, trousers, pullovers; sandals, gymnastic shoes, beach shoes; outerclothing, dresses; wooden shoes.</p>		

VIII. Information relating to subsequent procedure:

(i) Time limit for requesting review or appeal:
Within 3 months from the date of the notification by WIPO to the holder

(ii) Authority to which such request for review or appeal should be made:

**INTELLECTUAL PROPERTY OFFICE OF MONGOLIA
BAGA TOIRUU-49, ULAANBAATAR-46, MONGOLIA**

(iii) Indications concerning the appointment of a representative:

IX. Date of the notification of provisional refusal: **2019.11.28**

X. Signature or official seal of the Office making the notification:

Trademark Examiner



GERELMAA LKHAACHUU

XI. Corresponding essential provisions of the applicable law:

Law on Trademarks and Geographical Indications of Mongolia:
Article 5:

5.2. The following shall not be registered as trademark:

5.2.7. it is identical with, or similar to, a trademark registered or applied for registration in Mongolia in respect of similar goods or services where its use would result in a likelihood of confusion on the part of consumers;