

## MADRID AGREEMENT AND PROTOCOL

### NOTIFICATION OF PROVISIONAL REFUSAL OF PROTECTION

#### Rule 17(1)

I.	Office making the notification: <b>INTELLECTUAL PROPERTY OFFICE OF VIETNAM (IP VIETNAM)</b> 384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam
II.	Number of international registration: <b>1455136</b>
III.	Name and address of the holder: <b>Barilla G. e R. Fratelli - Società per Azioni</b> Via Mantova, 166, Parma (PR) Italy
IV.	Information concerning the type of provisional refusal: <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  (i) Name of the opponent: (ii) Address of the opponent:
V.	The scope of refusal: <input type="checkbox"/> Total provisional refusal affects all the goods and/or services <input checked="" type="checkbox"/> Partial provisional refusal affects only the following goods and/or services: Cl.41, Cl.43 and "Macaroni; pasta; spaghetti; vermicelli [noodles]" in Cl.30 and "Advertising; business management; business administration; office functions; commercial administration of the licensing of the goods and services of others; dissemination of advertising matter; demonstration of goods; direct mail advertising; marketing; organization of exhibitions for commercial or advertising purposes; organization of trade fairs for commercial or advertising purposes; presentation of goods on communication media, for retail purposes; sales promotion for others; publication of publicity texts; on-line advertising on a computer network; television advertising; retail business services and online retail business services featuring the following goods: macaroni; pasta; spaghetti; vermicelli [noodles]" in Cl.35
VI.	Grounds for refusal: The applied-for mark is refused because it is devoid of distinctiveness.
VII.	Applicable provisions of the national law: Art. 74.2c of the Intellectual Property Law
VIII.	Information relating to subsequent procedure: a) Time limit for requesting review: 3 months from the sending date of this notification by IP VIETNAM


b) Authority to which review should be made:

Intellectual Property Office of Vietnam (IP VIETNAM)

384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam

c) The application for requesting review shall be filed through an authorized representative in Vietnam

IX. Signature or official seal by the Office:

Deputy Director General 



**Tran Le Hong**

X. Date: **17** June 2020

2019/23 HBN48