

**THE PROTOCOL RELATING TO THE MADRID AGREEMENT
CONCERNING THE INTERNATIONAL REGISTRATION OF MARKS**

PROVISIONAL REFUSAL BASED ON AN OPPOSITION

notified to the International Bureau of the World Intellectual Property Organization (WIPO) according to
Art. 5 of the Madrid Protocol

I. Office refusing protection:

Finnish Patent and Registration Office
Trademarks
FI-00091 PRH
Telephone: +358-29-509 5000
Telefax: +358-29-509 5328

II. Number of the international registration which is the subject of the refusal: 1196024

III. Other information concerning the international registration which is subject of the refusal:



IV. The grounds for this refusal are the following:

An opposition to the mark has been made by HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG

According to the opponent the mark is in respect of all of the goods in classes 23 and 24 liable to be confused with the following national trademark: BOSS; registered under number 86157 for goods in class 25 (extract from the trademark register enclosed).

According to the opponent the mark is in respect of all of the goods in classes 23 and 24 liable to be confused with the following national trademark: BOSS; registered under number 125852 for goods in classes 9, 14, 18, 24, 28 and 34 (extract from the trademark register enclosed).

According to the opponent the mark is in respect of all of the goods in classes 23 and 24 liable to be confused with the following national trademark: HUGO BOSS; registered under number 125853 for goods in classes 9, 14, 18, 24, 25, 28 and 34 (extract from the trademark register enclosed).

According to the opponent the mark is in respect of all of the goods in class 23 and 24 liable to be confused with the following national trademark: BOSS HUGO BOSS (figurative mark); registered under number 134230 for goods in classes 9, 14, 18, 25 and 28 (extract from the trademark register enclosed).

According to the opponent the mark is in respect of all of the goods in class 23 and 24 liable to be confused with the following EU trademark: BOSS; registered under number 49221 for goods and services in classes 3, 9, 10, 12, 14, 16, 18, 20, 24, 25, 27, 28, 29, 30, 31, 32, 35 and 42. (The enclosed information of the EU trademark is a printout from eSearch plus (EUIPO's Database)).

According to the opponent the mark is in respect of all of the goods in class 23 and 24 liable to be confused with the following EU trademark: BOSS HUGO BOSS (figurative mark); registered under number 49262 for goods and services in classes 9, 14, 18, 24, 25, 28, 29, 30, 31, 32, 33, 35 and 42. (The enclosed information of the EU trademark is a printout from eSearch plus (EUIPO's Database)).

According to the opponent the mark is in respect of all of the goods in class 23 and 24 liable to be confused with the following EU trademark: BOSS; registered under number 2342038 for goods in classes 23, 24 and 26. (The enclosed information of the EU trademark is a printout from eSearch plus (EUIPO's Database)).

According to the opponent the mark is in respect of all of the goods in classes 23 and 24 liable to be confused with the following international registration, which is accepted to be valid in the European Union (EU): BOSS HUGO BOSS; registered under number 1141893 for goods in classes 24, 26 and 27 (information on international registration designating the EU enclosed).

In addition the opponent claims that all the above marks are trademarks with a reputation.

The name and address of the opponent:
HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG
Dieselstrasse 12
72555 Metzingen DE

The name and address of the representative of the opponent:
Boco IP Oy Ab
Itämerenkatu 5
00180 HELSINKI FI

V. Provisions of the Finnish Trademarks Act applicable on the subject (enclosed):

Art. 13

VI. Total refusal.

VII. The holder of the registration is invited to comment the opposition. The statement shall be received by the Finnish Patent and Registration Office no later than within 2 months from the date of the refusal.
The time limit expires 29.09.2020 (dd.mm.yyyy).

Please use the following reference number when submitting the statement: V202000041

The statement is to be drawn up in Finnish or Swedish. If the holder of the international registration is not a resident of the European Economic Area, the request has to be filed through the intermediary of a representative resident in the European Economic Area (Art. 28 paragraph 6).

VIII. Opposition period began 29.05.2020 (dd.mm.yyyy), ended 29.07.2020 (dd.mm.yyyy)

IX. Date on which the refusal was pronounced: 29.07.2020 (dd.mm.yyyy)

X. Signature of the Office: 29.07.2020 Finnish Patent and Registration Office

Sara Henriksson
Senior Legal Officer
+358295095523

This document has been electronically signed.

OTE TAVARAMERKKIREKISTERISTÄ

UTDRAG UR VARUMÄRKESREGISTRET

EXTRACT OF THE REGISTER OF TRADEMARKS

Rekisterinnumero		Rekisteröintipäivä	
Registernummer		Registreringsdatum	
Registration number (111)	86157	Date of registration (151)	05.07.1983

Rekisteröinti päättyy	
Registreringen upphör	
Registration expires (180)	05.07.2023

Hakemusnumero		Hakemispäivä	
Ansökningsnummer		Ingivandedatum	
Application number (210)	T198200592	Filing date (220)	26.01.1982

Haltija - Innehavare - Holder (732)

HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG, Metzingen, DE

Asiamies - Ombud - Representative (740)

Berggren Oy, Helsingfors, FI

Tavaramerkki - Varumärke - Trademark (540)

BOSS

Tavarat/palvelut - Varor/tjänster - Goods/services (511)

Luokka/Klass/Class 25

Alla varor i varuklass 25 inklusive skodon, med undantag av klädesplagg av läder.

Rekisterimerkintöjä
Registeranteckningar
Entries in the register

Merkintä - Anteckning - Entry

Merkitty rekisteriin

Hakemispäivä

Luovutuspäivä

Sopimuspäivä

Antecknad i registret

Ingivandedatum

Datum för överlåtelsen

Datum för avtalet

Entry in the register

Filing date

Date of assignment

Date of agreement

Selitys - Förklaring - Explanation

Haltijan/asiamiehen nimen tai kotipaikan muutos

Ändring av innehavarens/ombudets namn/hemort

26.09.1985

02.07.1985

Uudistus

Förnyelse

28.09.1993

09.06.1993

Uudistus

Förnyelse

16.04.2003

Siirto

Överlåtelse

08.12.2004

29.11.2004

16.10.2004

Uudistus

Förnyelse

04.06.2013

Asiamiehen muutos

Ändring av ombud

21.07.2016

14.04.2016

Haltijan/asiamiehen nimen tai kotipaikan muutos

Ändring av innehavarens/ombudets namn/hemort

02.02.2017

19.10.2016

Haltijan ilmoittama osoite - Innehavarens adress enligt anmälan - Reported address of the trademark owner:

Dieselstrasse 12, 72555, Metzingen, DE

OTE TAVARAMERKKIREKISTERISTÄ

UTDRAG UR VARUMÄRKESREGISTRET

EXTRACT OF THE REGISTER OF TRADEMARKS

Rekisterinnumero		Rekisteröintipäivä	
Registernummer		Registreringsdatum	
Registration number (111)	125852	Date of registration (151)	22.03.1993

Rekisteröinti päättyy	
Registreringen upphör	
Registration expires (180)	22.03.2023

Hakemusnumero		Hakemispäivä	
Ansökningsnummer		Ingivandedatum	
Application number (210)	T198700203	Filing date (220)	20.01.1987

Etuoikeus - Prioritet - Priority

(320)	(330)	(310)
12.11.1986	DE	

Haltija - Innehavare - Holder (732)

HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG, Metzingen, DE

Asiamies - Ombud - Representative (740)

Berggren Oy, Helsingfors, FI

Tavaramerkki - Varumärke - Trademark (540)

BOSS

Tavarat/palvelut - Varor/tjänster - Goods/services (511)

Luokka/Klass/Class 9
Glasögon och delar därtill.

Luokka/Klass/Class 14
Av ädla metaller och ädelmetallegeringar framställda samt därmed pläterade varor, med undantag av badrums- eller hushållsvaror; smycken och juvelerarvaror, ur och klockor.

Luokka/Klass/Class 18
Lädervaror, kappsäckar och väskor, paraplyer och parasoller, bälten av läder.

Luokka/Klass/Class 24
Sänglinne, tyger, textilförhängen för inredningar, näsdukar av textilmaterial.

Luokka/Klass/Class 28

Gymnastik- och sportartiklar, inklusive sportredskap, spel, leksaker.

Luokka/Klass/Class 34

Tobaksvaror, cigarettpapper, cigaretthylsor, artiklar för rökare, tändare, tändstickor.

Rekisterimerkintöjä
Registeranteckningar
Entries in the register

Merkintä - Anteckning - Entry

Merkitty rekisteriin

Hakemispäivä

Luovutuspäivä

Sopimuspäivä

Antecknad i registret

Ingivandedatum

Datum för överlåtelsen

Datum för avtalet

Entry in the register

Filing date

Date of assignment

Date of agreement

Selitys - Förklaring - Explanation

Uudistus

Förnyelse

21.01.2003

Siirto

Överlåtelse

08.12.2004

29.11.2004

16.10.2004

Uudistus

Förnyelse

03.01.2013

Asiamiehen muutos

Ändring av ombud

27.07.2016

14.04.2016

Haltijan/asiamiehen nimen tai kotipaikan muutos

Ändring av innehavarens/ombudets namn/hemort

02.02.2017

19.10.2016

Haltijan ilmoittama osoite - Innehavarens adress enligt anmälan - Reported address of the trademark owner:

Dieselstrasse 12, 72555, Metzingen, DE

OTE TAVARAMERKKIREKISTERISTÄ

UTDRAG UR VARUMÄRKESREGISTRET

EXTRACT OF THE REGISTER OF TRADEMARKS

Rekisterinnumero		Rekisteröintipäivä	
Registernummer		Registreringsdatum	
Registration number (111)	125853	Date of registration (151)	22.03.1993

Rekisteröinti päättyy	
Registreringen upphör	
Registration expires (180)	22.03.2023

Hakemusnumero		Hakemispäivä	
Ansökningsnummer		Ingivandedatum	
Application number (210)	T198700204	Filing date (220)	20.01.1987

Etuoikeus - Prioritet - Priority

(320)	(330)	(310)
12.11.1986	DE	

Haltija - Innehavare - Holder (732)

HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG, Metzingen, DE

Asiamies - Ombud - Representative (740)

Berggren Oy, Helsingfors, FI

Tavaramerkki - Varumärke - Trademark (540)

HUGO BOSS

Tavarat/palvelut - Varor/tjänster - Goods/services (511)

Luokka/Klass/Class 9
Glasögon och delar därtill.

Luokka/Klass/Class 14
Av ädla metaller och ädelmetallegeringar framställda samt därmed pläterade varor, med undantag av badrums- eller hushållsvaror; smycken och juvelerarvaror, ur och klockor.

Luokka/Klass/Class 18
Lädervaror, kappsäckar och väskor, paraplyer och parasoller, bälten av läder.

Luokka/Klass/Class 24
Bordslinne, sänglinne, tyger, förhången, badhanddukar, näsdukar av textilmaterial.

Luokka/Klass/Class 25

Kläder för kvinnor, män och barn, strumpor, huvudbonader, bälten, schalar, accessoarer, nämligen huvuddukar, halsdukar, axeldukar, insatsdukar, kravatter, handskar, skor.

Luokka/Klass/Class 28

Gymnastik- och sportartiklar, inklusive sportredskap, spel, leksaker.

Luokka/Klass/Class 34

Tobaksvaror, cigarettpapper, cigaretthylsor, artiklar för rökare, tändare, tändstickor.

Rekisterimerkintöjä
Registeranteckningar
Entries in the register

Merkintä - Anteckning - Entry

Merkitty rekisteriin

Hakemispäivä

Luovutuspäivä

Sopimuspäivä

Antecknad i registret

Ingivandedatum

Datum för överlåtelsen

Datum för avtalet

Entry in the register

Filing date

Date of assignment

Date of agreement

Selitys - Förklaring - Explanation

Uudistus

Förnyelse

21.01.2003

Siirto

Överlåtelse

08.12.2004

29.11.2004

16.10.2004

Uudistus

Förnyelse

03.01.2013

Asiamiehen muutos

Ändring av ombud

27.07.2016

14.04.2016

Haltijan/asiamiehen nimen tai kotipaikan muutos

Ändring av innehavarens/ombudets namn/hemort

02.02.2017

19.10.2016

Haltijan ilmoittama osoite - Innehavarens adress enligt anmälan - Reported address of the trademark owner:

Dieselstrasse 12, 72555, Metzingen, DE

OTE TAVARAMERKKIREKISTERISTÄ

UTDRAG UR VARUMÄRKESREGISTRET

EXTRACT OF THE REGISTER OF TRADEMARKS

Rekisterinumero		Rekisteröintipäivä	
Registernummer		Registreringsdatum	
Registration number (111)	134230	Date of registration (151)	20.09.1994

Rekisteröinti päättyy	
Registreringen upphör	
Registration expires (180)	20.09.2024

Hakemusnumero		Hakemispäivä	
Ansökningsnummer		Ingivandedatum	
Application number (210)	T199302511	Filing date (220)	07.06.1993

Haltija - Innehavare - Holder (732)

HUGO BOSS TRADE MARK MANAGEMENT GMBH & CO. KG, Metzingen, DE

Asiamies - Ombud - Representative (740)

Berggren Oy, Helsingfors, FI

Tavaramerkki - Varumärke - Trademark (540)

BOSS
H U G O B O S S

Tavarat/palvelut - Varor/tjänster - Goods/services (511)

Luokka/Klass/Class 9
Glasögon och delar därtill.

Luokka/Klass/Class 14
Ädla metaller och deras legeringar samt varor av ädla metaller eller överdragna därmed (ingående i klass 14); juvelerarvaror, smycken; ur.

Luokka/Klass/Class 18
Läder och läderimitationer samt varor framställda därav (ingående i klass 18), isynnerhet små lädervaror, res- och handväskor; väskor; paraplyer och parasoller; bälten av läder.

Luokka/Klass/Class 25

Kläder för damer, herrar och barn; strumpor; huvudbonader, bälten, skarfar; accessoarer, isynnerhet huvuddukar, halsdukar, sjalar, näsdukar; kravatter, handskar, skor.

Luokka/Klass/Class 28

Spel och leksaker; gymnastik- och sportredskap, isynnerhet skidor, golfklubbor och tennisracketar; bollar: gymnastik- och sportartiklar (ingående i klass 28).

Rekisterimerkintöjä
Registeranteckningar
Entries in the register

Merkintä - Anteckning - Entry

Merkitty rekisteriin

Hakemispäivä

Luovutuspäivä

Sopimuspäivä

Antecknad i registret

Ingivandedatum

Datum för överlåtelsen

Datum för avtalet

Entry in the register

Filing date

Date of assignment

Date of agreement

Selitys - Förklaring - Explanation

Uudistus

Förnyelse

18.06.2004

Siirto

Överlåtelse

08.12.2004

29.11.2004

16.10.2004

Uudistus

Förnyelse

22.07.2014

Asiamiehen muutos

Ändring av ombud

27.07.2016

14.04.2016

Haltijan/asiamiehen nimen tai kotipaikan muutos

Ändring av innehavarens/ombudets namn/hemort

02.02.2017

19.10.2016

Haltijan ilmoittama osoite - Innehavarens adress enligt anmälan - Reported address of the trademark owner:

Dieselstrasse 12, 72555, Metzingen, DE

EUTM file information

BOSS
000049221

Trade mark information

Name	BOSS	Filing date	01/04/1996
Filing number	000049221	Registration date	29/01/2009
Basis	EUTM	Expiry date	01/04/2026
Date of receipt	22/03/1996	Designation date	
Type	Word	Filing language	German
Nature	Individual	Second language	English
Nice classes	3, 9, 10, 12, 14, 16, 18, 20, 24, 25, 27, 28, 29, 30, 31, 32, 35, 42 (Nice Classification)	Application reference	HGBTM-056/EM
		Trade mark status	Registered
Vienna Classification		Acquired distinctiveness	No

Goods and services

English (en) ▼

- 3** Essential oils, bleaching preparations and other substances for laundry use; fragrant sprays; Perfumery, deodorising preparations for personal use; soaps; cosmetics; hair care preparations including hair lotions; dentifrices; oral hygiene preparations, not for medical purposes.
- 9** Spectacles and parts therefor.
- 10** Condoms.
- 12** Bicycles.
- 14** Precious metals and their alloys and goods of precious metals or coated therewith (included in class 14); jewellery; clocks and watches.
- 16** Paper, cardboard and goods made from these materials (included in class 16); printed matter; containers of plastic, paper or cardboard for packaging; stickers; playing cards.
- 18** Leather and imitations of leather, and goods made of these materials (included in class 18), in particular small leather goods; trunks and travelling bags; bags; umbrellas and parasols.
- 20** Furniture, mirrors, picture frames; clothes hangers; protective covers of plastic for clothing.
- 24** Woven fabrics and textile goods, included in class 24, in particular handkerchiefs and hand towels; Bed and table linen, wall hangings of textile.
- 25** Clothing for men, women and children; stockings; headgear; underwear; nightwear; swimwear; bathrobes; belts; belts of leather; shawls; accessories, namely headscarves, neck scarves, shawls, dress handkerchiefs; ties; gloves; shoes.
- 27** Carpets; non-textile wall hangings.
- 28** Gymnastic and sporting articles, namely skis, snow boards, surf boards, golf clubs and tennis rackets.
- 29** Jams, fruit sauces; eggs, milk; edible oils and fats.
- 30** Coffee, tea, cocoa, sugar, tapioca, sago, artificial coffee; flour, bread, pastry and confectionery; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments), spices, chocolate and chocolate goods, sugar confectionary.
- 31** Agricultural, horticultural and forestry products as well as grains (as far as contained in class 31); fresh fruits and vegetables; natural plants and flowers.
- 32** Mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages.

35 Advertising, business management, business administration, sales consultancy.

42 Planning of offices.

Owners

HUGO BOSS Trade Mark Management GmbH & Co. KG

ID	207792	Country	DE - Germany	Correspondence address	
Organisation	HUGO BOSS Trade Mark Management GmbH & Co. KG	State/county	n/a	HUGO BOSS Trade Mark Management GmbH & Co. KG	Hidden. You can set your contact details to be publicly available via the User Area.
		Town	Metzingen	Dieselstr. 12	
		Post code	72555	D-72555 Metzingen	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Address	Dieselstr. 12	ALEMANIA	Hidden. You can set your contact details to be publicly available via the User Area.

International Applications

No data

EUTM file information

BOSS HUGO BOSS
000049262

Trade mark information

Name	BOSS HUGO BOSS	Filing date	01/04/1996
Filing number	000049262	Registration date	06/07/2007
Basis	EUTM	Expiry date	01/04/2026
Date of receipt	22/03/1996	Designation date	
Type	Figurative	Filing language	German
Nature	Individual	Second language	English
Nice classes	9, 14, 18, 24, 25, 28, 29, 30, 31, 32, 33, 35, 42 (Nice Classification)	Application reference	A 10041 u
		Trade mark status	Registered
Vienna Classification	27.05.01 (Vienna Classification)	Acquired distinctiveness	No

Graphic representation



Goods and services

English (en)	▼
9	Spectacles and parts therefor.
14	Precious metals and their alloys and goods in precious metals or coated therewith, not included in other classes; jewellery; clocks.
18	Leather and imitations of leather, and goods made of these materials (included in class 18), in particular small leather goods; trunks and travelling bags; bags; umbrellas and parasols.
24	Woven fabrics and textile goods, included in class 24, in particular handkerchiefs and hand towels; bed and table linen, wall hangings of textile.

- 25** Clothing for men, women and children; stockings; headgear; underwear; nightwear; swimwear; bathrobes; belts; shawls; accessories, namely headscarves, scarves, shawls, dress handkerchiefs; ties; gloves; shoes; belts of leather.
- 28** Games and playthings; gymnastic and sporting articles, in particular skis, golf clubs and tennis racquets; balls; gymnastic and sports articles (included in class 28).
- 29** jams, fruit sauces; eggs, milk; edible oils and fats.
- 30** Coffee, tea, cocoa, sugar, tapioca, sago, artificial coffee; flour, bread, pastry and confectionery; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; chocolate and chocolate products; confectionery products.
- 31** Agricultural, horticultural and forestry products as well as grains (as far as contained in class 31); fresh fruits and vegetables; natural plants and flowers.
- 32** Beers; mineral and aerated waters and other non-alcoholic drinks; fruit drinks and fruit juices; syrups and other preparations for making beverages.
- 33** Alcoholic beverages (except beers).
- 35** Advertising, business management, business administration, sales consultancy.
- 42** Planning of offices.

Owners

HUGO BOSS Trade Mark Management GmbH & Co. KG

ID	207792	Country	DE - Germany	Correspondence address	
Organisation	HUGO BOSS Trade Mark Management GmbH & Co. KG	State/county	n/a	HUGO BOSS Trade Mark Management GmbH & Co. KG	Hidden. You can set your contact details to be publicly available via the User Area.
		Town	Metzingen	Dieselstr. 12	
		Post code	72555	D-72555 Metzingen	
Legal status	Legal entity	Address	Dieselstr. 12	ALEMANIA	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.

International Applications

No data

EUTM file information

BOSS
002342038

Trade mark information

Name	BOSS	Filing date	16/08/2001
Filing number	002342038	Registration date	08/06/2006
Basis	EUTM	Expiry date	16/08/2021
Date of receipt	16/08/2001	Designation date	
Type	Word	Filing language	German
Nature	Individual	Second language	English
Nice classes	23, 24, 26 (Nice Classification)	Application reference	A 10421 u
Vienna Classification		Trade mark status	Registered
		Acquired distinctiveness	No

Goods and services

English (en) ▼

23 Yarns and threads, for textile use.

24 Textile goods, namely fabric, curtains; blinds, household linen, table and bed linen, bath linen, travelling rugs, handkerchiefs.

26 Haberdashery, included in class 26; lace and embroidery, ribbons and braid; velcro; buttons, hooks and eyelets, snap buttons, belt clasps, fastenings for clothing; zips and buckles; needles; collar supports, shoulder pads, pins, brooches being clothing accessories.

Owners

HUGO BOSS Trade Mark Management GmbH & Co. KG

ID	207792	Country	DE - Germany	Correspondence address	
Organisation	HUGO BOSS Trade Mark Management GmbH & Co. KG	State/county	n/a	HUGO BOSS Trade Mark Management GmbH & Co. KG	Hidden. You can set your contact details to be publicly available via the User Area.
		Town	Metzingen	Dieselstr. 12	
		Post code	72555	D-72555 Metzingen	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Address	Dieselstr. 12	ALEMANIA	
					Hidden. You can set your contact details to be publicly available via the User Area.

InternationalApplications

No data

EUTM file information

BOSS HUGO BOSS

1141893

Trade mark information

Name	BOSS HUGO BOSS	Filing date	
Filing number	1141893	Registration date	10/09/2012
Basis	IR (Search on WIPO database)	Expiry date	10/09/2022
Date of receipt	03/01/2013	Designation date	10/09/2012
Type	Word	Filing language	English
Nature	Individual	Second language	German
Nice classes	24, 26, 27 (Nice Classification)	Application reference	
Vienna Classification		Trade mark status	IR accepted
		Acquired distinctiveness	No

Goods and services

English (en)



24 Woven fabrics and textile goods (included in class 24), in particular, handkerchiefs and towels; bed linen; table linen, not made of paper; bath linen [except clothing]; blankets; bed clothes [bed linen]; covers for cushions; shower curtains made of textile material or plastic foil; eiderdowns; linings for shoes; household linen; pillowcases; mattress covers; furniture coverings made of plastic; upholstery fabrics; furniture coverings made of textiles; travelling rugs; duvets, bed covers; tablecloths; table runners; table napkins made of cloth; tablecloths [not made of paper]; sheets [bed sheets]; curtains made of textiles or plastic; wall coverings made of textile material; oilcloth.

26 Lace and embroidery, ribbons and braid; buttons, hooks and eyes, pins and needles; artificial flowers; badges [buttons]; patches [haberdashery]; bands and cords for clothing; brooches [clothing accessories]; snap fasteners; iron-on patches for mending textiles; belt clasps; collar stays; zip fasteners; zip fasteners for bags; shoe laces; shoe eyelets; shoe buckles.

27 Bath mats; floor coverings (upper floors); door mats; linoleum; mats; wallpaper made of paper; wallpaper (not made of textile material); carpets; rugs; wall hangings and coverings, not made of textile material; car mats; floorings [upper floors]; gymnastic mats; carpet runners; textile wallpaper; exercise mats.

Owners

HUGO BOSS Trade Mark Management GmbH & Co. KG

ID	n/a	Country	DE - Germany	
Organisation	n/a	State/county	n/a	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	GmbH & Co. KG	Town	n/a	
		Post code	n/a	
		Address	Dieselstr. 12 72555 Metzingen	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.

International Applications

No data

Extract from the Finnish Trademarks Act (544/2019)
(Unofficial translation)

Article 11

Signs of which a trade mark may consist

Any sign may be registered as a trade mark when:

- 1) it is capable in trade of distinguishing the goods or services of the proprietor of the trade mark from those of other parties; and
- 2) it is capable of being represented on the Register of Trademarks in a manner which enables the authorities and the public to determine the clear and precise subject matter of the protection afforded to its proprietor.

The following shall be considered to be devoid of distinctive character:

- 1) trade marks that may describe the kind, quality, quantity, intended purpose, value or geographical origin of goods or services, or the time of production of the goods or of rendering of the service, or other characteristics of the goods or services;
- 2) trade marks which have become a generic name in trade for the good or service; or
- 3) trade marks which cannot in other respects be used to distinguish the goods or services of the proprietor of the trade mark from those of another party.

Exclusive rights also to a sign other than referred to in paragraph 1 may be obtained through establishment.

Even on the basis of establishment, a trade mark may not consist of a sign which consists exclusively of a shape or another characteristic that:

- 1) results from the nature of the good or service;
- 2) is necessary to obtain a technical result; or
- 3) gives substantial value to the good or service.

Article 12

Absolute grounds for refusal and invalidity

A trade mark shall not be registered or, if registered, shall be invalidated if:

- 1) trade marks which are not capable of being represented on the Register of Trademarks in the manner laid down in article 11, paragraph 1, item 2;
- 2) trade marks which cannot constitute a trade mark under article 11, paragraph 4;
- 3) trade marks which are devoid of any distinctive character as provided in article 11, paragraph 1, item 1, and article 11, paragraph 2;
- 4) trade marks which are contrary to law, public policy or accepted principles of morality;
- 5) trade marks which are of such a nature as to deceive the public;
- 6) trade marks which, without proper consent, include a state escutcheon, state flag or other state emblem, the escutcheon of a Finnish municipality, or the flag, escutcheon or other badge or emblem of an international intergovernmental organisation, or some other protected badge based on an international treaty that is binding on Finland;
- 7) trade marks which, without the proper consent, include an official certification or guarantee mark, or official sign or hallmark, for goods for which the mark is to be registered or for goods similar to them;
- 8) trade marks which, without the proper consent, include something, the inclusion of which in the mark may cause a risk of the public confusing the trade mark with the sign, flag, escutcheon, badge, emblem or hallmark referred to in items 6 or 7;
- 9) trade marks which are excluded from registration in Finland or in the European Union pursuant to a provision concerning protection of designations of origin and geographical indications, traditional terms for wine, or traditional specialities guaranteed;
- 10) trade marks which consist of, or reproduce in their essential elements, an earlier plant variety denomination protected in Finland or in the European Union, and the goods or services covered by the trade mark application or trade mark registration are of the same or closely related species with the plant variety;
- 11) trade marks for which an earlier collective mark application or collective mark registration concerning the identical sign already exists in the Register of Trademarks for identical goods or services;
- 12) trade marks for which an earlier certification mark application or certification mark registration concerning the identical sign already exists in the Register of Trademarks for identical goods or services or such a certification mark registration, the validity of which has expired due to lack of renewal, has existed in the Register of Trademarks.

A trade mark shall also be invalidated when the application for registration of the trade mark was filed in bad faith by the proprietor of the trade mark.

The registration of a trade mark may not be foregone pursuant to paragraph 1, item 3 when the trade mark, prior to the date of filing, has acquired a distinctive character in use among its relevant class of persons as the sign of the goods or services of the applicant for the trade mark. A trade mark may not be invalidated pursuant to paragraph 1, item 3 when the trade mark, prior to the date of filing of an application or action for invalidation, has acquired a distinctive character in use in a corresponding manner.

Article 13

Relative grounds for refusal and invalidation

A trade mark may not be registered or, if registered, shall be invalidated if:

- 1) the trade mark is identical with an earlier trade mark that has been registered or become established for identical goods or services;
- 2) the trade mark causes a likelihood of confusion on the part of the public because of its identity with, or similarity to, the earlier trade mark that has been registered or become established for identical or similar goods or services;
- 3) the trade mark is identical with or similar to an earlier trade mark that has a reputation in Finland or in the European Union regardless of whether used for identical or similar goods or services if:
 - a) the use of the trade mark without due cause would take unfair advantage of the distinctive character or the repute of the trade mark that has a reputation; or
 - b) the use of the trade mark without due cause would be detrimental to the distinctive character or the repute of the trade mark that has a reputation;
- 4) the trade mark creates a likelihood of confusion on the part of the public with an earlier protected company name, auxiliary company name, translation of company name or secondary symbol of another trader:
 - a) whose line of business is identical with or similar to the goods or services included in the list of goods or services;
 - b) who is very well established and well-known, and the use of a similar trade mark would constitute improper exploitation of the goodwill associated with the company name; or
 - c) who is established and, relative to the particular nature of the activities, the use of a similar trade mark would be liable to diminish the goodwill associated with the company name;
- 5) the use of the trademark would infringe an earlier copyright as referred to in article 1 of the Copyright Act (404/1961) or an earlier right to control a photographic picture as referred to in article 49a of the Copyright Act;
- 6) the use of the trade mark would infringe the earlier design right of another;
- 7) the trade mark is likely to give the impression that it is the name or likeness of another person, unless the name or likeness is evidently that of someone deceased a long time ago;
- 8) the agent of the proprietor of the trade mark applies for registration of the trade mark in its own name without the consent of the proprietor, unless there is a proper reason for the registration;
- 9) an application for a designation of origin or a geographical indication under the legislation of Finland or the European Union has been submitted prior to the date of filing or the date of priority of the trade mark, provided that the said designation or indication is subsequently registered and the registration confers the right to prohibit the use of the later trade mark.

A trade mark shall also not be registered when the trade mark is liable to be confused with an earlier trade mark protected abroad, provided that the application for registration was submitted in bad faith by the applicant.

Earlier trade mark within the meaning of paragraph 1, items 1–2 means:

- 1) a national trade mark or application for a trade mark with an earlier date of filing or otherwise with an earlier priority;
- 2) a trade mark that has become established at the date of filing or date of priority;
- 3) an EU trade mark or application for an EU trade mark with an earlier date of filing or otherwise with an earlier priority;
- 4) an EU trade mark that has the seniority provided in Article 39 or 40 of the EU Trade Mark Regulation over a national trademark or over an international registration designating Finland; or
- 5) an international registration designating Finland or the European Union with a prior date of registration or date of filing of extension request or otherwise with an earlier priority.

Notwithstanding the provisions of paragraph 1, items 1–8 and paragraph 2, a trade mark may be registered with the consent of the person whose right is concerned. A trade mark shall not be invalidated pursuant to paragraph 1, items 1–9 when the person whose right is concerned has given consent.

Article 17

Classification of goods and services

The system of classification established by the edition and version valid at the date of filing of the Nice Agreement Concerning the International Classification of Goods and Services for the Purposes of the Registration of Marks of 15 June 1957 ('the Nice Classification') shall be applied to the classification of the goods and services.

The applicant shall classify and group the goods and services for which registration is sought in accordance with the Nice Classification and with sufficient clarity and precision to enable the extent of the protection sought to be determined.

The use of general terms, including the general indications of the class headings of the Nice Classification, shall be interpreted as including all the goods or services clearly covered by the literal meaning of the indication or term.

Article 22

Continued processing of an application

If an applicant within the time period imposed for remedying a deficiency, submitting a statement and providing information fails to submit a statement, provide the information or remedy the deficiency, the processing of the application shall nonetheless be continued when the applicant, within two months of the expiry of the time period imposed:

- 1) requests continued processing of the application;
- 2) in the context of the request submits the statement, provides the information or remedies the deficiencies; and
- 3) in the context of the request pays the fee imposed for continued processing of application.

Article 28 paragraph 6

Agents

The proprietor of an international registration who is not domiciled in the European Economic Area who wishes to submit a statement to the Finnish Patent and Registration Office shall use for this purpose an agent who is domiciled in the European Economic Area.

Article 32

Filing of opposition

Opposition shall be filed within two months of the publication of the registration by notifying the Finnish Patent and Registration Office in writing of the identification information of the opponent, details of the registration and the goods or services covered by the registration against which the opposition is directed, and the grounds for the opposition, and by paying the opposition fee.

Opposition may be directed at all or some of the goods or services for which the trade mark has been registered. When the opposition is based on a prior right, the opponent shall be the proprietor of that right.

Article 92 paragraph 4

Examination of an international registration

If the proprietor of the international registration fails to submit a response within the deadline imposed, the international registration shall not take effect in Finland in respect of the parts pointed out in the notification.