

The International Bureau, WIPO
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1211 Geneva
Switzerland

Danish Patent
and Trademark Office

Helgesøvej Allé 81
2630 Taastrup

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E-mail : pvs@dkpto.dk
Web : www.dkpto.dk
CVR-nr. : 17 03 94 15

Danish Ministry of Economic
and Business Affairs

 Partner
Nordic patent institute

Our reference: MP1196024
Opposition number: 917027120
International Registration: 1196024
Your reference: 529646• J117
Holder: BOSSA TICARET VE SANAYI
ISLETMELERİ TÜRK ANONİM
SİRKETİ

1 September 2020

Dear Madam/Sir

Notification of Provisional Refusal Based on Opposition according to Rule 17(3)

An opposition against the validity of the above-mentioned designation of Denmark has been filed with the Danish Patent and Trademark Office by:

Hugo Boss Trade Mark Management GmbH & Co. KG
Dieselstrasse 12
D-72555 Metzingen,
Tyskland

Consequently, the mark is provisionally refused protection in Denmark **for all of the goods** covered by the designation.

Grounds for the opposition

The opponent has stated the following reasons for the opposition:

- Risk of confusion with an earlier registered trademark, cf. Section 15(1) (see appendix for trade marks cited by the opponent)

We have enclosed a copy of the opposition.

Request for review of the provisional refusal

The opponent has been granted a two-month time limit to submit further evidence in support of the grounds for the opposition mentioned above. When the opponent's two month time limit has expired, the holder will be granted a four-month time limit to request a review of the provisional refusal.

The holder will be notified of the time limit when the four-month period begins. Please observe that a request for review of the provisional refusal should be filed in Danish.

Final decision and appeal

If we do not receive a request for review within the time limit, we will issue a final decision, which is subject to appeal to the Board of Appeal for Patents and Trademarks.

Further information

We have enclosed guidelines on our opposition procedures as well as an abstract of the relevant sections of the Danish Trade Marks Act. For further information about opposition procedures, please contact the examiner.

Yours faithfully

Dorte Hummelshøj Højland
Legal adviser, Master of Laws (LL.M.), Trademark and Design
Phone +45 4350 8473

Appendix

Guidelines on Oppositions

We deal with oppositions in two phases:

- The **hearing procedure** phase during which the holder and the opponent exchange arguments and documentation.
- The **decision** phase during which we review the arguments and documents and make a decision on this basis.

Hearing procedure

Both parties are entitled to put forth their opinions and arguments. The extent of the hearing depends on the complexity of the case and on whether we find the need for the case to be further elucidated.

It is the role of the Office to make sure that each party is allowed the opportunity to present their arguments. We also provide guidance on aspects, which we find relevant to the case.

Please be aware that any documents or evidence submitted to us will be available to the public according to the regulations of the Danish Access to Public Administration Files Act and in general be available to the public in PVSONline, under www.dkpro.dk. The material will also be sent to the opponent for comments according to the regulations of the Administration Act. Material such as samples and the like must be submitted in two specimens.

During the hearing, as a general rule, we do not make a review of whether the material submitted meets the requirements, which the claim e.g. about a well-known mark or a mark used in the course of trade, demand.

During the hearing, both parties must reply within the time limits laid down by the Office. A time limit may be extended, usually for one or two months, if deemed reasonable. Normally, we will not extend a time limit more than once.

If the parties file a joint request to suspend hearing due to negotiations between the parties, the Office will suspend the hearing procedure for 6 months. As long as negotiations are ongoing, the opposition may remain suspended for 6 months at a time. The hearing may be resumed at any time, if one of the parties wishes so.

The decision

When we judge that the case is sufficiently elucidated, we inform both parties that the hearing procedure is finished and that the opposition is ready to be decided.

When we make the decision, we review and evaluate the arguments and the material submitted by the parties. We also undertake additional investigations including review earlier practice.

A decision including grounds is sent to both parties. We will also inform the party or parties ruled against about the means to appeal with the Danish Board of Appeal for Patents and Trademarks.

All opposition decisions are available on our website.

It must be noted that even though we make a decision in an opposition case, the Office can still refuse the designation if we receive new information on absolute grounds for granting the designation protection in Denmark.

Abstract of the Danish Trade Marks Act

(unofficial translation)

Relative grounds for refusal of registration

Section 15

- (1) On the basis of an opposition, a trademark shall not be registered or, if registered, shall upon request or upon judgement be liable to be declared invalid, where
 - (i) it is identical with an earlier trademark, and the goods or services for which the trademark is applied or registered are identical with the goods or services for which the earlier trademark is protected, or
 - (ii) there exists a likelihood of confusion on the part of the public including a likelihood of association with the earlier trademark, because the later trademark is identical with or similar to the earlier trademark and the goods or services are identical or similar.
- (2) For the purpose of subsection (1), earlier trademarks mean:
 - (i) Trademarks of the following categories in respect of which the date of application for registration is earlier than the date of application for registration of the trademark, taking account, where appropriate, of the priorities claimed in respect of those trademarks:
 - (a) EU trademarks, including EU trademarks which validly claim seniority, in accordance with the Regulation on EU trademarks, of a trademark referred to under (b) and (c), even when the latter trademark has been surrendered or has lapsed.
 - (b) Trademarks registered in this country.
 - (c) Trademarks registered under international agreements and having effect in this country.
 - (ii) Applications for trademarks referred to under (i), subject to their registration;
 - (iii) Trademarks which, on the date of application for registration of the trademark, or, where appropriate, of the priority claimed in respect of the application for registration of the trademark, are well known in this country, in the sense in which the words “well known” are used in Article 6bis of the Paris Convention.
 - (iv) Unregistered trademarks which are established according to Section 3(1)(3), when the right to the unregistered trademark was acquired prior to date of application for registration of the subsequent trademark according to Section 6.
- (3) Furthermore, on the basis of an opposition, a trademark shall not be registered or, if registered, shall be liable to be declared invalid where:
 - (i) The trademark is identical with, or similar to, an earlier trademark, irrespective of whether the goods or services for which it is applied or registered are identical with, similar to or not similar to those for which the earlier trade mark is protected, where the earlier trade mark has a reputation in this country in respect of which registration is applied for or in which the trademark is registered or, in the case of an EU trademark, has a reputation in the EU and the use of the later trademark without due cause would take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier trademark.
 - (ii) An agent or representative of the proprietor of the trademark applies for registration thereof in his own name without the proprietor's authorisation, unless the agent or representative justifies his action.
 - (iii) To the extent that, pursuant to EU legislation or Danish law providing for protection of designations of origin and geographical indications,
 - (a) an application for a designation of origin or a geographical indication has already been submitted in accordance with EU legislation or Danish law 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, or

- (b) the designation of origin or geographical indication confers on the person authorised under the relevant law to exercise the rights arising therefrom the right to prohibit the use of a subsequent trade mark.
- (iv) The trademark infringes a right to a company name, which is registered in the Danish Central Business Register (CVR). A trademark will infringe a right to a company name when the company name has more than just local character and
 - (a) the name and the trademark are similar, and the goods or services for which the company name has been used a sign prior to the application or a claimed priority are identical or similar to those of the trademark, and the use of the trademark would lead to a likelihood of confusion or association, or
 - (b) the use of the trademark without just cause will take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier company name, provided that the company name is used in relation to the goods or services and this use has resulted in the company name prior to the application for registration of the trademark or a priority claimed becoming well known in this country.
- (v) Rights to a sign other than the signs referred to in subsection (iv) have been established, when the sign has more than just local character and the sign has a right to forbid the use of the earlier mark.
- (vi) The trademark without permission consists of or contains a personal name or a personal portrayal to which another has the right and does not allude to persons long dead, when there is a right association with the name or portrait to prohibit the use of the trademark.
- (vii) The trademark without permission consists of or contains parts, which by the relevant public, will be perceived as a distinctive name or a depiction of a property located in this country, to which are associated rights of the owner to prohibit the use of the trademark and these rights are more than just of local character.
- (viii) The trademark infringes another's copyright or industrial property right, when there is a right to prohibit the use of the trademark associated with these rights
- (ix) There is a likelihood of confusion with an earlier trademark, which is protected abroad, if the applicant was in bad faith at the time of filing the application.
- (4) Under the appropriate circumstances a trademark shall not be excluded from registration pursuant to the provisions of subsections (1) and (3) where the proprietor of the earlier rights consents to the registration of the later trademark.

Opposition

Section 19

- (1) When the application has been published, opposition may be filed against the application. The opposition, which shall be reasoned, shall be filed with the Patent and Trademark Office within two months from the date of publication. A fee shall accompany the opposition, cf. Section 60 (c)(1).
- (2) An opposition according to subsection (1) may be submitted with reference to infringement of one or several of the relative grounds, which are cited in Section 15, and may concern some or all of the goods or services covered by the application.
- (3) The opposition may be filed by the holder of the rights claimed or by the persons and undertakings, which are entitled thereto in accordance with Section 8(1) or Section 9(1), as well as by persons or undertakings, which are entitled to exercise the rights referred to in Section 15(3)(3). If the opposition is filed with reference to several earlier rights, all of the earlier rights must belong to the same holder.
- (4) In an opposition the Patent and Trademark Office may decide that
 - (i) the application is upheld in its entirety,
 - (ii) the application is refused totally or partially, cf. Section 15 or
 - (iii) the application is transferred to the owner of the right pursuant to Section 5(4)(2).

NJORD ADVOKATPARTNERSELSKAB
Pilestræde 58, 6.
1112 København K

Att.: Ida Løndal og Frank Jørgensen

Patent- og
Varemærkestyrelsen

Helgesøvej Allé 81
2630 Taastrup (Postadresse)

Finsensvej 1F
7430 Ikast

Tlf. : 43 50 80 00
E-mail : pvs@dkpto.dk
Web : www.dkpto.dk
CVR-nr. : 17 03 04 15

Erhvervsministeriet

 **nordic patent institute** Partner

Vores reference: MP1196024
Sagsnummer: 917027120
International registrering: 1196024
Din reference: 529646• J117
Indehaver: BOSSA TICARET VE
SANAYI ISLETMELERI
TÜRK ANONIM SİRKETİ
Frist: 1. november 2020

1. september 2020

Indsigelse mod designeringen af Danmark i den internationale registrering 1196024

Bossa

Vi henviser til dit brev af den 24. august 2020 og skal herved bekræfte modtagelse af indsigelsen mod MP1196024 *Bossa*.

Du har i dit brev af 24. august 2020 bedt om en frist til at begrunde indsigelsen yderligere.

Vi giver dig frist til den 1. november 2020.

Vi vedlægger "Vejledning om indsigelser", hvor vi skriver om, hvordan vi behandler indsigelser.

Venlig hilsen

Dorte Hummelshøj Højland
Fuldmægtig, cand.jur., Varemærke og Design
Direkte tlf. 4350 8473

Vejledning om indsigelser

Vi behandler indsigelsen i to faser:

- Høringsproceduren, hvor du og din modpart via os udveksler argumenter og materiale.
- Afgørelsen, hvor vi gennemgår og vurderer jeres argumenter og materiale, og træffer afgørelsen.

Høring

Begge parter har ret til at udtale sig i sagen. Omfanget af høringen afhænger af, hvor kompliceret sagen er, og om vi finder behov for at få sagen yderligere oplyst.

Vores rolle under høringen er at sørge for, at du og din modpart får lejlighed til at udtale sig i sagen. Vi vil også vejlede om de forhold i sagen, som vi vurderer, er væsentlige.

Det materiale, du sender til os, vil være tilgængeligt for offentligheden efter reglerne i offentlighedsloven og vil som udgangspunkt være offentligt tilgængelig på <https://onlineweb.dkpto.dk/pvsonline>. Vi vil også sende materialet til udtalelse eller orientering hos din modpart i sagen efter reglerne i forvaltningsloven. Materiale såsom vareprøver og lignende skal indsendes i 2 eksemplarer.

I løbet af høringen foretager vi som udgangspunkt ikke nogen vurdering af, om det indsendte materiale opfylder de krav som påstanden, fx om velkendthed eller brug, fordrer.

Under høringen skal du svare inden for de frister, som vi fastsætter. Vi kan dog forlænge fristen, hvis du har en særlig grund til at bede om udsættelse af fristen. Vi vil normalt ikke forlænge fristen flere gange.

Hvis parterne indsender en fælles anmodning om at sagen sættes i bero fordi der forhandles om en mindelig løsning i sagen, sætter vi sagen i bero i seks måneder ad gangen, indtil vi får besked om, at forhandlingerne er afsluttet. Mens sagen er i bero kan du eller din modpart til enhver tid bede om, at vi genoptager sagen til behandling.

Afgørelsen

Vi tager sagen op til afgørelse, når vi vurderer, at den er tilstrækkeligt belyst, og vi orienterer begge parter om dette.

Når vi træffer afgørelse i sagen, gennemgår og vurderer vi jeres argumenter og materiale. Vi undersøger også selv sagen, blandt andet i forhold til tidligere praksis.

Vi sender en begrundet afgørelse til begge parter. Hvis du ikke får fuldstændig ret, vejleder vi også om mulighederne for at anke afgørelsen til Ankenævnet for Patenter og Varemærker.

Alle indsigelsesafgørelser er tilgængelige på vores hjemmeside.

Det skal bemærkes, at selvom vi har truffet en indsigelsesafgørelse, kan styrelsen stadig afslå designeringen, hvis der er fremkommet nye oplysninger om absolutte hindringer for godkendelse af designeringens gyldighed i Danmark.

Fra: - PVS Patent- og Varemærkestyrelsens officielle postkasse
Sendt: 24. august 2020 10:54
Til: 3 - PVS Poprettelsen nye sager
Emne: VS: Indsigelse mod varemærke IR 1196024 BOSSA (529646-117)
Vedhæftede filer: Indsigelse BOSSA.pdf; Indsigelse BOSSA Bilag 1.pdf

Fra: Ida Løndal <idl@njordlaw.com>
Sendt: 24. august 2020 10:50
Til: - PVS Patent- og Varemærkestyrelsens officielle postkasse <pvs@dkpto.dk>
Cc: Frank Jørgensen <frj@njordlaw.com>
Emne: Indsigelse mod varemærke IR 1196024 BOSSA (529646-117)

Se vedhæftede brev af d.d. med indsigelse mod varemærket IR 1196024 BOSSA.

Med venlig hilsen / Best regards

Ida Løndal

European Trademark and Design Attorney

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Mobile: +45 23 83 73 73

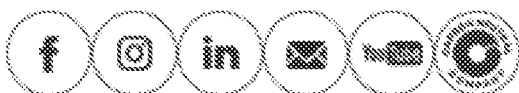
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2020















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Patent- og Varemærkestyrelsen
Helgeshøj Alle 81
2360 Taastrup

Sag 529646-117
idl@njordlaw.com

København
24. august 2020

Indsigelse mod International Registration „Bossa“ No. 1196024

Ansøger: BOSSA TICARET VE SANAYI ISLETMELERI TÜRK ANONİM SİRKETİ, Tyrkiet

Indsiger: **HUGO BOSS Trade Mark Management GmbH & Co. KG**

Frist: 24. august 2020

På vegne af vores klient, HUGO BOSS Trade Mark Management GmbH & Co. KG, og under henvisning til varemærkelovens § 19 skal vi hermed nedlægge

INDSIGELSE

mod ovennævnte varemærkeansøgning for samtlige varer omfattet af ansøgningen, nemlig

Klasse 23

Yarns and threads for textile use, sewing threads, embroidery threads, knitting threads, cotton threads and elastic threads for textile use.

Klasse 24

Woven textiles, namely, fabrics for use in the manufacture of clothing, towels, table linen, bed linen, household linen; non-woven textiles, namely, fabrics for use in the manufacture of clothing, towels, table linen, bed linen, household linen; fiberglass fabrics for textile use; fabric impervious to gases for aeronautical balloons; waterproof fabrics, namely, waterproof fabric for manufacturing clothing, furniture, luggage and automobile upholstery; gummed waterproof cloth; fabric of imitation animal skins; textile linings, namely, linen lining fabric for shoes, unfinished textile for the manufacture of linings for garments, textile used as lining for clothing; buckram; filtering materials of textile, namely, chemical fiber fabrics, synthetic fiber fabrics, inorganic fiber mixed fabrics all for use in filtering liquids and powders; quilts of textile, blankets; washing mitts, bath linen, hand towels, face towels of textile, bathing towels; tapestries of textile, traveling rugs, namely, lap rugs; curtains of textile, shower curtains of textile, shower curtains of plastics; oilcloth for use as table cloths; bed blankets, bed sheets, bedspreads, bed linen, diapered linen, pillowcases, quilt covers; furniture coverings of textile, namely, unfitted fabric furniture covers; upholstery fabrics; table napkins of textile; bed covers of paper; banners of textile, namely, cloth banners; flags not of paper, namely, cloth flags, fabric flags; cloth labels.

Klasse 25

NJORD
LAW FIRM



Clothing, namely, trousers, jackets, overcoats, coats, skirts, suits, jerseys, waistcoats, shirts, ready-made leather linings (parts of clothing), T-shirts, sweatshirts, dresses, bermuda shorts, shorts, pajamas, pull-overs, jeans, tracksuits, rainwear, beachwear, bathing suits, swimming suits; clothing for sports (for exclusive use for sports), clothing for babies, namely, shirts, pants, coats, dresses; underclothing, namely, boxer shorts, brassieres, briefs, pants, socks; footwear, namely, shoes excluding orthopedic shoes, sandals, waterproof boots, walking boots, booties, sporting shoes, slippers; shoe parts, namely, heelpieces, insoles for footwear, footwear uppers; headgear, namely, caps, skull caps, sports caps, hats, berets; gloves (clothing), stockings, belts (clothing), camisoles, sarongs, scarves, neck scarves, shawls, collars, neckties, ties, suspender belts.

Indsigelsen mod 'BOSSA' støttes på indsigers rettigheder til varemærket 'BOSS' som stiftet blandt andet gennem følgende registreringer:

- EUTM No. 000049221 i klasserne 3, 9, 10, 12, 14, 16, 18, 20, 24, 25, 27, 28, 29, 30, 31, 32, 35, 42
- EUTM No. 002342038 i klasserne 23, 24 og 26
- VR 1995 02049 i klasserne 09, 14, 18, 24, 25, 28, 34
- IR no 456092 i klasse 25
- IR No. 773035 i klasserne 09, 14, 18, 24, 25, 28, 34

Kopi af registreringer vedlægges som bilag 1.

Grundet ligheden mellem mærkerne, og henset til sammenfald i varer, som omfattes af rettighederne, vurderer indsiger, at det ansøgte mærke er egnet til at skabe forveksling hos den relevante kreds af forbrugere, jf. varemærkelovens § 15.

Der tages forbehold for ændringer i grundlaget for indsigelsen og Styrelsen bedes fastsætte en frist for indsigers nærmere begrundelse.

Gebyret for nedlæggelse af indsigelse kr. 2.500 bedes venligst trukket fra vores konto nr. 0046.

Med venlig hilsen
Frank Jørgensen

Ida Løndal
Advokat

*Protect your intellectual property in the European Union*

EUTM file information

BOSS
000049221

Timeline

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.

Description

No data

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/country	n/a	HUGO BOSS Trade Mark Management GmbH & Co. KG Dieselstr. 12 D-72555 Metzingen ALEMANIA	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Town	Metzingen		Hidden. You can set your contact details to be publicly available via the User Area.
		Post code	72555		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	Dieselstr. 12		Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

DENNEMEYER & ASSOCIATES

ID	10666	Country	LU - Luxembourg	Correspondence address	
Organisation	n/a	State/country	n/a	DENNEMEYER & ASSOCIATES P.O. Box 1502	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal person				

Type	Association	Town	Howald	1015 Luxembourg LUXEMBURGO	Hidden. You can set your contact details to be publicly available via the User Area.
		Post code	1274		
		Address	55, rue des Bruyères		Hidden. You can set your contact details to be publicly available via the User Area.

Correspondence

From	Procedure	Filing number	Subject	Date	Actions
Processing...					

IR transformation

No data

Seniority

No data

Exhibition priority

No data

Priority

No data

Publications

Bulletin number	Date	Section	Description
1993/015	02/03/1998	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
2007/010	12/03/2007	C.4.1	Licences granted
2007/025	18/06/2007	C.1.1	Proprietor - Total transfers
2007/040	06/08/2007	C.2.1	Representative - Change of name and professional address
2009/005	09/02/2009	B.2	Registrations with amendments since the application was published
2009/019	25/05/2009	C.9.1	Application for revocation or for a declaration of invalidity
2009/027	20/07/2009	D.1	Renewals
2009/031	17/08/2009	B.4.2	Correction of errors - Relative errors
2010/134	22/07/2010	C.3.2	Partial surrender / Declaration under Art.33(8) EUTMR
2010/149	12/08/2010	C.9.2	Decision on application for revocation or for a declaration of invalidity

Showing 1 to 10 of 14 entries

Cancellation

Filing number	Subsidiary	Status	Status date
 000003598	Cancellation based on invalidity	Final decision - Partially Surrendered	07/05/2010

Showing 1 to 1 of 1 entries

Records

Bulletin number	Date	Section	Filing number	Title	Subtitle
			000003598	Cancellation	Cancellation based on invalidity
			000275266	Proprietor	Change of name and address
			000979214	Representative	Appointment / Replacement of representative
			015875498	Licences	Transfers of licences or sub-licences
2007/010	12/03/2007	C.4.1	002442823	Licences	Licences granted
2007/025	18/06/2007	C.1.1	001175820	Proprietor	Total transfers
2007/040	06/08/2007	C.2.1	000979222	Representative	Change of name and professional address
2009/019	25/05/2009	C.9.1	003844183	Revocation and declaration of invalidity	Applications for revocation or for a declaration of invalidity
2009/027	20/07/2009	D.1	002234808	Renewal	Total Renewal
2009/031	17/08/2009	B.4.2	003739169	Correction of errors	Relative errors
Showing 1 to 10 of 16 entries					

Oppositions

Filing number	Date	Grounds	Opponent	Representative	Language	Reference	Status	Extent of opposition
000044919	02/06/1998	Identity of marks and G&S Likelihood of confusion	TOBACNA LJUBLJANA, PROIZVODNO IN TRGOVSKO PODJETJE ZA TOBACNE IZDELKE, D.O.O., LJUBLJANA	CURELL SUŠNOL S.L.P.	English	A 10039 u	Withdrawn	
000044927	02/06/1998	Likelihood of confusion	Not valid	GEVERS	English	A 10039 u	Withdrawn	
000044935	02/06/1998	Likelihood of confusion	B.V. Rucanor	V.O.	English	A 10039 u	Closed	
000045569	02/06/1998	Identity of marks and G&S	Not valid	Calado Marques, Joaquim	English	A 10039 u	Closed	
000043812	29/05/1998	Likelihood of confusion Unfair advantage /detriment to distinctiveness or repute Earlier sign & right to prohibit use of later TM under national law	Distilleerderijen Erven Lucas Bols B.V.	KEESOM & HENDRIKS N.V.	English	A 10039 u	Closed	
000044893	29/05/1998	Likelihood of confusion Unfair advantage /detriment to distinctiveness or repute	Bass Public Limited Company	Not valid	English	A 10039 u	Closed	
000043093	28/05/1998	Likelihood of confusion	BOSSE Design Gesellschaft für innovative Office Interiors mbH & Co. KG	Lösch, Christoph	German	A 10039 u	Closed	
000046716	28/05/1998		Diedrich Buß GmbH & Co. KG	Not valid	German	A 10039	Closed	

Filing number	Date	Grounds	Opponent	Representative	Language	Reference	Status	Extent of opposition
000040750	20/05/1998	Identity of marks and G&S	Not valid	Crassaerts, Dominique-Charlotte	English	A 10039 u	Closed	
000042350	20/05/1998	Likelihood of confusion	Jackson International Trading Company Kurt D. Brühl Gesellschaft m.b.H. & Co. KG	Israiloff, Peter	German	A 10039 u	Withdrawn	

Showing 1 to 10 of 10 entries

Appeals

	Filing number	Contested decision	Type	Date of receipt	Status date	Language
⊛	R0539/2002-1	Opposition 000044935	Opposition	21/06/2002	19/01/2004	English
⊛	R0623/2005-2	Opposition 000045569	Opposition	23/05/2005	05/09/2006	English
⊛	R0643/2000-1	Opposition 000046716	Opposition	09/06/2000	13/03/2003	German

Showing 1 to 3 of 3 entries

Decisions

	Case number	Type	Case	Legal status	Keywords	Status	Decision date
⊛	Appeal R0623/2005-1	Appeal		Rule 16 CTMR, Rule 17 CTMR, Rule 20 CTMR, Rule 51 CTMR	Right to be heard, Substantial procedural violation, Substantiation of earlier right, Translation of evidence	No decision on opposition	10/04/2006
⊛	Appeal R0643/2000-1	Appeal		Article 42(1) CTMR, Article 42(3) CTMR, Article 76 CTMR, Rule 22(1) CTMR	Admissibility, Declaration, New submission on appeal, Proof of use, Request for proof of use	Opposition rejected	29/01/2003
⊛	Appeal R0539/2002-1	Appeal		Article 8(1)(b) CTMR, Article 42(1) CTMR, Article 43(1) CTMR, Article 85(1) CTMR, Article 85(2) CTMR	Dissimilarity of the goods and services, Restriction of the list of goods and services, Similarity of the goods and services, Similarity of the signs	Opposition partially rejected	16/07/2003
⊛	Opposition 000040750	Opposition		Article 8(1)(b) CTMR, Rule 22(2) CTMR		Partially refused EUTMA/IR	24/10/2000
⊛	Opposition 000043093	Opposition		Article 8(1)(b) CTMR		EUTMA/IR refused	21/03/2000
⊛	Opposition 000043812	Opposition		Article 8(1)(b) CTMR, Article 8(5) CTMR, Article 8(4) CTMR, Rule 22(2) CTMR		Partially refused EUTMA/IR	18/08/2000
⊛	Opposition 000044893	Opposition		Article 8(1)(b) CTMR		Reject opposition	27/02/2002
⊛	Opposition 000044935	Opposition		Article 8(1)(b) CTMR, Rule 22(2) CTMR		Partially refused EUTMA/IR	26/04/2002
⊛	Opposition 000045569	Opposition		Rule 20(1) CTMR		Reject opposition	12/08/2008
⊛	Opposition 000046716	Opposition		Rule 22(2) CTMR		Reject opposition	10/04/2000

Showing 1 to 10 of 10 entries

Renewals

Title	Filing number	Status	Status date
Renewal	002234808	Trade mark renewed	20/07/2009
Renewal	010105644	Trade mark renewed	03/02/2016

Showing 1 to 2 of 2 entries

Trade mark relations

No data

International Applications

No data

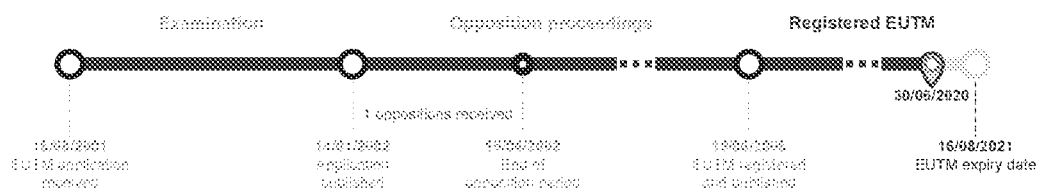


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EUTM file information

BOSS
002342038

Timeline



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.

Description

No data

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/country	n/a	HUGO BOSS Trade Mark Management GmbH & Co. KG Dieselstr. 12 D-72555 Metzingen ALEMANIA	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal entity	Town	Metzingen		
		Post code	72555		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	Dieselstr. 12		
					Hidden. You can set your contact details to be publicly available via the User Area.

Representatives

DENNEMEYER & ASSOCIATES

ID	10666	Country	LU - Luxembourg	Correspondence address	
Organisation	n/a	State/country	n/a	DENNEMEYER & ASSOCIATES P.O. Box 1502 1015 Luxembourg LUXEMBURGO	Hidden. You can set your contact details to be publicly available via the User Area.
Legal status	Legal person	Town	Howald		
Type	Association	Post code	1274		Hidden. You can set your contact details to be publicly available via the User Area.
		Address	55, rue des Bruyères		
					Hidden. You can set your contact details to be publicly available via the User Area.

Correspondence

	From	Procedure	Filing number	Subject	Date	Actions
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	23/06/2020	
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	16/06/2020	
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	20/11/2019	
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	20/11/2019	
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	04/09/2015	
		EUTM	002342038	LSU01 --- Information to proprietors of earlier trade mark registrations or applications (Article 43(7) EUTMR)	04/09/2015	
		Recordal	008231345	Empty letter for Technical Service	22/08/2014	
		Recordal	008231345	Application form and attachment	22/08/2014	
		Recordal	008231345	T725M - Registration of recordal C.2.2 / B.9.2	18/02/2014	
		Recordal	008231345	T725M - Registration of recordal C.2.2 / B.9.2	17/02/2014	
Showing 1 to 10 of 117 entries						

IR transformation

No data

Seniority

No data

Exhibition priority

No data

Priority

No data

Publications

Bulletin number	Date	Section	Description
2002/005	14/01/2002	A.1	Applications published under Article 44 EUTMR (Article 39 EUTMR before 01/10/2017)
2006/025	19/06/2006	B.2	Registrations with amendments since the application was published
2007/025	18/06/2007	C.1.1	Proprietor - Total transfers
2007/040	06/08/2007	C.2.1	Representative - Change of name and professional address
2011/130	13/07/2011	D.1	Renewals
2011/225	28/11/2011	C.2.1	Representative - Change of name and professional address
2014/033	19/02/2014	C.2.2	Representative - Appointment / Replacement of representative

Showing 1 to 7 of 7 entries

Cancellation

No data

Recordals

Bulletin number	Date	Section	Filing number	Title	Subtitle
2007/025	18/06/2007	C.1.1	001175820	Proprietor	Total transfers
2007/040	06/08/2007	C.2.1	000979222	Representative	Change of name and professional address
2011/130	13/07/2011	D.1	005338481	Renewal	Total Renewal
2011/225	28/11/2011	C.2.1	006082674	Representative	Change of name and professional address
2014/033	19/02/2014	C.2.2	008231345	Representative	Appointment / Replacement of representative

Showing 1 to 5 of 5 entries

Oppositions

Filing number	Date	Grounds	Opponent	Representative	Language	Reference	Status	Extent of opposition
000502007	10/04/2002	Likelihood of confusion	BOSSI S.p.A.	IJ CONSULENTI IN PROPRIETA' INDUSTRIALE S.R.L.	English	A 10421 U	Closed	

Showing 1 to 1 of 1 entries

Appeals

	Filing number	Contested decision	Type	Date of receipt	Status date	Language
⊕	R0350/2005-1	Opposition 000502007	Opposition	29/03/2005	06/03/2006	English
Showing 1 to 1 of 1 entries						

Decisions

	Case number	Type	Case	Legal status	Keywords	Status	Decision date
⊕	Appeal R0350/2005-1	Appeal				Proceedings terminated	07/02/2006
⊕	Opposition 000502007	Opposition		Article 8(4) CTMR, Rule 20(1) CTMIR, Rule 17(2) CTMIR		Reject opposition	31/01/2005
Showing 1 to 2 of 2 entries							

Renewals

Title	Filing number	Status	Status date
Renewal	005338481	Trade mark renewed	13/07/2011
Showing 1 to 1 of 1 entries			

Trade mark relations

No data

International Applications

No data

Patent- og Varemærkestyrelsen

Økonomi- og Erhvervsministeriet

Helgeshøj Alle 81 2630 Tåstrup tlf.: 43 50 80 00 e-post: pvs@dkpto.dk

Data opdateret 2020-06-30 00:05:24

Sagsdata

Ansøgningsnr. og dato **VA 1987 00456, 19870126**
Registreringsnr. og dato **VR 1995 02049, 19950331**
Reg. procedure slut **19950626**
Fornyset til **20250331**
Prioritetsnr. og dato **DE B 80506/25, 19861112**
Ansøger/indehaver **Hugo Boss Trade Mark Management GmbH & Co. KG, Dieselstrasse 12 D-72555 Metzingen, DE**
Fuldmægtig **Zacco Denmark A/S, Arne Jacobsens Allé 15, 2300 København S**
Indsiger **Boss Magazine, -, 3000 Helsingør, DK**
Ref. nr. **T198700147**
Indehavers
mærkebenævnelse
Varemærketype **Individuelt varemærke**
Mærketype **Ordmærke**
Mærketekst **BOSS**
Klasse (Nice) **09, 14, 18, 24, 25, 28, 34**
Klasse (Vienna)
Status **Registreret**
Relateret sag
Designeringsdato
International reg.
dato
Notifikationsdato
Godkendelsesdato
Gazette No.

Mærkeopl.

Ingen yderligere mærkeoplysninger fundet

Varefortegnelse

09: Brilller og dele deraf.
14: Varer af ædle metaller og legeringer deraf samt varer overtrukket dermed, smykker og juvelerarbejder, ure.
18: Lædervarer, kufferter og tasker, paraplyer og parasoller, læderbælter (dog ikke til beklædning).
24: Dækketøj og sengelinned, vævede stoffer, gardiner af tekstilmateriale eller af plastic, badelinned, nemlig håndklæder, lommestørklæder af tekstilmaterialer.
25: Beklædningsgenstande til kvinder, mænd og børn, strømper, hovedbeklædning, bælter, sjaler, tilbehør, nemlig hovedtørklæder, halstørklæder, skuldertørklæder, pyntelommestørklæder, slips og handsker.
28: Gymnastik- og sportsartikler (ikke indeholdt i andre klasser), herunder sportsredskaber, spil, legetøj.
34: Tobaksvarer, cigaretpapir, cigarethylstre, artikler for rygere (dog ikke lightere og dele dertil), tændstikker.

Publicering (4)

Tidende	Publicering vedr.
Dansk Varemærketidende 06, 2015	Fornyelse registrering
Dansk Varemærketidende, DK 03, 2005	Ændring af indehaver/fuldmagtsforhold
Dansk Varemærketidende, DK 02, 2005	Fornyelse registrering
Dansk Varemærke Tidende 17, 1995	Offentliggørelse af registrering

Pant/Licens

Ingen pant/licens er fundet

Prioritet

Prioritetsland og nr. **DE B 80506/25**

Dato **19861112**

Udstillingsprioritet

Varefortegnelse

Korrespondance

Ingen korrespondance er fundet

Korrespondance (43)

Dato	Titel
20041228	Meddelelse om tilførsel (5 KB)
20041222	Tilførsel (234 KB)
19961031	Kopi af sagsakter
19950815	Ubekræftet udskrift udbedes
19950709	Gyldighedsmeddelelse
19950409	Meddelelse om foreløbig registrering
19950210	Præcisering af varefortegnelse
19950125	Præcisering af varefortegnelse
19950103	Samtykke
19941214	Svar på anmodning om fristforlængelse
19941213	Frist - absolut sidste
19940815	Fristanmodning
19940413	Fristanmodning
19931214	Fristanmodning
19930816	Svar på anmodning om fristforlængelse
19930813	Fristanmodning
19930414	Svar på anmodning om fristforlængelse
19930413	Frist - absolut sidste
19930316	Kopi af sagsakter
19921209	Brev til ansøger om forvekslelighed
19920820	Ubekræftet udskrift udbedes
19920414	Ansøger argumenterer
19911212	Begrænsning
19910809	Fristanmodning
19910411	Brev til ansøger om argumentationer
19900914	Begrænsning
19900608	Fristanmodning
19900606	Begrænsning
19900517	Fristanmodning
19900117	Udgående brev - Varemærke
19900111	Erindring om svar
19891124	Kopi af sagsakter
19891017	Erindring om svar
19890530	Brev til ansøger vedrørende protest
19890417	Kopi af sagsakter

19890329	Svar på anmodning om fristforlængelse
19890329	Begrænsning
19890329	Ansøger argumenterer
19890310	Fristanmodning
19890301	Kopi af sagsakter
19881110	Brev til ansøger om forvekslelighed
19880922	Ønskes fremskyndet
19870126	Varemærke ansøgning

Indsigelser (1)

Dato	Type	Interessent	Status
19880910	Protest - Varemærke	Boss Magazine	Afvist
19900117	Brev til protesterende vedr. afvisning - 1		
19890530	Notits til protesterende - 1		
19880927	Erindring om svar		
19880912	Protest mod ansøgning		

Økonomi (4)

Dato	Forfaldsdato	Type	Udlignet Tekst	Beløb	Navn
20150205		Betaling	Ja	4750	Dennemeyer & Co. S.A.R.L.
20141007	20150331	Faktura	Ja	-4750	Zacco Denmark A/S
20041221		Betaling	Ja	4750	Zacco Denmark A/S
20041005	20050331	Faktura	Ja	-4750	Zacco Denmark A/S

Patent- og Varemærkestyrelsen

Økonomi- og Erhvervsministeriet

Helgeshøj Alle 81 2630 Tåstrup tlf.: 43 50 80 00 e-post: pvs@dkpto.dk

Data opdateret 2020-06-30 00:05:24

Sagsdata

Ansøgningsnr. og dato **MP456092**
Registreringsnr. og dato **MP456092, 19801009**
Reg. procedure slut **20011105**
Fornyset til
Prioritetsnr. og dato
Ansøger/indehaver **Hugo Boss Trade Mark Management GmbH & Co. KG, Dieselstrasse 12 D-72555 Metzingen, DE**
Fuldmægtig
Indsiger
Ref. nr.
Indehavers
mærkebenævnelse
Varemærketype **Individuelt varemærke**
Mærketype **Ordmærke**
Mærketekst **BOSS**
Klasse (Nice) **25**
Klasse (Vienna)
Status **Godkendt designering**
Relateret sag
Designeringsdato **20000513**
International reg. dato **19801009**
Notifikationsdato **20000727**
Godkendelsesdato
Gazette No. **14/2000**

Mærkeopl.

Ingen yderligere mærkeoplysninger fundet

Varefortegnelse

25: Clothing including knitted garments and garments of knitted fabrics) for women, men and childrens; hoses; clothing accessories, particularly shawls, bandannas, foulards, shoulder wraps, stoles and handkerchieves as clothing accessories; neckties, belts, headwear; footwear.

Publicering (1)

Tidende **Publicering vedr.**
Dansk Varemærketidende, DK 35, 2001 Offentliggørelse af registrering

Pant/Licens

Ingen pant/licens er fundet

Prioritet

Ingen prioriteter er fundet

Korrespondance (5)

Dato	Titel
20101102	Tilførsel (24 KB)
20050214	Tilførsel (18 KB)
20010622	Brev til indehaver om relativ hindringer - MP (12 KB)
20001101	Tilførsel (12 KB)
20000727	MP designeringsdokument (11 KB)

Indsigelser

Ingen data fundet

Økonomi

Ingen posteringer er fundet

Patent- og Varemærkestyrelsen

Økonomi- og Erhvervsministeriet

Helgeshøj Alle 81 2630 Tåstrup tlf.: 43 50 80 00 e-post: pvs@dkpto.dk

Data opdateret 2020-06-30 00:05:24

Sagsdata

Ansøgningsnr. og dato **MP773035**
Registreringsnr. og dato **MP773035, 20010816**
Reg. procedure slut **20020826**
Fornyset til
Prioritetsnr. og dato
Ansøger/indehaver **Hugo Boss Trade Mark Management GmbH & Co. KG, Dieselstrasse 12 D-72555 Metzingen, DE**
Fuldmægtig
Indsiger
Ref. nr.
Indehavers mærkebenævnelse
Varemærketype **Individuelt varemærke**
Mærketype **Ordmærke**
Mærketekst **BOSS**
Klasse (Nice) **09, 14, 18, 24, 25, 28, 34**
Klasse (Vienna)
Status **Godkendt designering**
Relateret sag
Designeringsdato **20010816**
International reg. dato **20010816**
Notifikationsdato **20020207**
Godkendelsesdato
Gazette No. **2/2002**

Mærkeopl.

Ingen yderligere mærkeoplysninger fundet

Varefortegnelse

09: Eyewear and parts thereof.
14: Clocks and watches, jewellery.
18: Goods made of leather and leather imitations (included in this class); belts made of textile or plastic materials, suitcases and bags, umbrellas and parasols.
24: Table linen and bed linen, woven fabrics, curtains, bathroom textiles, namely towels; handkerchiefs made of textile material.
25: Articles of clothing for ladies, gentlemen and children, especially suits, coats, jackets, trousers, shirts, raincoats, outer garments and underwear, socks, stockings, tricot, pullovers, knitted shirts; footwear and head coverings, ties, gloves, belts, braces, bathrobes.
28: Gymnastic and sports equipment; balls.
34: Tobacco products, lighters.

Publicering (1)

Tidende	Publicering vedr.
Dansk Varemarketidende, DK 26, 2002	Offentliggørelse af registrering

Pant/Licens

Ingen pant/licens er fundet

Prioritet

Ingen prioriteter er fundet

Korrespondance (5)

Dato	Titel
20180522	Tilførsel (144 KB)
20110917	Tilførsel (31 KB)
20050214	Tilførsel (18 KB)
20020409	Brev til indehaver om relativ hindringer - MP (12 KB)
20020207	MP designeringsdokument (16 KB)

Indsigelser

Ingen data fundet

Økonomi

Ingen posteringer er fundet