
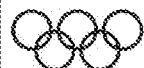



Notification of Partial Provisional Refusal based on an Ex Officio Examination (to WIPO)

Pursuant to Rule 17(2) of the Common Regulations under the Madrid Agreement Concerning the International Registration of Marks and the Protocol Relating to that Agreement.

I. Office making the notification:	patent trademark design Norwegian Industrial Property Office 
II. Number of the international registration: 1614895 (National application no.: 202112469) Date of subsequent designation (if any): (yyyy.mm.dd)	
III. Name of the holder: Comité International Olympique Representation of the mark: München  1972 	
IV. Partial provisional refusal based on an <i>ex officio</i> examination	
V. Scope of the provisional refusal in respect of goods and/or services If the holder does not contest the refusal within 3 months from the date of this notification, protection is given for: Class 9: As covered by the designation of Norway. Class 14: As covered by the designation of Norway. Class 16: As covered by the designation of Norway. Class 18: As covered by the designation of Norway. Class 21: As covered by the designation of Norway. Class 24: As covered by the designation of Norway. Class 25: As covered by the designation of Norway. Class 28: As covered by the designation of Norway. Class 35: Advertising; commercial management services; commercial administration; office task services (office functions); advertising, marketing and promotional services; public relations services; product presentation and demonstration services; organization	

of trade shows and commercial exhibitions; promotion services for the sale of goods and services of others, through advertisements, promotional contests, discounts and bonuses in the form of promotional lotteries, discounts, reduction points, and value-added offers in relation to the use of payment cards; distribution of advertising, marketing and promotional material; advertising, marketing and promotional consultancy, advisory and assistance services; provision and rental of advertising space, time and media; auctioneering services; rental of automatic vending machines; business assistance and management services and administrative services; accountancy, book keeping and auditing; administrative support and data processing services; data processing, systematization and management; human resources management and personnel recruitment services; business consultancy and advisory services; business analysis and information services and market studies; rental of office machines and equipment; retail and wholesale services in relation to chemicals for industry, science and photography, as well as in agriculture, horticulture and forestry, unprocessed artificial resins, unprocessed plastics, compost, manures, fertilizers, biological preparations for use in industry and science, synthetic resins, chemical intermediates, chemicals, biochemicals and reagents for use in industry, science and research, chemical preparations for cell separation and culture, chemical preparations for the purification of nucleic acid, nucleotides, florescent nucleotides, oligonucleotides, peptides, proteins, amino acids, organic molecules and markers for DNA/RNA synthesis, specialized chemicals for use in industry, science and research, gases and gas mixtures for use in industry, research and science, chemical products and substances for the manufacture of pharmaceutical products, diagnostic products and substances, chemical testing reagents, saline solution and paper coated with reagents, all for scientific use and for use in laboratories, radioactive elements and isotopes for use in industry, science and research, radiopharmaceuticals for scientific use and for research; retail and wholesale services in relation to non-medicated cosmetics and toiletry preparations, perfumery products, essential oils, body cleaning and beauty care preparations including make-up, soaps and gels, cosmetic bath products, deodorants and antiperspirants, skin, eye and nail care products, hair preparations and treatments, hair removal and shaving preparations, cleaning and fragancing preparations, including household fragrances; retail and wholesale services in relation to pharmaceutical products, medical and veterinary preparations, sanitary products for medical use, dietetic food and substances adapted for medical or veterinary use, food for babies, dietary supplements for humans and animals, plasters, materials for dressings, material for stopping teeth, dental wax, disinfectants, fungicides, herbicides, pharmaceutical products for diagnosis, diagnostic substances for medical use, radiopharmaceuticals for clinical and medical use, disposable paper or cellulose diaper-pants, diapers and napkins; retail and wholesale services in relation to machine tools, power-operated tools, motors and engines, except for land vehicles, apparatus, equipment and instruments for electricity production, namely electrical and wind energy generators generating electricity, wind turbines linked to wind farms, turbine-powered production installations, namely installations for electricity production and parts and components of all the aforesaid goods, solar powered energy electricity generators, transformation and conversion dynamos, electric motors of all kinds, steam and gas turbines and their parts, electrical generators and their parts, aircraft engines, compressors, laundry washing and drying machines, dishwashers, waste grinders and compactors, electrical tools, electric motors, electric generators, garden tools, electric lawnmowers, garden vaporizers for disinfectants and insecticides, hand-held electric tools and implements, blenders, centrifuges, hand-held mixers, food processors; retail and wholesale services for the sale of apparatus and instruments for

recording, transmitting, reproducing or processing sound, images or data, recorded and downloadable media, computer software, blank digital or analog recording and storage media, computers and computer peripherals, recorded content; media content, software, including games software, applications software, including communication, networking and social networking software, data and file management software and database software, software for media and publishing software, applications for offices and businesses, applications software for the web and servers, including e-commerce and e-payment software, communication apparatus such as computer networking and data communications equipment, point-to-point communications apparatus, radio broadcasting apparatus, antennas as communications apparatus, data storage devices and media, calculators, ticket dispensers, payment terminal apparatus, cash dispensers and money sorting devices including mechanisms for prepayment apparatus, peripherals adapted for use with computers and other smart devices, computers and computer hardware, components and parts for computers, audio/visual and photographic devices including audio devices and radio receivers, display devices, television receivers and film and video devices, image capturing and developing devices, spectacles [optical], sunglasses, safety, security, protection and signaling devices, including alarms and warning equipment, access control devices, measuring devices, including time measuring instruments [not including clocks and watches], instruments for measuring weight, instruments for measuring distance and dimensions, instruments for measuring speed, instruments for measuring temperature, instruments for measuring electricity, controllers, regulators of voltage and power, data recorders, sensors, detectors and monitoring instruments; retail and wholesale services for the sale of surgical, medical, dental and veterinary apparatus and instruments, prosthetics and artificial limbs, eyes and teeth, orthoses, mobility aids, orthopedic articles, suture materials, therapeutic and assistive devices adapted for the disabled, massage apparatus, apparatus, devices and articles for nursing infants, systems featuring medical apparatus and accessories for administering measured doses of pharmaceutical preparations, medical diagnosis devices, namely, bone densitometers, ultrasound imaging machines for medical diagnosis, imaging devices for screening and diagnostic applications for planning operations and surgery, and parts and accessories therefor, mobile x-ray devices, x-ray film viewers, CAT scans for medical diagnosis, laser apparatus for medical treatment, ultrasound diagnosis equipment, acoustic apparatus, medical apparatus for measuring bone density; retail and wholesale services in relation to vehicles, apparatus for locomotion by land, air or water, electric motors and diesel engines for land vehicles, bicycles, tires and inner tubes for bicycles, automatic vehicles, electric bicycles, tires, inner tubes for vehicle tires, wheels and rims [for automobiles]; retail and wholesale services in relation to precious metals and their alloys, jewelry, precious and semi-precious stones, timepieces and chronometric instruments, gemstones, pearls and precious metals, and imitations thereof, time measuring instruments, other articles of precious metals and precious stones, and imitations thereof including statues and figurines, made of or coated with precious or semi-precious metals or stones, or imitations thereof, ornaments, made of or coated with precious or semi-precious metals or stones, or imitations thereof, jewelry boxes and watch boxes, key rings and key chains, and charms therefor, medallions, medals; retail and wholesale services in relation to paper and cardboard, printed matter, photographs [printed], instructional material with the exception of apparatus, bags, sachets, films and sheets of plastic and paper for packaging, works of art and figurines of paper and cardboard, decoration and art materials and media, including arts, crafts and modelling equipment, bags and articles for packaging, wrapping and storage of paper, cardboard

or plastics, educational equipment, photo albums and collectors' albums, printed matter including books, disposable paper products; retail and wholesale services for leather and imitations of leather, luggage, bags, wallets and all-purpose carrying bags, umbrellas and parasols, collars, leashes and clothing for animals; retail and wholesale services in relation to non-metallic building materials, non-metallic rigid pipes for building, asphalt, pitch, tar and bitumen, thermoplastic building and construction materials, namely thermoplastic molded and extruded materials used as substitutes for wood, metal or glass, for supporting or covering, plastic panels for building and construction; retail and wholesale services for the sale of household or kitchen utensils and containers, cookware and crockery, except forks, knives and spoons, combs and sponges, brushes (except paint brushes), glassware, porcelain and earthenware, kitchen utensils and containers, articles for cleaning, statues, figurines, works of art, made of materials such as porcelain, terracotta or glass, included in this class, household utensils for cleaning, air fragrancing apparatus, glasses, containers for liquids and bar accessories, money boxes, cosmetic and toiletry utensils; retail and wholesale services in relation to clothing, footwear, headwear, parts of clothing, footwear and headwear articles, fashion accessories; retail and wholesale services in relation to games and toys, video game apparatus, gymnastic and sporting articles, sporting articles and equipment, hunting and fishing equipment, swimming equipment, tabletop games and gambling devices; retail and wholesale services in relation to preserved, frozen, dried and cooked fruits and vegetables, milk, cheese, butter, yogurt and other milk products; retail and wholesale services in relation to coffee, tea, cocoa and coffee substitutes, chocolate, ice cream, sorbets and other edible ices, ice [frozen water]; retail and wholesale services in relation to beers, non-alcoholic beverages, mineral and aerated waters, fruit beverages and fruit juices, syrups and other non-alcoholic preparations for making beverages.

Class 38: As covered by the designation of Norway.

Class 41: As covered by the designation of Norway.

Rapid publication of the limited list

If the holder accepts the proposed limitation of the goods/services, and wishes a publication of the mark for these goods/services as soon as possible, he/she may confirm this in writing to The Norwegian Industrial Property Office. If The Norwegian Industrial Property Office does not receive any such confirmation from the holder, the mark will however be published for protection of the limited list of goods/services, after the expiry of all the time limits.

VI. Grounds for refusal:

Absolute grounds:

Trademark Act Section 18 - The terms "retail and wholesale services", "retail and wholesale services in relation to machines" and "machines and machine systems, including parts and accessories for electricity production" in class 35 are considered too vague and are not sufficiently specified with regards to the goods or types of goods to which those services relate. As the subject matter of the protection conferred is not adequately precise, the mark must be refused.

VII. Corresponding essential provisions of the applicable law

See the relevant provisions of the Norwegian Trademarks Act regarding the grounds of this provisional refusal on our home page:

VIII. Information relating to the possibility to request a review or file an appeal:

- (i) Time limit for requesting review or appeal: (yyyy.mm.dd) **2022.07.11**
- (ii) Authority to which such request for review or appeal should be made:
The Norwegian Industrial Property Office
PO Box 4863 Nydalen, NO-0422 Oslo, Norway
Telephone: +47 22 38 73 00
Telefax: +47 22 38 73 01
E-mail: post@patentstyret.no

How to proceed:

The holder of the registration may request a review of the provisional refusal. The Norwegian Industrial Property Office must receive the request no later than 3 months from the date of this provisional refusal (The time limit is indicated under point VIII). Such request must provide an address of correspondence and be filed in Norwegian, Danish, Swedish or English. The Norwegian Industrial Property Office will respond in Norwegian. Please note that if The Norwegian Industrial Property Office, either subsequent to review or appeal, accept the designation of Norway, a post grant opposition may be filed against the mark within 3 months from the publication of the mark.

If the holder does not respond to this provisional refusal within the time limit, the international registration shall be considered abandoned in Norway for the goods/services that are excluded (Trademark Act Section 70 and 23). The international registration shall be resumed if the holder, within two months from the expiration of the time limit responds to the provisional refusal and pays the stipulated fee (NOK 550,-). Please note that The Norwegian Industrial Property Office does not send any notifications to the holder that the international registration is abandoned in Norway.

IX. Signature by the office:

THE NORWEGIAN INDUSTRIAL PROPERTY OFFICE

Runar Holiløkk-Tjelta

X. Date of provisional refusal: (yyyy.mm.dd) **2022.04.11**