


# 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:	<small>patent trademark design</small> <b>Norwegian Industrial Property Office</b> 
II. Number of the international registration: <b>1721597</b> (National application no.: <b>202304314</b> ) Date of subsequent designation (if any): (yyyy.mm.dd)	
III. Name of the holder: <b>Välinge Innovation AB</b>  Representation of the mark: <b>5G-i DRY</b>	
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 27: Wall coverings, namely vinyl wall coverings, wall coverings of plastic, wall coverings of linoleum.  <b>Rapid publication of the limited list</b> 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:  <i>Relative grounds:</i> Trademark Act Section 16.a  Likelihood of confusion with:  International registration number(s): 1394450      WOODFLOR NOVLOC 5G	

You will find more information about the conflicting mark(s) (if any) enclosed under XI. The relevant provisions of the Norwegian Trademarks Act are under VII.

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:

<https://www.patentstyret.no/en/services/trademarks/rules-and-regulations-trademarks/trademarks-act/>

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) **2024.02.01**

(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](mailto: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**

Therese Joelsen

X. Date of provisional refusal: (yyyy.mm.dd) **2023.11.01**

XI. Prior marks cited ex officio

**Guide to the following INID codes:**

(111): National registration number / International registration number
(151): Date of national registration / Date of international registration
(180): Date of expiry
(210): National application number
(220): National application date / Date of notification
(300): Data relating to priority (if any)
(450): Date of publication
(511): List of goods and/or services
(540): Reproduction of the mark
(541): Indication relating to the nature or kind of mark (in Norwegian)
(546): Indication relating to the nature or kind of mark (in Norwegian)
(551): Collective mark (regulations)
(571): Description of the mark
(731): Name of the applicant
(732): Name of the proprietor
(740): Power of attorney

(111)	<b>Reg.nr.:</b>	1394450
(151)	<b>Reg.dat.:</b>	2017.11.30
(180)	<b>Registreringen utløper:</b>	2027.11.30
(210)	<b>Søknadsnr.:</b>	201803895
(220)	<b>Inndato:</b>	2018.03.22
(450)	<b>Kunngjøringsdato:</b>	2018.11.26
	<b>Status:</b>	Besluttet gjeldende
	<b>Detaljstatus:</b>	Uten forutgående uttalelse
(540)	<b>Gjengivelse av merket:</b>	
		WOODFLOR NOVOLOC 5G
(592)	<b>Merketype:</b>	
		Merket er et ordmerke i standard font
(731)	<b>Søker:</b>	
		Scheucher Holzindustrie GmbH, Zehensdorf 100, 8092 METTERSODRF, Østerrike
(732)	<b>Innehaver:</b>	
		Scheucher Holzindustrie GmbH, Zehensdorf 100, 8092 METTERSODRF, Østerrike
(511)	<b>Vare-/ tjenestefortegnelse:</b>	
	Klasse 19	Floors made of wood; fabrics for floor underlayments; floor underlayments made of cork; planks (non-metallic); floor boards (non-metallic); floor tiles (non-metallic); skirtings (non-metallic); floor coatings made of vinyl for the production of floorings; parquet flooring, in particular prefinished parquet and massive parquet.
	Klasse 20	Furniture, mirrors, picture frames.

(111)	<b>Reg.nr.:</b>	1397798
(151)	<b>Reg.dato.:</b>	2017.11.30
(180)	<b>Registreringen utløper:</b>	2027.11.30
(210)	<b>Søknadsnr.:</b>	201805044
(220)	<b>Inndato:</b>	2018.04.19
(450)	<b>Kunngjøringsdato:</b>	2018.12.17
	<b>Status:</b>	Besluttet gjeldende
	<b>Detaljstatus:</b>	Uten forutgående uttalelse
(540)	<b>Gjengivelse av merket:</b>	
	MULTIFLOR NOVOLOC 5G	
(592)	<b>Merketype:</b>	
	Merket er et ordmerke i standard font	
(731)	<b>Søker:</b>	
	Scheucher Holzindustrie GmbH, Zehensdorf 100, 8092 METTERSODRF, Østerrike	
(732)	<b>Innehaver:</b>	
	Scheucher Holzindustrie GmbH, Zehensdorf 100, 8092 METTERSODRF, Østerrike	
(511)	<b>Vare-/ tjenestefortegnelse:</b>	
	Klasse 19	Floors made of wood; fabrics for floor underlayments; floor underlayments made of cork; planks (non-metallic); floor boards (non-metallic); floor tiles (non-metallic); skirtings (non-metallic); floor coatings made of vinyl for the production of floorings; parquet flooring, in particular prefinished parquet and massive parquet.
	Klasse 20	Furniture, mirrors, picture frames.