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Dear Sir/Madam

Confirmation or Withdrawal of Provisional Refusal – Pursuant to Rule 17(5)

RE: International Registration number:

638458

For the mark:

Sunrise

In the name of:

Lidl Stiftung & Co. KG

Our ref:

963757

We advise that a decision of a delegate of the Registrar in the above matter/opposition was issued on 14 April 2008

The period for an appeal against this decision has now ended.

• The final decision is that the trade mark is now a protected international trade mark in Australia for the following goods and/or services:

Class: 33 Sparkling wine and wine in mixture with other beverages, with the exception of wine containing grape juice

Yours faithfully,

Robert MacRae

Hearings Support Officer

Trade Mark and Design Hearings

IP Australia

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17 April 2008