



Judiciary

**Registration Organization of Deeds
And properties of I.R. of Iran**

13 AUG 2008


Office Ref: 32/M/M/18782

Trademarks Office

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

PROVISIONAL REFUSAL OF PROTECTION

*Notified to the International Bureau of the World Intellectual Property Organization (WIPO)
In accordance with Article 5 of the Madrid Agreement and Protocol*

I- Office notifying the provisional refusal: I.R. of Iran Tel: 0098 21- 2226 88 99 Fax: 0098 21- 2226 89 87 No. 275, Boulevard-e Mirdamad, Taghato-e Modaress/Tehran
II- Number of the international registration which is the subject of the provisional refusal: <div style="text-align: center;">  </div> 951788 for the trademark
III- Name of the holder of the international registration which is the subject of the provisional refusal: MEHMET GEDIKLI A..NAFIZ GURMAN MAHALLESİ KERESTECİLER SİTESİ FATİH CADDESİ GULSEVER SOKAK NO:10 MERTER- ISTANBUL(TURKEY)
IV- Grounds for provisional refusal: The subject Trademark is not registrable in Iran because of the similarity to the other registered mark. The word mark (GUCCI) has already been registered in class 25 under Registration NO. 52003
V- Applicable provisions of the national law [(see text under X)] Article 9(2) and Note(2)Article 5
VI- <input checked="" type="checkbox"/> Provisional refusal for all goods and / or services: In class 25 <input type="checkbox"/> Provisional refusal for partial of goods and services :

VII- If international application filed under Madrid Agreement or the Madrid Protocol, are rejected by the Trademark and Patent Registration Department, if the applicant does not reside in Iran, an appeal may be filed with the Public Court of Tehran within 60 days from the date of the notification of the said rejection to the applicant. If there is no response at the time limit, this decision will be final.

VIII- Date on which the provisional refusal was pronounced:

13 AUG 2008

LX- Signature or official seal of the Office notifying the provisional refusal :

Examiner: Farahnaz Davari (Miss)

Head of Trademark Office

Gholam Reza Gholami (Mr)



X- Relevant provisions of national Law:

Article 9 of Iranian Trademarks & Patent Registration Law (1931)

The officer in charge of special branch (Trademark Office) may reject an application on the following grounds:

1- When the mark is contrary to the Law.

2- If the mark has already been registered in someone else's name, or if the similarity or resemblance between the mark under application and a mark that has been previously registered is to such an extent that it may confuse ordinary consumers and persons without specialized knowledge.

Note(2) Article 5 of Regulations for Execution of Trademarks & Patent Registration Law (1958)

In respect of a trademark referred to in Article 9 of the Law Similarity may be considered with due regard to the get-up, pronunciation and spelling or any other characteristic likely to mislead the ordinary consumer.

The requested information according the Rules 17(2)(v), 18(1)(c) :

**1-Name and Address of the owner: GUCCIO GUCCI S.P.A TOMABUONI 73/R,
FIRENZE (ITALY)**

Basic Application No : 75534

Date of the Basic Application : 26/10/1979

Basic Registration No : 52003

Date of the Basic Registration : 05/02/1980

Reproduction of the Mark : GUCCI

- GOODS AND SERVICES: All goods pertaining to the International class 25