


**THE PROTOCOL  
RELATING TO THE MADRID AGREEMENT  
CONCERNING THE INTERNATIONAL REGISTRATION OF MARKS  
PROVISIONAL REFUSAL OF PROTECTION**

notified to the International Bureau of the World Intellectual Property Organization (WIPO)  
in accordance with Article 5(1) of the Protocol Relating to the Madrid Agreement

<b>I. Office notifying the refusal:</b>  <b>STATE PATENT BUREAU OF THE REPUBLIC OF LITHUANIA Kalvarijų g. 3, LT-09310 Vilnius LITHUANIA</b>	<b>Tel.: (370-5) 27 80 263 Fax.: (370-5) 27 50 723</b>
<b>II. Number of the international registration which is the subject of the refusal:</b>	949 327
<b>III. Other indications concerning international registration which is the subject of refusal:</b>  Verbal elements of the Mark:  Basic registration:	L'Espace Premium TUI, fig.  DE, 22.05.2007, 307 08 878.2/39
<b>IV. Grounds for refusal:</b>  <b>Refusal of protection based on an opposition</b>  <input checked="" type="checkbox"/> The mark would infringe rights acquired by third parties resulting from an earlier registration(s) and/or application(s) *  <input type="checkbox"/> Other grounds.	
<b>V. Provisions of the Lithuanian Law on Trade Marks (enclosed):</b>	Article 7, paragraph 1, subparagraph 2.
<b>VI.</b> <input type="checkbox"/> Refusal for all goods and services.  <input checked="" type="checkbox"/> Refusal for the following goods: <b>all goods in classes 16 and 39</b>	
<b>VII. Actions to be taken by the holder:</b>  The proprietor of a mark of international registration against which an opposition has been filed must within a five months period from the date of this notification present a justified reply to opposition. The justified reply should be addressed to the Appeals Division of the State Patent Bureau. It should be presented in Lithuanian language and an address for the correspondence in the territory of the Republic of Lithuania should be indicated. Where the trademark owner is not a resident of the Republic of Lithuania or another member state of the European Union, neither he has subsidiary or representation registered in the Republic of Lithuania or another member state of the European Union, the justified reply should be presented through a patent attorney of the Republic of Lithuania. The list of patent attorneys is available on <a href="http://www.vpb.gov.lt/engl/">http://www.vpb.gov.lt/engl/</a> . The time limit expires on 05.01.2009.	
<b>VIII. Date on which the refusal was pronounced:</b>	05.08.2008
<b>IX. Signature:</b>  Deputy Head of the Trademark and Designs Division	  Stela Ivanova

\* - if the space available is insufficient, see a continuation sheet

**IV. Grounds for refusal**

Opposition filed with the Division of Appeals of the State Patent Bureau on: 28.05.2008 No.2197

Motive: Article 7, paragraph 1, subparagraph 2:  
Registration of a mark shall be declared invalid if the mark is identical with or similar to the earlier mark and because of the identity or similarity of the goods and/or services covered by the marks there exists a likelihood of confusion on the part of the public; the likelihood of confusion includes the likelihood of association with the earlier mark.

Name and address of the opponent:

société Air France

45, rue de Paris

ROISSY-CHARLES-DE-GAULLE

FRANCE (FR)

Name and address of the representative:

Liucija Janickaitė

Šeškinės g. 59-53,

LT-07162 Vilnius

Lithuania (LT)

Tel. /fax +370 5 246 45 38

Mob. +370 686 51825

International registration (copy enclosed):

No. 759879

## X. Relevant provisions of national law:

### Article 5. Signs of Which a Mark May Consist

Marks, with respect to which legal protection under this Law is applicable, may consist of signs, in particular:

- 1) words, personal surnames, names, artistic pseudonyms, names of the legal entities, slogans;
- 2) letters, numerals;
- 3) drawings, emblems;
- 4) three-dimensional forms (the shape of goods, their packaging or containers);
- 5) colours or combinations of colours, their compositions;
- 6) any combination of signs specified in subparagraphs 1-5 of this Article.

### Article 6. Absolute Grounds for Refusal of Registration or Invalidation of a Mark

1. A sign shall not be recognised as a mark and shall be refused registration or the registration of a registered mark shall be declared invalid if:

- 1) the sign cannot constitute a mark under the requirements of Article 5;
- 2) the sign is devoid of any distinctive character;
- 3) it has become customary in the current language or in the *bona fide* and established practices of the trade;
- 4) it consists exclusively of signs or indications which may serve, in trade, to designate the kind, quality, quantity, intended purpose, value, geographical origin or the time of production of the goods or of rendering of the service, the mode of production or other characteristics of the goods and/or services;
- 5) the sign is of such a nature as to mislead the public, for instance as to the nature, quality or geographical origin of the goods and/or services;
- 6) the sign is contrary to accepted principles of morality or public policy, including ethics of society and humanitarian principles;
- 7) the sign consists exclusively of the shape which results from the nature of the goods themselves or the shape of goods which is necessary to obtain a technical result or the shape which gives substantial value to the goods;
- 8) the sign consists of the official or traditional (abbreviated) state name of the Republic of Lithuania, or armorial bearings, flag or other state heraldic objects or any imitation from a heraldic point of view, also official signs and hallmarks indicating control and warranty, stamps, medals or marks of distinction, unless the permission for their use in a mark has been issued according to the established procedure by the institution authorised by the Government of the Republic of Lithuania;
- 9) it consists of the signs the registration of which has not been authorised by the competent authorities of other states or international organisations and the registration of which is to be refused or invalidated pursuant to Article 6ter of the Paris Convention;
- 10) it is a sign of high symbolic value, in particular a religious symbol;
- 11) it contains or consists of a geographical indication with respect to goods not originating in the territory indicated, if use of the indication in the mark for such goods in the Republic of Lithuania is of such a nature as to mislead the public as to the true place of origin of the goods. The above provision shall also be applicable against a geographical indication which, although literally true as to the place of origin of the goods, falsely represent to the public that the goods originate in another territory;
- 12) it contains or consists of a geographical indication identifying wines for wines or spirits for spirits not originating in the place indicated by the geographical indication in question, even where the true origin of the goods is indicated or the geographical indication is used in translation or accompanied by expressions such as "kind", "type", "style", "imitation" or the like.

2. In the cases provided for in subparagraphs 2, 3 or 4 of paragraph 1 of this Article, a sign may be recognised as a mark and its registration may not be invalidated if, before the date of application for registration, after the date of filing of the application or registration of the mark and following the use which has been made of it, it has acquired distinctive character.

### Article 7. Other Grounds for the Invalidation of Registration

1. Registration of a mark shall be declared invalid if the mark is:

- 1) identical with an earlier mark, and the goods and/or services for which the mark is registered are identical with the goods and/or services for which the earlier mark is applied for or is registered;
- 2) identical with or similar to the earlier mark and because of the identity or similarity of the goods and/or services covered by the marks there exists a likelihood of confusion on the part of the public; the likelihood of confusion includes the likelihood of association with the earlier mark;
- 3) identical with the mark recognised as well-known in the Republic of Lithuania in the manner prescribed by Article 9 of this Law, the proprietor of which is another person, or because of its similarity to the mark it is liable to mislead the public;
- 4) identical with the name of the legal entity or processing a misleading likelihood to the name of the legal entity, whose proprietor is another person who acquired the right to the name of the legal entity in the Republic of Lithuania before the date of filing of the application for the registration of the mark or the date of the priority, if on the specified date the firm had a right to engage in identical or similar trade to which the goods and/or services covered by the registered mark may be attributed;

5) identical with the geographical indication protected in the Republic of Lithuania or possessing a misleading likelihood thereto, except for the indication incorporated in the mark as the disclaimer, for which registration is applied for by a person entitled to use the geographical indication;

6) identical with the protected industrial design or any other object of industrial property, literary, scientific or artistic work protected under the copyright, the name or surname or artistic pseudonym of a famous person, or the portrait of another person or its likelihood to the above is misleading, except in cases where consent has been granted by the owner of the rights or the successor to them.

7) identical with, or similar to, an earlier Community trade mark and where the later mark is to be, or has been registered for goods and (or) services which are not similar to those for which the earlier Community trade mark is registered, where the earlier Community trade mark has a reputation in the European Community and where the use of the later mark without due cause would take unfair advantage of, or be detrimental to, the distinctive character or the repute of the earlier Community trade mark (...)

#### **Article 11. Filing of an Application**

(...) Foreign nationals who are not permanent residents of the Republic of Lithuania or another member state of the European Union, and legal persons of foreign states who do not have a subsidiary or representation registered in the Republic of Lithuania or another member state of the European Union, shall file applications to the State Patent Bureau and perform all actions relating to the registration of the mark with the State Patent Bureau, including also representation at the Appeals Division, through the patent attorney of the Republic of Lithuania (...)

#### **Article 18. Opposition**

1. Within a period of three months following the publication of the registered Mark in the Official Bulletin of the State Patent Bureau, the interested person may give to the Appeals Division a justified written opposition to registration of the mark on the grounds that it may not be registered under Articles 6 and 7 of this Law (...)

7. The decision made by the Appeals Division may be appealed against to the Vilnius County Court within six months from the day of adoption thereof.

8. Decisions made by the Appeals Division shall be published in the Official Bulletin of the State Patent Bureau.

#### **Article 19. Appeal and Opposition Examination at the State Patent Bureau**

(...)

2. The applicant, the interested person, the proprietor of the mark against which opposition has been filed or the representatives of the above persons shall have the right to take part in the appeal or opposition proceedings at the Appeal Division (...)

#### **Article 34. Special Provisions Applicable to International Registration of a Mark**

(...)

4. The proprietor of a mark of international registration against which an opposition has been filed must within a five months period from the date of Notification of Refusal to the International Bureau appoint his representative in the manner laid down in paragraph 2 of Article 11 of this Law and present a justified reply to opposition. Failure to present a justified reply to the opposition shall be considered as a refusal to take part in the examination of the opposition and shall not prevent the Appeals Division from examining the opposition in the absence of the proprietor of the mark of international registration or his representative. If the proprietor of the mark of international registration to which the opposition is filed fails to appoint his representative, the decision made by the Appeals Division shall not be communicated to the proprietor of the mark of international registration (...)

#### **Article 49. Institutions Having Jurisdiction in Disputes Relating to Marks**

1. The Appeals Division of the State Patent Bureau shall deal with disputes provided for in Article 18 of this Law.

2. The Vilnius County Court shall deal with disputes relating to:

1) decisions of the Appeals Division of the State Patent Bureau;

2) invalidation of registration of a mark;

3) revocation of registration of a mark;

4) enforcement of the proprietor's rights;

5) recognition of the mark as well-known in the Republic of Lithuania;

6) Community trade marks as defined in Articles 90-101 of the Council Regulation on Community trade mark.

759879

- 151 **Date of the registration**  
17.04.2001
- 180 **Expected expiration date of the registration/renewal**  
17.04.2011
- 270 **Language of the application**  
French
- Current Status**
- 732 **Name and address of the holder of the registration**  
société Air France  
45, rue de Paris  
F-95747 ROISSY-CHARLES-DE-GAULLE (FR)
- 812 **Contracting State or Contracting Organization in the territory of which the holder has a real and effective industrial or commercial establishment**  
FR
- 842 **Legal nature of the holder (legal entity) and State, and, where applicable, territory within that State where the legal entity is organized**  
Société anonyme (No. SIREN 420 495 178), FRANCE
- 740 **Name and address of the representative**  
MEYER & Partenaires  
Bureaux Europe,  
20 place des Halles  
F-67000 STRASBOURG (FR)
- 770 **Name and address of the previous holder**  
société Air France  
45, rue de Paris  
ROISSY-CHARLES-DE-GAULLE (FR)
- 540 **Mark**



*l'espace*  
PREMIERE

- 531 **International Classification of the Figurative Elements of Marks (Vienna Classification) - VCL(4)**  
27.05.01
- 511 **International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification) - NCL(7)**

16

Adhesive tapes for stationery or household purposes, posters, advertisement boards of paper or cardboard, albums, albums for colouring, almanacs, watercolours, architect models, slate pencils, writing slates, engraved works of art, lithographic works of art, atlases, stickers (stationery items), paper badges, comic books, paper bibs, mats for beer glasses, tickets, passenger tickets, pads (stationery), drawing pads, boxes of cardboard or paper, cardboard or paper packaging and covers for bottles, brochures, embroidery designs, office requisites (except furniture), sealing stamps, stamps, cases for stamps, exercise books, calendars, paper coasters, notebooks, cards, subscription cards, playing cards, geographic maps, cardboard packing, cardboard hatboxes, catalogues, document folders, cigar bands, circulars, binders (office supplies), stationery cases (office supplies), confetti, control tokens, letter trays, conical paper bags, disposable nappies of paper or cellulose, paper knives (office requisites), wrappings (stationery), writing chalk, pencils, pencil cases, pencil sharpeners, cream containers of paper, transfer pictures, paper tissues for removing make-up, drawing materials, drawing implements, graphic prints, adhesive tape dispensers (stationery), document files (stationery), paper flags, etchings, writing materials, paper or cardboard signs, writing instruments, shields (paper seals), rubber erasers, elastic bands for offices, packing paper, inks, ink pads, inkwells, teaching and educational material (excluding equipment), paper or cardboard signs, envelopes (stationery), tear-off calendars, paper hand-towels, pen wipers, non-textile labels, announcement cards (stationery), paper pennants, paper sheets (stationery), bubble packs (made of plastic)

materials for wrapping and packaging purposes), index cards (stationery), figurines (statuettes) made of papier-mâché, forms, school supplies, terrestrial globes, graphic representations, engravings, printed timetables, toilet paper, pictures, printed products, printed matter, sets of cards, newspapers, writing paper, table linen of paper, lithographs, books, bookmarks, booklets, manuals, plastics for modelling, bags for microwave cooking, propelling pencils, modelling materials, paper handkerchiefs, table mats of paper, paper tablecloths, palettes for painters, stationery, paperweights, holders for passports and identity documents, pastel crayons, paint boxes (articles for use at school), framed or non-framed paintings, plastic film for wrapping, periodicals, photographs, photograph stands, photoengravings, bulldog clips, paintbrushes, plans, penholders, pen cases, holders for cheque books, portraits, postcards, prospectuses, publications, ledgers (books), directories, magazines, paper curtains, table mats of paper, paper ribbons, waste bags (of paper or plastic materials), paper or plastic bags and small bags (wrappings, pouches) for packaging purposes, paper table napkins, paper towels, page markers, greeting cards, desk blotters, paper blinds, pens, stands for pens and pencils, paper table covers, writing pads, drawing sets.

Rubans adhésifs pour la papeterie ou le ménage, affiches, porte-affiches en papier ou en carton, albums, albums de coloriage, almanachs, aquarelles, maquettes d'architecture, crayons d'ardoise, ardoises pour écrire, objets d'art gravés, objets d'art lithographiés, atlas, autocollants (articles de papeterie), badges en papier, journaux de bandes dessinées, bavettes en papier, bavoires en papier, dessous de chope à bière, billets (tickets), billets de transport, blocs (papeterie), blocs à dessin, boîtes en carton ou en papier, emballages et enveloppes pour bouteilles en carton ou en papier, brochures, modèles de broderie, articles de bureau (à l'exception des meubles), timbres à cacheter, cachets (sceaux), coffrets à cachets (timbres), cahiers, calendriers, dessous de carafes en papier, carnets, cartes, cartes d'abonnement, cartes à jouer, cartes géographiques, cartonnages, cartons à chapeaux (boîtes), catalogues, chemises pour documents, bagues (anneaux) de cigares, circulaires, classeurs (articles de bureau), coffrets pour la papeterie (articles de bureau), confettis, jetons de contrôle, corbeilles à courrier, cornets de papier, couches-culottes en papier ou en cellulose (à jeter), coupe-papier (articles de bureau), couvertures (papeterie), craie à écrire, crayons, porte-crayons, taille-crayons, crémiers (petits vases) en papier, décalcomanies, serviettes à démaquiller en papier, fournitures pour le dessin, instruments de dessin, dessins, distributeurs de ruban adhésif (articles de papeterie), dossiers (papeterie), drapeaux (en papier), eaux-fortes (gravures), fournitures pour écrire, écriteaux en papier ou en carton, instruments d'écriture, écussons (cachets en papier), gommes à effacer, élastiques de bureau, papier d'emballage, encres, tampons encreurs, encriers, matériel d'enseignement et d'instruction (à l'exception des appareils), enseignes en papier ou en carton, enveloppes (papeterie), éphémérides, essuie-mains en papier, essuie-plumes, étiquettes non en tissu, faire-part (papeterie), fanions (en papier), feuilles (papeterie), feuilles bullées (en matière plastique pour l'emballage ou le conditionnement), fiches (papeterie), figurines (statuettes) en papier mâché, formulaires, formules, fournitures scolaires, globes terrestres, représentations graphiques, gravures, horaires imprimés, papier hygiénique, images, impressions, imprimés, jeux de cartes, journaux, papier à lettres, linge de table (en papier), lithographies, livres, marques pour livres, livrets, manuels, matières plastiques pour le modelage, sachets pour la cuisson par micro-ondes, porte-mines, matériaux pour le modelage, mouchoirs de poche (en papier), napperons en papier, nappes en papier, palettes pour peintres, articles de papeterie, presse-papiers, pochettes pour passeports et documents d'identité, pastels (crayons), boîtes de peinture (matériel scolaire), peintures (tableaux) encadrées ou non, pellicules en matières plastiques pour l'emballage, périodiques, photographies, supports pour photographies, photogravures, pince-notes, pinceaux, plans, porte-plume, plumiers, porte-chéquiers, portraits, cartes postales, prospectus, publications, registres (livres), répertoires, revues (périodiques), rideaux en papier, ronds de table (en papier), rubans de papier, sacs à ordures (en papier ou en matières plastiques), sacs, sachets (enveloppes, pochettes) pour l'emballage (en papier ou en matières plastiques), serviettes de table (en papier), serviettes de toilette (en papier), signets, cartes de souhaits, sous-main, stores en papier, stylos, supports pour plumes et crayons, tapis de table en papier, tablettes à écrire, trousse à dessin.

- 39** Goods transport, packaging and storing, organisation of travel, escorting travellers, air transport, freighting, tourist offices (except for hotel reservation), vehicle breakdown assistance (towing), bus transport, car transport, car rental, storage container leasing services, message delivery, goods warehousing, newspaper distribution, distribution (delivery) of goods, packing of goods, organisation of excursions, freight forwarding, freight transport, transportation information, rental of wheelchairs, parking space rental, vehicle rental, courier services (messages or merchandise), car parking services, transport of passengers, seat reservation, salvaging, rescue operations (transport), storage, taxi services, sightseeing (tourism), services of a forwarding agency, transport reservations, transport of valuables, travel reservation, transporting travellers, car shuttle service, luggage, goods and passenger check-in services, airplane lending and rental, provision of aircraft, representation of airlines in matters of transport.

Transport, emballage et entreposage de marchandises, organisation de voyages, accompagnement de voyageurs, transports aériens, transports aéronautiques, affrètement, agences de tourisme (à l'exception de la réservation d'hôtels, de pensions), assistance en cas de pannes de véhicules (remorquage), services d'autobus, transport en automobile, location d'automobiles, services de location de conteneurs d'entreposage, distribution du courrier, dépôt de marchandises, distribution de journaux, distribution (livraison) de produits, de marchandises, empaquetage de marchandises, organisation d'excursions, services d'expédition, fret (transport de marchandises), informations en matière de transport, location de fauteuils roulants, location de places de stationnement, location de véhicules, messagerie (courrier ou marchandises), services de parcs de stationnement, transport de passagers, réservation de places de voyage, services de sauvetage, opérations de secours (transport), stockage, services de taxis, visites touristiques, services de transit, réservations pour le transport, transport de valeurs, réservations pour les voyages, transport de voyageurs, services de navettes automobiles, enregistrement de bagages, de marchandises et de passagers, prêt et location d'avions, mise à disposition de véhicules aériens, représentation de compagnies aériennes en matière de transport.

**822 Basic registration**

FR, 17.10.2000, 00 3 058 864

300 Data relating to priority under the Paris Convention and other data relating to registration of the mark in the country of origin

FR, 17.10.2000, 00 3 058 864

831 Designation(s) under the Madrid Agreement

BA - BG - CH - CN - CU - CZ - DZ - EG - HR - HU - KE - KP - LI - LR - LV - MA - MC - ME - MK - MN - PL - RO - RS - RU - SD - SI - SK - SL - SM - UA - VN

832 Designation(s) under the Madrid Protocol

EE - GE - JP - LT - NO - SG - TR

527 Indications regarding use requirements

SG

Registration

450 Publication number and date

2001/14 Gaz, 16.08.2001

831 Designation(s) under the Madrid Agreement

BA - BG - CH - CN - CU - CZ - DZ - EG - HR - HU - KE - KP - LI - LR - LV - MA - MC - MK - MN - PL - RO - RU - SD - SI - SK - SL - SM - UA - VN - YU

832 Designation(s) under the Madrid Protocol

EE - GE - JP - LT - NO - SG - TR

527 Indications regarding use requirements

SG

580 Date of recording (date of notification from which the time limit to notify the refusal starts)

26.07.2001

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

BA

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

BG

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

CH

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

CN

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

CU

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

CZ

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

DZ

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

EG

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

HR

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

HU

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**KE**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**KP**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**LI**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**LR**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**LT**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**LV**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**MA**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**MC**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**MK**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**MN**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**PL**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**RO**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**RU**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**SD**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**SI**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**SK**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**SL**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

**SM**

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

UA

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

VN

The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)

YU

861 Total provisional refusal of protection

SG

450 Publication number and date

2001/23 Gaz, 20.12.2001

861 Total provisional refusal of protection

JP

450 Publication number and date

2002/5 Gaz, 18.04.2002

Grant of protection subject to opposition

TR

450 Publication number and date

2002/10 Gaz, 27.06.2002

Opposition end date

17.08.2002

861 Total provisional refusal of protection

EE

450 Publication number and date

2002/11 Gaz, 11.07.2002

869 Disclaimer

UA

450 Publication number and date

2002/12 Gaz, 25.07.2002

861 Total provisional refusal of protection

NO

450 Publication number and date

2002/13 Gaz, 08.08.2002

Partial assignment

450 Publication number and date

2002/24 Gaz, 09.01.2003

833 Interested Contracting Party(ies)

JP

871 Number of the assigned part of the international registration

759879A

Delete from list:

16

Adhesive tapes for stationery or household purposes, posters, advertisement boards of paper or cardboard, albums, albums for coloring, almanacs, watercolors, architect models, slate pencils, writing slates, engraved works of art, lithographic works of art, atlases, stickers (stationery items), paper badges, comic books, paper bibs, mats for beer glasses, tickets, passenger tickets, pads (stationery), drawing pads, boxes of cardboard or paper, cardboard or paper packaging and covers for bottles, brochures, embroidery designs, office requisites (except furniture), sealing stamps, stamps, cases for stamps, exercise books, calendars, paper coasters, notebooks,

cards, subscription cards, playing cards, geographic maps, cardboard packing, cardboard hatboxes, catalogues, document folders, cigar bands, circulars, binders (office supplies), stationery cases (office supplies), confetti, control tokens, letter trays, conical paper bags, disposable nappies of paper or cellulose, paper knives (office requisites), wrappings (stationery), writing chalk, pencils, pencil cases, pencil sharpeners, cream containers of paper, transfer pictures, paper tissues for removing make-up, drawing materials, drawing implements, graphic prints, adhesive tape dispensers (stationery), document files (stationery), paper flags, etchings, writing materials, paper or cardboard signs, writing instruments, shields (paper seals), rubber erasers, elastic bands for offices, packing paper, inks, ink pads, inkwells, teaching and educational material (excluding equipment), paper or cardboard signs, envelopes (stationery), tear-off calendars, paper hand-towels, pen wipers, non-textile labels, announcement cards (stationery), paper pennants, paper sheets (stationery), bubble packs (made of plastic materials for wrapping and packaging purposes), index cards (stationery), figurines (statuettes) made of papier-mâché, forms, school supplies, terrestrial globes, graphic representations, engravings, printed timetables, toilet paper, pictures, printed products, printed matter, sets of cards, newspapers, writing paper, table linen of paper, lithographs, books, bookmarks, booklets, manuals, plastics for modelling, bags for microwave cooking, propelling pencils, modelling materials, paper handkerchiefs, table mats of paper, paper tablecloths, palettes for painters, stationery, paperweights, holders for passports and identity documents, pastel crayons, paint boxes (articles for use at school), framed or non-framed paintings, plastic film for wrapping, periodicals, photographs, photograph stands, photoengravings, bulldog clips, paintbrushes, plans, penholders, pen cases, holders for check books, portraits, postcards, prospectuses, publications, ledgers (books), directories, magazines, paper curtains, table mats of paper, paper ribbons, waste bags (of paper or plastic materials), paper or plastic bags and small bags (wrappings, pouches) for packaging purposes, paper table napkins, paper towels, page markers, greeting cards, desk blotters, paper blinds, pens, stands for pens and pencils, paper table covers, writing pads, drawing sets.

Rubans adhésifs pour la papeterie ou le ménage, affiches, porte-affiches en papier ou en carton, albums, albums de coloriage, almanachs, aquarelles, maquettes d'architecture, crayons d'ardoise, ardoises pour écrire, objets d'art gravés, objets d'art lithographiés, atlas, autocollants (articles de papeterie), badges en papier, journaux de bandes dessinées, bavettes en papier, bavoires en papier, dessous de chopes à bière, billets (tickets), billets de transport, blocs (papeterie), blocs à dessin, boîtes en carton ou en papier, emballages et enveloppes pour bouteilles en carton ou en papier, brochures, modèles de broderie, articles de bureau (à l'exception des meubles), timbres à cacheter, cachets (sceaux), coffret à cachets (timbres), cahiers, calendriers, dessous de carafes en papier, carnets, cartes, cartes d'abonnement, cartes à jouer, cartes géographiques, cartonnages, cartons à chapeaux (boîtes), catalogues, chemises pour documents, bagues (anneaux) de cigares, circulaires, classeurs (articles de bureau), coffrets pour la papeterie (articles de bureau), confettis, jetons de contrôle, corbeilles à courrier, cornets de papier, couches-culottes en papier ou en cellulose (à jeter), coupe-papier (articles de bureau), couvertures (papeterie), craie à écrire, crayons, porte-crayons, taille-crayons, crémiers (petits vases) en papier, décalcomanies, serviettes à démaquiller en papier, fournitures pour le dessin, instruments de dessin, dessins, distributeurs de ruban adhésif (articles de papeterie), dossiers (papeterie), drapeaux (en papier), eaux-fortes (gravures), fournitures pour écrire, écriteaux en papier ou en carton, instruments d'écriture, écussons (cachets en papier), gommes à effacer, élastiques de bureau, papier d'emballage, encres, tampons encreurs, encriers, matériel d'enseignement et d'instruction (à l'exception des appareils), enseignes en papier ou en carton, enveloppes (papeterie), éphémérides, essuie-mains en papier ou en carton, essuie-plumes, étiquettes non en tissu, faire-part (papeterie), fanions (en papier), feuilles (papeterie), feuilles bullées (en matière plastique pour l'emballage ou le conditionnement), fiches (papeterie), figurines (statuettes) en papier mâché, formulaires, formules, fournitures scolaires, globes terrestres, représentations graphiques, gravures, horaires imprimés, papier hygiénique, images, impressions, imprimés, jeux de cartes, journaux, papier à lettres, linge de table (en papier), lithographies, livres, marques pour livres, livrets, manuels, matières plastiques pour le modelage, sachets pour la cuisson par micro-ondes, porte-mines, matériaux pour le modelage, mouchoirs de poche (en papier), napperons en papier, nappes en papier, palettes pour peintres, articles de papeterie, presse-papiers, pochettes pour passeports et documents d'identité, pastels (crayons), boîtes de peinture (matériel scolaire), peintures (tableaux) encadrées ou non, pellicules en matières plastiques pour l'emballage, périodiques, photographies, supports pour photographies, photogravures, pince-notes, pinceaux, plans, porte-plume, plumiers, porte-chéquiers, portraits, cartes postales, prospectus, publications, registres (livres), répertoires, revues (périodiques), rideaux en papier, ronds de table (en papier), rubans de papier, sacs à ordures (en papier ou en matières plastiques), sacs, sachets (enveloppes, pochettes) pour l'emballage (en papier ou en matières plastiques), serviettes de table (en papier), serviettes de toilette (en papier), signets, cartes de souhaits, sous-main, stores en papier, stylos, supports pour plumes et crayons, tapis de table en papier, tablettes à écrire, trousse à dessin.

**580 Date of recording**

**26.06.2002**

**Opposition possible after the 18 months time limit**

**SG**

**450 Publication number and date**

**2002/15 Gaz, 05.09.2002**

**Opposition end date**

**03.09.2002**

**Grant of protection subject to opposition**

**GE****450 Publication number and date****2002/14 Gaz, 22.08.2002****Opposition end date****10.10.2002** **Opposition possible after the 18 months time limit****SG****450 Publication number and date****2002/16 Gaz, 19.09.2002** **868 Grant of protection****GE****450 Publication number and date****2002/23 Gaz, 26.12.2002** **Opposition possible after the 18 months time limit****EE****450 Publication number and date****2003/2 Gaz, 06.03.2003** **Opposition possible after the 18 months time limit****EE****450 Publication number and date****2003/4 Gaz, 03.04.2003****Opposition end date****02.03.2003** **895 Statement indicating that the mark is protected for all the goods and services requested****NO****450 Publication number and date****2003/4 Gaz, 03.04.2003** **898 Other final decision****EE****450 Publication number and date****2003/8 Gaz, 29.05.2003**

The mark is protected with the following disclaimer: the registration does not establish the exclusive right to the word PREMIERE.

La marque est protégée avec la réserve suivante: l'enregistrement ne confère aucun droit exclusif sur le mot PREMIERE.

 **898 Other final decision****JP****450 Publication number and date****2003/11 Gaz, 10.07.2003**

Accepted for all the services in class 39 and refused for all the goods in class 16.

Admis pour les services de la classe 39 et refusé pour les produits de la classe 16.

 **895 Statement indicating that the mark is protected for all the goods and services requested****SG**

**450 Publication number and date**  
**2004/11 Gaz, 10.06.2004**

**895 Statement indicating that the mark is protected for all the goods and services requested**  
**UA**

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**Continuation of effect**

**450 Publication number and date**  
**2007/42 Gaz, 22.11.2007**

**833 Interested Contracting Party(ies)**  
**ME**

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