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O/Ref: M1004208/Team 2/SFLEE
Y/Ref: International Registration Number 1004208
Date: 15 July 2009

Please reply by 15 September 2009 quoting our reference.

Dear Sir or Madam,

Intl. Reg. No: 1004208 in Classes 16, 25, 35, 38
For the Mark: wannabesociety.com
Holder: ARIH oglasevalska agencija, d.o.o.

**NOTIFICATION OF A PROVISIONAL PARTIAL REFUSAL OF PROTECTION
(NOT BASED ON AN OPPOSITION) BY THE UNITED KINGDOM
INTELLECTUAL PROPERTY OFFICE.**

I have provisionally partially refused protection of this mark for some of the goods/services. My reasons are given in the enclosed Examination Report.

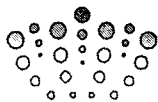
I have examined the designation and carried out a search of earlier national trade marks and Community and International trade marks which cover the UK.

The examination report includes a Classification objection, in respect of **Class 35**. The holder may provide further information in support of the designation, or contact me to discuss it.

The holder has the right to request a hearing before a senior officer of the Registry to argue their case in relation to the objection raised under Section 3. A hearing can take place in person or over the telephone. If they would like a hearing, they should let me know as soon as possible.

Please note that if this objection/query is not resolved by the date given above, I will publish it in the Trade Marks Journal, but only for:

Classes 16, 25 and 38 for the specifications as filed.



International Registration No: 1004208

Class 35 for Advertising; business management; business administration; office functions; on-line advertising on a computer network; publicity; direct mail advertising; dissemination of advertising matter; updating of advertising material; writing of publicity texts; publication of publicity texts; layout services for advertising purposes; rental of advertising space; rental of advertising time on communication media; publicity material rental; administrative processing of purchase orders; distribution of samples; sales promotion for others; presentation of goods on communication media, for retail purposes; demonstration of goods; marketing services; marketing studies, marketing research; business investigations, business research; commercial information and advice for consumers (consumer advice shop); modelling for advertising or sales promotion; organization of exhibitions and trade fairs for commercial or advertising purposes; computerized file management; data search in computer files for others; compilation of information into computer databases; systemization of information into computer databases.

The provisional refusal of all other services will then become final.

INFORMATION REGARDING EARLIER MARKS

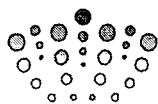
The holder will see from my report that I have identified earlier marks that they should be aware of because they appear to be similar to the holder's mark and to cover goods or services that are the same as, or similar to, goods/services listed in this designation.

It is now up to the holder to decide whether or not they wish their designation to proceed as it stands notwithstanding these earlier marks. However, if they decide to proceed in this way, I am obliged to notify the holders of the earlier marks accordingly. Notifications go automatically to the holders of marks protected specifically in the UK and also to those holders of marks protected at EU level who have asked to receive such notifications.

If the holder proceeds, this designation will be published in the Trade Marks Journal to provide any third party with the opportunity to lodge an opposition. The holder should also know that if an opposition were to be successful, this would be likely to result in a costs award against the holder, which if the holder contests the opposition could be as much as several thousand pounds.

If the holder disagrees that the marks I have identified are confusingly similar, or they wish to delete some of their goods or services to try and avoid any notifications being sent, they should contact me and I will consider their comments. I should point out, however, that I can only allow them one opportunity to write to me. If they want to telephone me first to discuss these issues before they reply in writing, they should feel free to do so. After I have considered any written comments or amendments that they make, I will reply to them with my decision as to who, if anyone, should be notified about this designation and that decision will be final and not open to appeal.

The holder should be aware that even if I am persuaded not to send notifications to the



International Registration No: 1004208

earlier mark holders, they or anyone else may still successfully oppose the designation.

If the holder does not reply before the date shown overleaf, I will assume that the holder wishes this designation to proceed as indicated above.

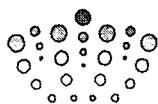
If this is not the case and the holder does not wish the designation to proceed, they must tell me by this date. They must also complete form MM7 (available at http://www.wipo.int/edocs/formdocs/form-madrid/en/form_mm7.pdf) which should be forwarded to me and I will submit it to WIPO, on their behalf, to formally withdraw this UK designation.

Yours faithfully,

A handwritten signature in black ink that reads "Sheet".

Sharon Fleet

Trade Marks Examiner



International Registration No: 1004208

EXAMINATION REPORT

International Registration No. 1004208 in Classes 16, 25, 35, 38 has been examined under the UK Trade Marks Act 1994. References to 'section' in this report mean that section of the Act.

Class 16 - Information regarding earlier rights

Based solely on a comparison of the marks and goods/services, I consider the earlier mark(s) listed to be confusingly similar to your trade mark. It is now up to you to decide whether or not you wish your application to proceed as it stands. However, if you decide to proceed in this way, I am obliged to notify the earlier mark(s) accordingly. Notifications go automatically to the holders of marks protected specifically in the UK and also to those holders of marks protected at EU level who have asked to receive such notifications.

1547177 (16)

Class 25 - Information regarding earlier rights

Based solely on a comparison of the marks and goods/services, I consider the earlier mark(s) listed to be confusingly similar to your trade mark. It is now up to you to decide whether or not you wish your application to proceed as it stands. However, if you decide to proceed in this way, I am obliged to notify the earlier mark(s) accordingly. Notifications go automatically to the holders of marks protected specifically in the UK and also to those holders of marks protected at EU level who have asked to receive such notifications.

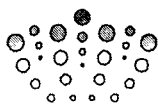
1542002 (25)

E4404737 (25)

E5212261 (25)

Class 35 - Specification

The term 'Wholesale and retail sale services of various goods, including: soaps, liquid soaps, perfumery, essential oils, cosmetics, skin creams and body lotions, hand creams, shampoos, hair gels, hair lotions, dentifrices, air fresheners, air fresheners for homes, air fresheners for cars, apparatus for recording, transmission or reproduction of sound or images, magnetic data carriers, recording discs, computer programs (downloadable software), recorded computer programmes, recorded computer software, ringtones downloadable from the computer network, condoms, precious metals and their alloys and goods in precious metals or coated therewith, jewellery, precious stones, horological and chronometric instruments, badges of precious metal, paper, cardboard and goods made from these materials, printed matter, bookbinding material, photographs, stationery, adhesives for stationery or household purposes, artists' materials, paint brushes, typewriters and office requisites, instructional and teaching material, plastic materials for packaging, printers' type, printing blocks, leather and



International Registration No: 1004208

imitations of leather, and goods made of these materials, animal skins, hides, trunks and travelling bags, umbrellas, parasols and walking sticks, whips, furniture, mirrors, picture frames, goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics, bedding, pillows, household or kitchen utensils and containers, combs and sponges, brushes, glassware, porcelain and earthenware, textiles and textile goods, bed and table covers, clothing, footwear, headgear, T-shirts, custom-made T-shirts, underwear, trousers, lace and embroidery, ribbons and braid, buttons, pins and needles, artificial flowers, badges, ornamental novelty badges and buttons, carpets, rugs, mats and matting, non-textile wall hangings, games, playthings, gymnastic and sporting articles, decorations for Christmas trees, food, coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee, flour and preparations made from cereals, bread, pastry and confectionery, ices, honey, treacle, salt, vinegar, sauces, condiments, spices, ice, beers, mineral and aerated waters and other non-alcoholic drinks, fruit drinks and fruit juices, syrups and other preparations for making beverages, tobacco, smokers's articles, matches; services of sale via the Internet; services of commercialization of goods via the Internet, on-line sale services (services of electronic commerce); catalogue retail services; retail services by mail' is unacceptable under Section 1(1) and 3(1)(a) of the Act in that it is too vague and lacks legal clarity. As the specification is unclear in this respect, it will not be possible for the sign to distinguish the goods/services of one undertaking from those of another.

We have not, at this point, undertaken a search in respect of prior marks on the register (relative grounds examination). As and when you specify what goods you are interested in, we will undertake a full relative grounds examination which may raise earlier trade marks as a further ground of objection.

At the back of this report you will see details of the above marks which I consider would be confused with the mark applied for. As regards these earlier marks, those headed with:

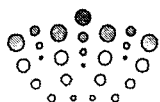
OHIM indicates a Community Trade Mark.

Madrid indicates an International Registration designating the UK.

Madrid (EU) indicates an International Registration designating the EU.

All have protection in the UK.

Any without a heading indicate protection only in the UK.



International Registration No: 1004208

1542002

(Advertised in journal 6129,06403 - RGSTRD)

1542002 15 July 1993 (25)

WANNABE

Footwear, shoes, boots, slippers and socks; all for women; all included in Class 25.

Ruggeri S.p.A., Via G.B. Pirelli, scn - Zona Ind, A, Civitanova Marche (Mc), Italy.

Service: Wynne-Jones, Lainé & James LLP, Essex Place, 22 Rodney Road, Cheltenham, Gloucestershire, GL50 1JJ.

(OHIM) E4404737

(RGSTRD)

E4404737 (22, 25, 28)

Date Filed: 21 March 2005

Publication Date: 22 May 2006

Registration Date: 4 May 2006

Wannabee

International priority date claimed: 22 September 2004 (France).

Class 25: Clothing, footwear (except orthopaedic footwear), headgear, in particular for sports, ski boots, football boots, rugby boots, dance shoes, beach shoes, apres-ski boots.

GROUPE GO SPORT (Société Anonyme), 17, avenue de la Falaise, Sassenage, 38360, France.

Representative: CABINET GERMAIN & MAUREAU, 12, rue Boileau, Lyon, 69006, France.

1547177

(Advertised in journal 6036,04701 - RGSTRD)

1547177 9 September 1993 (16)

Wannabee

Printed matter; printed publications; books, magazines, brochures, booklets, pamphlets, periodical publications; posters; all included in Class 16.

Performance Entertainment Limited, Tudor Barn, West Well Lane, Tingewick, Bucks, MK18 4QA.

Agent: Sandiford Tennant LLP, 2nd Floor, Albert House, 111 Victoria Street, Bristol, BS1 6AX.

(OHIM) E5212261

(RGSTRD)

E5212261 (22, 25, 28)

Date Filed: 4 July 2006

Publication Date: 21 May 2007

Registration Date: 8 May 2007

WANABEE

Class 25: Clothing, footwear (except orthopaedic footwear), headgear and among other for sports, ski boots, football boots, rugby boots, ballet shoes, beach shoes, apres-ski boots.

GROUPE GO SPORT (Société Anonyme), 17, avenue de la Falaise, Sassenage, 38360, France.

Representative: CABINET GERMAIN & MAUREAU, 12, rue Boileau, Lyon, 69006, France.