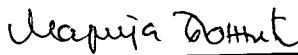


ARANGEMENT ET PROTOCOLE DE MADRID

REFUS PROVISOIRE DE PROTECTION / PRIVREMENO ODBIJANJE ZAŠTITE

Règle 17.1) / Pravilo 17.1)

I	Nom de l'Administration qui a prononcé le refus / Naziv organa koji je doneo odbijanje: REPUBLIQUE DE SERBIE OFFICE DE LA PROPRIÉTÉ INTELLECTUELLE, Kneginje Ljubice 5, 11000 Beograd		
II	No de l'enregistrement international faisant l'objet du refus / Broj odbijene međunarodne registracije : 994 020 No de l'enregistrement national de base / Broj nacionalne registracije : 396 21 974.8/30		
III	Nom et adresse du titulaire de l'enregistrement international faisant l'objet du refus / Ime i adresa nosioca odbijene međunarodne registracije: Wagner Tiekfuhlprodukte GmbH Ernst-Wagner-Strasse 48, 66620 Nonnweiler (DE).		
IV	Nature du refus/ Vrsta odbijanja:	X Refus provisoire fondé sur un examen d'office/ Odbijanje po službenoj dužnosti	
V	Motifs de refus / Razlozi odbijanja : Collision avec les marques internationales Nos / Kolizija sa međunarodnim žigovima br. : 849892 Piccolini, fig., pour tous les produits de la classe 30, BARILLA G. E R. FRATELLI – SOCIETÀ PER AZIONI Via Mantova, 166 I-43100 PARMA (IT), date de l'enregistrement national: 16.03.2005, date de l'enregistrement international : 16.03.2005. 848504 PICCOLINI, pour tous les produits de la classe 30, BARILLA G. E R. FRATELLI – SOCIETÀ PER AZIONI Via Mantova, 166 I-43100 PARMA (IT), date de l'enregistrement national: 16.03.2005, date de l'enregistrement international : 16.03.2005. 570829 PICCOLINI, fig., pour tous les produits de la classe 30, HOSTA-WERK FÜR SCHOKOLADE-SPEZIALITÄTEN GMBH & Co 7181 STIMPFACH-RANDENWEILER (DE), date de l'enregistrement national: 11.12.1990, date de l'enregistrement international : 12.04.1991.		
VI	Articles de la loi nationale applicables en la matière (voir extrait de la loi au verso) / Članovi Zakona o žigovima koji se primenjuju (videti izvod na drugoj strani): 5, al. 1, No 9 / član 5. stav. 1. tačka 9.		
VII	X	Refus pour la totalité des produits et/ou services / Odbijanje za sve proizvode i/ili usluge : Refus pour tous les produits de la classe suivante / Odbijanje za sve proizvode iz sledeće klase :	
VIII	Recours possible contre de la décision de refus / Odgovor protiv odluke o odbijanju podnosi se : a) délai de recours / rok za odgovor: 6 mois dès la prononciation du présent refus / 6 meseci od dana donošenja ovog odbijanja b) autorité à laquelle le recours doit être adressé / organ kome se podnosi odgovor: cet Office / ovaj Zavod Assistance d'un mandataire local est obligatoire / Zastupanje preko domaćeg punomoćnika je obavezno		
IX	Numéro et date à laquelle le refus a été prononcé / Broj i datum izdavanja odbijanja : 192 – le 21.01.2010		
X	Signature officiel de l'Office qui a prononcé le refus / Potpis službenika Zavoda koji je doneo odbijanje : Marija Božić, Chef, Section des marques internationales 		

EXTRAI DE LA LOI SUR LES MARQUES
(le 24 décembre 2009)

Article 5

Ne peut être protégé comme marque le signe:

- 1) qui est contraire à l'ordre public ou aux principes moraux;
 - 2) qui n'est pas susceptible, par son apparence, de distinguer des produits ou des services dans leur circulation ;
 - 3) qui présente uniquement la forme tridimensionnelle déterminée par la nature des produits ou la forme des produits nécessaire pour obtenir un résultat technique;
 - 4) qui désigne uniquement l'espèce des produits ou des services, leur destination, le temps ou le mode de leur production, leur qualité, leur prix, leur quantité, leur poids et l'origine géographique;
 - 5) qui est usuel pour désigner une espèce déterminée des produits ou des services;
 - 6) qui est susceptible, par son apparence ou par son contenu, de créer la confusion dans la circulation des produits et des services et d'induire en erreur les consommateurs en ce qui concerne l'origine géographique, l'espèce, la qualité ou autres caractéristiques des produits ou des services;
 - 7) qui contient des signes ou des poinçons officiels de contrôle ou de garantie de qualité ou qui les imite;
 - 8) qui est identique au signe antérieurement protégé pour les produits ou services identiques;
 - 9) qui est identique au signe antérieurement protégé d'une autre personne pour les produits ou services similaires, ou semblable au signe antérieurement protégé d'une autre personne pour les produits ou services identiques ou similaires, si cette ressemblance peut créer la confusion dans une partie pertinente du public, y compris la possibilité d'associer ce signe au signe antérieurement protégé ;
 - 10) qui est identique ou similaire, pour les produits ou services identiques ou similaires, à un signe notoire d'une autre personne en République de Serbie, conformément à l'article 6bis de la Convention de Paris sur la protection de la propriété industrielle (dans la suite, la marque notoire) ;
 - 11) qui représente, sans prenant en considération les produits et services auxquels il se rapporte, la reproduction, l'imitation, la traduction ou la translittération d'un signe protégé d'une autre personne ou de sa partie importante, qui est, entre les participants dans la circulation en République de Serbie, sans doute connu en tant que signe d'une haute réputation (dans la suite: la marque d'une haute renommée), si par utilisation d'un tel signe, le bénéfice serait tiré, d'une manière déloyale, de la réputation acquise de la marque d'une haute renommée, ou son caractère distinctif ou sa réputation subiraient un dommage ;
 - 12) qui, par son apparence ou par son contenu, viole le droit d'auteur ou les droits de la propriété industrielle;
 - 13) qui contient des armoiries d'Etat ou d'autres armoiries publiques, le drapeau ou l'emblème, le nom ou l'abrégié d'un pays ou d'une organisation internationale, ainsi que leur imitation, sauf sur l'autorisation de l'organe compétent du pays ou de l'organisation en question;
 - 14) qui présente ou imite le symbol national ou religieux.
- Le signe de l'alinéa 1., numéros 2., 4. et 5. de cet article peut être protégé en tant que marque si le déposant de la demande prouve que ce signe est devenu susceptible de distinguer des produits et services par son utilisation sérieuse.
- Dans le cas de l'alinéa 1., numéro 9) le signe peut être protégé avec le consentement explicite écrit du titulaire de la marque antérieure.
- Le signe qui contient l'effigie ou le nom d'une personne ne peut être protégé qu'avec le consentement de cette personne.
- Le signe qui contient l'effigie ou le nom d'une personne décédée ne peut être protégé qu'avec le consentement du conjoint, des parents ou des enfants du décédé.
- Le signe qui contient l'effigie ou le nom d'une personnalité historique ou d'une autre personnalité célèbre décédée peut être protégé avec l'autorisation de l'organe compétent et l'autorisation de son conjoint et des parents jusqu'au troisième degré de parenté.

IZVOD IZ ZAKONA O ŽIGOVIMA
(24. decembar 2009.)

Žigom se ne može zaštititi znak:

- 1) koji je protivan javnom poretku ili prihvaćenim moralnim principima;
 - 2) koji po svom ukupnom izgledu nije podoban za razlikovanje robe, odnosno usluga u prometu;
 - 3) koji isključivo predstavlja trodimenzionalni oblik određen prirodom robe ili oblik robe neophodan za dobijanje određenog tehničkog rezultata;
 - 4) koji isključivo označava vrstu robe, odnosno usluga, njihovu namenu, vreme ili način proizvodnje, kvalitet, cenu, količinu, masu i geografsko poreklo;
 - 5) koji je uobičajen za označavanje određene vrste robe, odnosno usluga;
 - 6) koji svojim izgledom ili sadržajem može da stvori zabunu u prometu i da dovede u zabludu učesnike u prometu u pogledu geografskog porekla, vrste, kvaliteta ili drugih svojstava robe, odnosno usluga;
 - 7) koji sadrži zvanične znakove ili punceve za kontrolu ili garanciju kvaliteta ili ih podražava;
 - 8) koji je istovetan ranije zaštićenom znaku za istu vrstu robe, odnosno usluga;
 - 9) koji je istovetan ranije zaštićenom znaku drugog lica za sličnu vrstu robe, odnosno usluga, ili sličan ranije zaštićenom znaku drugog lica za istovetnu ili sličnu vrstu robe, odnosno usluga, ako postoji verovatnoća da zbog te istovetnosti, odnosno sličnosti nastane zabuna u relevantnom delu javnosti, koja obuhvata i verovatnoću dovođenja u vezu tog znaka sa ranije zaštićenim znakom;
 - 10) koji je istovetan ili sličan, za istu ili sličnu vrstu robe, odnosno usluga znaku drugog lica koji je poznat u Republici Srbiji u smislu člana 6bis Pariske konvencije o zaštiti industrijske svojine (u daljem tekstu: opštepoznati znak);
 - 11) koji, bez obzira na robu, odnosno usluge na koje se odnosi, predstavlja reprodukciju, imitaciju, prevod ili transliteraciju zaštićenog znaka drugog lica ili njegovog bitnog dela, koji je kod učesnika u prometu u Republici Srbiji nesumnjivo poznat kao znak visoke reputacije (u daljem tekstu: čuveni žig), ako bi se korišćenjem takvog znaka nelojalno izvlačila korist iz stečene reputacije čuvenog žiga ili bi se štetilo njegovom distinktivnom karakteru, odnosno reputaciji;
 - 12) koji svojim izgledom ili sadržajem povređuje autorska prava ili druga prava industrijske svojine;
 - 13) koji sadrži državni ili drugi javni grb, zastavu ili simbol, naziv ili skraćenicu naziva neke zemlje ili međunarodne organizacije, kao i njihovo podražavanje, osim po odobrenju nadležnog organa odnosno zemlje ili organizacije;
 - 14) koji predstavlja ili podražava nacionalni ili religijski simbol.
- Znak iz stava 1. tač. 2), 4) i 5) ovog člana može se zaštititi žigom ako podnosilac prijave dokaže da je ozbiljnim korišćenjem znak postao podoban za razlikovanje u prometu robe, odnosno usluga na koje se odnosi.
- U slučaju iz stava 1. tačka 9) znak se može zaštititi žigom uz izričitu pismenu saglasnost nosioca ranijeg žiga.
- Znak koji sadrži lik ili lično ime lica može se zaštititi samo po pristanku tog lica.
- Znak koji sadrži lik ili lično ime umrlog lica može se zaštititi samo po pristanku roditelja, supružnika i dece umrlog.
- Znak koji sadrži lik ili lično ime istorijske ili druge umrle znamenite ličnosti može se zaštititi uz dozvolu nadležnog organa i pristanak supružnika i rodnika do trećeg stepena srodstva.

849892

- 151 Date of the registration
16.03.2005
- 180 Expected expiration date of the registration/renewal
16.03.2015
- 270 Language of the application
English
- Current Status
- 732 Name and address of the holder of the registration
BARILLA G. E R. FRATELLI -
SOCIETÀ PER AZIONI
Via Mantova, 166
I-43100 PARMA (IT)
- 812 Contracting State or Contracting Organization in the territory of which the holder has a real and effective industrial or commercial establishment
IT
- 740 Name and address of the representative
Perani Mezzanotte & Partners S.p.A.
Piazza San Babila, 5
I-20122 Milano (IT)
- 770 Name and address of the previous holder
Barilla G. e R. Fratelli -
Società per Azioni
Viale Riccardo e Pietro Barilla, 3/A
Parma PR (IT)
- 540 Mark



- 550 Indication relating to the nature or kind of mark
The words contained in the mark have no meaning
- 531 International Classification of the Figurative Elements of Marks (Vienna Classification) - VCL(5)
27.05.01
- 571 Description of the mark
The trademark consists in the word PICCOLINI in fancy characters, underlined by a line which is thicker on the right side; The letter P is in upper case, while the other letters are in lower case.
La marque est constituée du mot PICCOLINI, en caractères fantaisie, souligné par un trait allant en s'épaississant vers la droite; la lettre P est en majuscule, à l'inverse des autres caractères.
La marca consiste en el término PICCOLINI escrito en letras de fantasía, subrayado por una línea cuyo extremo derecho es más delgado que el resto; la inicial P es una letra mayúscula, mientras que las demás letras son minúsculas.
- 511 International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification) - NCL(8)
- 30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pasta, biscuits, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Café, thé, cacao, sucre, riz, tapioca, sagou, succédanés du café; farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, pâtisseries et confiseries, glaces; miel, sirop de mélasse; levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; glace à rafraîchir.

Café, té, cacao, azúcar, arroz, tapioca, sagú, sucedáneos del café; harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, pastelería y confitería, helados; miel, jarabe de melaza; levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; hielo.

822 Basic registration

IT, 16.03.2005, 960774

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

IT, 23.02.2005, MI2005C001959

831 Designation(s) under the Madrid Agreement

DZ

832 Designation(s) under the Madrid Protocol

AU - DK - EE - FI - GB - GR - IE - IS - JP - LT - NO - SE - SG - TR - US

834 Designation(s) under the Madrid Protocol by virtue of Article 9sexies

AL - AT - BA - BG - BX - CH - CN - CU - CY - CZ - EG - ES - FR - HR - HU - LI - LV - MA - MC - ME - MK - PL - PT - RO - RS - RU - SI - SK

527 Indications regarding use requirements

GB - IE - SG - US

☐ **Registration**

450 Publication number and date

2005/22 Gaz, 07.07.2005

831 Designation(s) under the Madrid Agreement

AL - AT - BA - BG - BX - CH - CN - CU - CY - CZ - DZ - EG - ES - FR - HR - HU - LI - LV - MA - MC - MK - PL - PT - RO - RU - SI - SK - YU

832 Designation(s) under the Madrid Protocol

AU - DK - EE - FI - GB - GR - IE - IS - JP - LT - NO - SE - SG - TR - US

527 Indications regarding use requirements

GB - IE - SG - US

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

16.06.2005

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

AL

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

AT

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)

BX

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)

CY

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

DK

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)

EE

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)

FR

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

GR

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

IS

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)

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)

PT

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)

SI

 861 Total provisional refusal of protection

 IE

450 Publication number and date

2005/30 Gaz, 01.09.2005

 862 Partial provisional refusal of protection

 AU

450 Publication number and date

2005/31 Gaz, 08.09.2005

Delete from list:**30** Confectionery.

Confiseries.

Confiteria.

 **Opposition possible after the 18 months time limit**
SG**450** Publication number and date

2005/36 Gaz, 13.10.2005

Opposition end date

19.10.2005

 **861** Total provisional refusal of protection **TR****450** Publication number and date

2005/38 Gaz, 27.10.2005

 **861** Total provisional refusal of protection **US****450** Publication number and date

2005/43 Gaz, 01.12.2005

 **868** Grant of protection **JP****450** Publication number and date

2005/50 Gaz, 19.01.2006

 **Grant of protection subject to opposition** **HU****450** Publication number and date

2005/51 Gaz, 26.01.2006

Opposition end date

28.03.2006

 **868** Grant of protection **GB****450** Publication number and date

2006/3 Gaz, 23.02.2006

 **861** Total provisional refusal of protection **ES****450** Publication number and date

2006/6 Gaz, 16.03.2006

 **861** Total provisional refusal of protection **CZ****450** Publication number and date

2006/6 Gaz, 16.03.2006

 **868** Grant of protection **SG**

450 Publication number and date
2006/7 Gaz, 23.03.2006

 Limitation

450 Publication number and date
2006/16 Gaz, 25.05.2006 (Correction: 2006/28 Gaz, 17.08.2006)

833 Interested Contracting Party(ies)

AL - AT - AU - BA - BG - BX - CH - CN - CU - CY - CZ - DK - DZ - EE - EG - ES - FI - FR - GB - GR - HR - HU - IE - IS - JP - LI - LT - LV - MA - MC - ME - MK - NO - PL - PT - RO - RU - SE - SG - SI - SK - TR - US - YU

List limited to:

30 Rice, flour and preparation made from cereals, bread, pasta, biscuits, yeast, baking powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; plats pré-cuisinés congelés.

Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas congeladas listas para consumir.

580 Date of recording
27.02.2006

 862 Partial provisional refusal of protection

 CN

450 Publication number and date
2006/12 Gaz, 27.04.2006

862 Partial provisional refusal of protection

This partial provisional refusal is not subject to review or appeal before this Office. It is deemed to include a declaration of confirmation of partial provisional refusal under Rule 17(5)(a)(iii). All the goods or services affected are therefore indicated

Delete from list:

30 Coffee, cocoa, sugar, artificial coffee; bread, pasta, biscuits, pastry and confectionery, ices; yeast, baking-powder; ice.

Café, cacao, sucre, succédanés du café; pain, pâtes alimentaires, biscuits, pâtisseries et confiseries, glaces; levure, poudre à lever; glace à rafraîchir.

Café, cacao, azúcar, sucedáneos del café; pan, pasta, bizcochos, pastelería y confitería, helados; levaduras, polvos para esponjar; hielo.

 861 Total provisional refusal of protection

 BG

450 Publication number and date
2006/12 Gaz, 27.04.2006

 861 Total provisional refusal of protection

 CN

450 Publication number and date
2006/13 Gaz, 04.05.2006

 862 Partial provisional refusal of protection

 PL

450 Publication number and date
2006/13 Gaz, 04.05.2006

862 Partial provisional refusal of protection

As from November 14, 2005, provisional refusals indicate only whether they are total or partial, without listing the goods and services, or the classes, affected or not affected.

 861 Total provisional refusal of protection



FI

450 Publication number and date
2006/13 Gaz, 04.05.2006

☐861 Total provisional refusal of protection



NO

450 Publication number and date
2006/14 Gaz, 11.05.2006

☐861 Total provisional refusal of protection



SK

450 Publication number and date
2006/15 Gaz, 18.05.2006

☐861 Total provisional refusal of protection



RU

450 Publication number and date
2006/24 Gaz, 20.07.2006

☐861 Total provisional refusal of protection



YU

450 Publication number and date
2006/24 Gaz, 20.07.2006

☐897 Statement indicating that protection of the mark is protected for some of the goods and services requested



AU

450 Publication number and date
2007/48 Gaz, 03.01.2008

List limited to:

- 30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pasta, biscuits, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Café, thé, cacao, sucre, riz, tapioca, sagou, succédanés du café; farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, pâtisseries et confiseries, glaces; miel, sirop de mélasse; levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; glace à rafraîchir.

Café, té, cacao, azúcar, arroz, tapioca, sagú, sucedáneos del café; harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, pastelería y confitería, helados; miel, jarabe de melaza; levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; hielo.

☐861 Total provisional refusal of protection



HR

450 Publication number and date
2006/26 Gaz, 03.08.2006

☐862 Partial provisional refusal of protection



CH

450 Publication number and date
2006/27 Gaz, 10.08.2006

862 Partial provisional refusal of protection

As from November 14, 2005, provisional refusals indicate only whether they are total or partial, without listing the goods and services, or the classes, affected or not affected.

 Opposition possible after the 18 months time limit
IE

450 Publication number and date
2006/29 Gaz, 24.08.2006

 Opposition possible after the 18 months time limit
IE

450 Publication number and date
2006/30 Gaz, 31.08.2006
Opposition end date
25.10.2006

 Declaration that a limitation has no effect
SG

450 Publication number and date
2006/41 Gaz, 16.11.2006

Delete from list:

- 30 Frozen ready meals.
Plats cuisinés surgelés.
Platos congelados listos para el consumo.

 896 Statement indicating that protection of the mark is refused for all the goods and services requested
 ES

450 Publication number and date
2006/32 Gaz, 14.09.2006

 897 Statement indicating that protection of the mark is protected for some of the goods and services requested

 NO

450 Publication number and date
2007/51 Gaz, 24.01.2008

List limited to:

- 30 Rice, flour and preparation made from cereals, bread, pasta, biscuits, yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.
Riz, farine et préparation à base de céréales, pain, pâtes alimentaires, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; plats surgelés prêts à consommer.
Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas precocinadas congeladas.

 861 Total provisional refusal of protection

 SE

450 Publication number and date
2006/39 Gaz, 02.11.2006

 Opposition possible after the 18 months time limit
SE

450 Publication number and date
2006/39 Gaz, 02.11.2006

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

 BG

450 Publication number and date

2006/44 Gaz, 07.12.2006

- ☐ Opposition possible after the 18 months time limit
AU

450 Publication number and date
2006/47 Gaz, 28.12.2006

- ☐ 868 Grant of protection

 AU

450 Publication number and date
2006/50 Gaz, 18.01.2007

- ☐ 897 Statement indicating that protection of the mark is protected for some of the goods and services requested

 IE

450 Publication number and date
2008/2 Gaz, 14.02.2008
List limited to:

- 30 Rice, flour and preparations made from cereals, bread, pasta, biscuits, yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, levure chimique; sel, moutarde; vinaigre, sauces (condiments); épices; plats cuisinés congelés.

Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas precocinadas congeladas.

- ☐ 897 Statement indicating that protection of the mark is protected for some of the goods and services requested

 CN

450 Publication number and date
2008/2 Gaz, 14.02.2008
List limited to:

- 30 Rice, flour and preparations made from cereals, pasta; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pâtes alimentaires; sel, moutarde; vinaigre, sauces (condiments); épices; plats cuisinés congelés .

Arroz, harinas y preparaciones hechas de cereales, pasta; sal, mostaza; vinagre, salsas (condimentos); especias; comidas congeladas listas para consumir.

- ☐ 895 Statement indicating that the mark is protected for all the goods and services requested

 FI

450 Publication number and date
2007/6 Gaz, 15.03.2007

- ☐ Declaration that a limitation has no effect
JP

450 Publication number and date
2007/12 Gaz, 26.04.2007

List limited to:

- 30 Rice, flour and preparation made from cereals, bread, biscuits, yeast, baking powder; salt, mustard; vinegar, sauces (condiments); spices.

Riz, farine et préparations à base de céréales, pain, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices.

Arroz, harinas y preparaciones de cereales, pan, galletas, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias.

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

 **CZ**

450 Publication number and date
2007/8 Gaz, 29.03.2007

 **897** Statement indicating that protection of the mark is protected for some of the goods and services requested

 **US**

450 Publication number and date
2008/8 Gaz, 27.03.2008

List limited to:

30 Rice, flour; preparations made from cereals namely pasta and breakfast cereals, cereal based snack foods, ready-to-eat cereal-derived food bars; bread, biscuits, yeast, baking powder; salt, mustard, vinegar, spices; sauces namely tomato and basil sauce, mushroom and garlic sauce, marinara sauce, spicy pepper sauce, sweet pepper and garlic sauce, green and black olive sauce, pasta sauce, tomato sauce, spaghetti sauce.

Riz, farine; préparations à base de céréales, à savoir pâtes alimentaires et céréales pour le petit déjeuner, en-cas à base de céréales, barres de céréales prêtes à consommer; pain, biscuits, levure, poudre à lever; sel, moutarde, vinaigre, épices; sauces à savoir sauce tomate et basilic, sauce aux champignons et à l'ail, sauce marinara, sauce au poivre épicé, sauce au poivron et à l'ail, sauce aux olives vertes et noires, sauce pour pâtes alimentaires, sauce tomate, sauce pour spaghetti.

Arroz, harinas; preparaciones hechas de cereales, a saber, pasta y cereales para el desayuno, tentempiés a base de cereales, barras de alimentos derivadas de cereales listas para consumir; pan, bizcochos, levaduras, polvos para esponjar; sal, mostaza, vinagre, especias; salsas, a saber, salsa de tomate y albahaca, salsa de champiñón y ajo, salsa marinara, salsa de pimientos picantes, salsa de pimientos dulces y ajo, salsa de aceitunas verdes y negras, salsa para pastas, salsa de tomate, salsa para espaguetis.

 **897** Statement indicating that protection of the mark is protected for some of the goods and services requested

 **CH**

450 Publication number and date
2007/32 Gaz, 13.09.2007

List limited to:

30 Rice, flour, yeast, baking powder; salt, mustard; vinegar, sauces (condiments); spices.

Riz, farine, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices.

Arroz, harinas, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias.

 **896** Statement indicating that protection of the mark is refused for all the goods and services requested

 **RS**

450 Publication number and date
2007/16 Gaz, 24.05.2007

 **896** Statement indicating that protection of the mark is refused for all the goods and services requested

 **SE**

450 Publication number and date
2007/17 Gaz, 31.05.2007

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

 **SK**

450 Publication number and date
2007/23 Gaz, 12.07.2007

 **Continuation of effect**

450 Publication number and date
2007/38 Gaz, 25.10.2007

833 Interested Contracting Party(ies)

ME

580 Date of recording
17.09.2007

☐897 Statement indicating that protection of the mark is protected for some of the goods and services requested



PL

450 Publication number and date
2008/15 Gaz, 15.05.2008
List limited to:

- 30 Rice, flour and preparations made from cereals, bread, pasta, biscuits; salt, mustard; vinegar, sauces (condiments); spices; frozen prepared meals.
Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits; sel, moutarde; vinaigre, sauces (condiments); épices; plats pré-cuisinés congelés.
Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos; sal, mostaza; vinagre, salsas (condimentos); especias; comidas congeladas listas para consumir.

☐896 Statement indicating that protection of the mark is refused for all the goods and services requested



RU

450 Publication number and date
2007/46 Gaz, 20.12.2007

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



HR

450 Publication number and date
2008/23 Gaz, 10.07.2008

☐896 Statement indicating that protection of the mark is refused for all the goods and services requested



TR

450 Publication number and date
2009/18 Gaz, 21.05.2009

☐ Further statement under Rule 18ter(4) indicating that protection of the mark is granted for all the goods and services requested



CN

450 Publication number and date
2009/42 Gaz, 05.11.2009

848504

- 151 Date of the registration
16.03.2005
- 180 Expected expiration date of the registration/renewal
16.03.2015
- 270 Language of the application
English
- Current Status
- 732 Name and address of the holder of the registration
BARILLA G. E R. FRATELLI -
SOCIETÀ PER AZIONI
Via Mantova, 166
I-43100 PARMA (IT)
- 812 Contracting State or Contracting Organization in the territory of which the holder has a real and effective industrial or commercial establishment
IT
- 740 Name and address of the representative
Perani Mezzanotte & Partners S.p.A.
Piazza San Babila, 5
I-20122 Milano (IT)
- 770 Name and address of the previous holder
Barilla G. e.R. Fratelli -
Società per Azioni
Viale Riccardo e Pietro Barilla 3/A
Parma PR (IT)
- 540 Mark
PICCOLINI
- 541 Reproduction of the mark where the mark is represented in standard characters
- 550 Indication relating to the nature or kind of mark
The words contained in the mark have no meaning
- 571 Description of the mark
The trademark consists in the word PICCOLINI.
La marque est constituée du mot PICCOLINI.
La marca consiste en el término PICCOLINI.
- 511 International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification) - NCL(8)
- 30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pasta, biscuits, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.
Café, thé, cacao, sucre, riz, tapioca, sagou, succédanés du café; farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, pâtisseries et confiseries, glaces; miel, sirop de mélasse; levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; glace à rafraîchir.
Café, té, cacao, azúcar, arroz, tapioca, sagú, sucedáneos del café; harinas y preparaciones hechas de cereales, pan, pasta, galletas, pastelería y confitería, helados; miel, jarabe de melaza; levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; hielo.
- 822 Basic registration
IT, 16.03.2005, 960773
- 300 Data relating to priority under the Paris Convention and other data relating to registration of the mark in the country of origin
IT, 23.02.2005, MI2005C001958
- 831 Designation(s) under the Madrid Agreement

DZ

832 Designation(s) under the Madrid Protocol

AU - DK - EE - FI - GB - GR - IE - IS - JP - LT - NO - SE - SG - TR - US

834 Designation(s) under the Madrid Protocol by virtue of Article 9sexies

AL - AT - BA - BG - BX - CH - CN - CU - CY - CZ - EG - ES - FR - HR - HU - LI - LV - MA - MC - MK - PL - PT - RO - RS - RU - SI - SK

527 Indications regarding use requirements

GB - IE - SG - US

☐ Registration

450 Publication number and date

2005/20 Gaz, 23.06.2005

831 Designation(s) under the Madrid Agreement

AL - AT - BA - BG - BX - CH - CN - CU - CY - CZ - DZ - EG - ES - FR - HR - HU - LI - LV - MA - MC - MK - PL - PT - RO - RU - SI - SK - YU

832 Designation(s) under the Madrid Protocol

AU - DK - EE - FI - GB - GR - IE - IS - JP - LT - NO - SE - SG - TR - US

527 Indications regarding use requirements

GB - IE - SG - US

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

02.06.2005

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

AL

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

AT

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)

BX

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)

CY

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

DK

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)

EE

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

FR

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

GR

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

IS

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)

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)

PT

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)

SI

 861 Total provisional refusal of protection

 IE

450 Publication number and date
2005/26 Gaz, 04.08.2005

 862 Partial provisional refusal of protection

 AU

450 Publication number and date
2005/29 Gaz, 25.08.2005

Delete from list:

- 30 Confectionery.
Confiserie.
Confiteria.

 861 Total provisional refusal of protection

 TR

450 Publication number and date
2005/32 Gaz, 15.09.2005

 Opposition possible after the 18 months time limit

SG

450 Publication number and date
2005/40 Gaz, 10.11.2005

Opposition end date**21.11.2005** **861 Total provisional refusal of protection** **US****450 Publication number and date****2005/41 Gaz, 17.11.2005** **868 Grant of protection** **GB****450 Publication number and date****2005/45 Gaz, 15.12.2005** **868 Grant of protection** **JP****450 Publication number and date****2005/49 Gaz, 12.01.2006** **Grant of protection subject to opposition** **HU****450 Publication number and date****2005/49 Gaz, 12.01.2006****Opposition end date****28.03.2006** **862 Partial provisional refusal of protection** **CN****450 Publication number and date****2006/12 Gaz, 27.04.2006****862 Partial provisional refusal of protection**

This partial provisional refusal is not subject to review or appeal before this Office. It is deemed to include a declaration of confirmation of partial provisional refusal under Rule 17(5)(a)(iii). All the goods or services affected are therefore indicated

Delete from list:

30 Coffee; cocoa; ices; biscuits; yeast; baking-powder; pastry and confectionery; artificial coffee; ice; bread.

Café; cacao; glaces; biscuits; levure; poudre à lever; pâtisseries et confiseries; succédanés du café; glace à rafraîchir; pain.

Café; cacao; helados; galletas; levaduras; polvos para esponjar; pastelería y confitería; sucedáneos del café; hielo; pan.

 861 Total provisional refusal of protection **ES****450 Publication number and date****2006/3 Gaz, 23.02.2006** **861 Total provisional refusal of protection** **FI****450 Publication number and date****2006/3 Gaz, 23.02.2006** **861 Total provisional refusal of protection** **CZ**

450 Publication number and date
2006/6 Gaz, 16.03.2006

 868 Grant of protection

 SG

450 Publication number and date
2006/10 Gaz, 13.04.2006

 Limitation

450 Publication number and date
2006/16 Gaz, 25.05.2006 (Correction: 2006/28 Gaz, 17.08.2006)

833 Interested Contracting Party(ies)

AL - AT - AU - BA - BG - BX - CH - CN - CU - CY - CZ - DK - DZ - EE - EG - ES - FI - FR - GB - GR - HR - HU - IE - IS - JP - LI - LT - LV - MA - MC - MK - NO - PL - PT - RO - RU - SE - SG - SI - SK - TR - US - YU

List limited to:

30 Rice, flour and preparation made from cereals, bread, pasta, biscuits, yeast, baking powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; plats pré-cuisinés congelés.

Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas congeladas listas para consumir.

580 Date of recording
27.02.2006

 861 Total provisional refusal of protection

 BG

450 Publication number and date
2006/10 Gaz, 13.04.2006

 861 Total provisional refusal of protection

 NO

450 Publication number and date
2006/12 Gaz, 27.04.2006

 861 Total provisional refusal of protection

 EG

450 Publication number and date
2006/13 Gaz, 04.05.2006

 861 Total provisional refusal of protection

 CN

450 Publication number and date
2006/13 Gaz, 04.05.2006

 862 Partial provisional refusal of protection

 PL

450 Publication number and date
2006/14 Gaz, 11.05.2006

862 Partial provisional refusal of protection

As from November 14, 2005, provisional refusals indicate only whether they are total or partial, without listing the goods and services, or the classes, affected or not affected.

☐ 861 Total provisional refusal of protection

SK

450 Publication number and date

2006/15 Gaz, 18.05.2006

☐ 861 Total provisional refusal of protection

CH

450 Publication number and date

2006/20 Gaz, 22.06.2006

☐ 862 Partial provisional refusal of protection

RO

450 Publication number and date

2006/20 Gaz, 22.06.2006

862 Partial provisional refusal of protection

As from November 14, 2005, provisional refusals indicate only whether they are total or partial, without listing the goods and services, or the classes, affected or not affected.

☐ 861 Total provisional refusal of protection

YU

450 Publication number and date

2006/21 Gaz, 29.06.2006

☐ 861 Total provisional refusal of protection

SE

450 Publication number and date

2006/24 Gaz, 20.07.2006

☐ 861 Total provisional refusal of protection

HR

450 Publication number and date

2006/24 Gaz, 20.07.2006

☐ 897 Statement indicating that protection of the mark is protected for some of the goods and services requested

AU

450 Publication number and date

2007/48 Gaz, 03.01.2008

List limited to:

- 30 Coffee, tea, cocoa, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pasta, biscuits, pastry and confectionery, ices; honey, treacle; yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; ice.

Café, thé, cacao, sucre, riz, tapioca, sagou, succédanés du café; farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, pâtisseries et confiseries, glaces; miel, sirop de mélasse; levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; glace à rafraîchir.

Café, té, cacao, azúcar, arroz, tapioca, sagú, sucedáneos del café; harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, pastelería y confitería, helados; miel, jarabe de melaza; levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; hielo.

☐ Opposition possible after the 18 months time limit

IE

450 Publication number and date

2006/28 Gaz, 17.08.2006

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

450 Publication number and date
2006/28 Gaz, 17.08.2006

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

450 Publication number and date
2006/30 Gaz, 31.08.2006
Opposition end date
25.10.2006

 **Declaration that a limitation has no effect**
SG

450 Publication number and date
2006/41 Gaz, 16.11.2006
Delete from list:

- 30** Frozen ready meals.
Plats cuisinés surgelés.
Platos congelados listos para el consumo.

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

450 Publication number and date
2006/34 Gaz, 28.09.2006

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

450 Publication number and date
2006/38 Gaz, 26.10.2006

 897 Statement indicating that protection of the mark is protected for some of the goods and services requested **NO**

450 Publication number and date
2007/51 Gaz, 24.01.2008
List limited to:

- 30** Rice, flour and preparations made from cereals, bread, pasta, biscuits, yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.
Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices; plats surgelés prêts à consommer.
Arroz, harinas y preparaciones hechas de cereales, pan, pasta, bizcochos, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas precocinadas congeladas.

 896 Statement indicating that protection of the mark is refused for all the goods and services requested **ES**

450 Publication number and date
2006/41 Gaz, 16.11.2006

 896 Statement indicating that protection of the mark is refused for all the goods and services requested **FI**

450 Publication number and date
2006/44 Gaz, 07.12.2006

☐ Opposition possible after the 18 months time limit
AU

450 Publication number and date
2006/45 Gaz, 14.12.2006

☐896 Statement indicating that protection of the mark is refused for all the goods and services requested
 CH

450 Publication number and date
2006/46 Gaz, 21.12.2006

☐897 Statement indicating that protection of the mark is protected for some of the goods and services requested

 IE

450 Publication number and date
2008/2 Gaz, 14.02.2008

List limited to:

- 30 Rice, flour and preparations made from cereals, bread, pasta, biscuits, yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, levure chimique; sel, moutarde; vinaigre, sauces (condiments); épices; plats cuisinés congelés.

Arroz, harinas y preparaciones hechas de cereales, pan, pasta, galletas, levaduras, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias; comidas precocinadas congeladas.

☐897 Statement indicating that protection of the mark is protected for some of the goods and services requested

 CN

450 Publication number and date
2008/2 Gaz, 14.02.2008

List limited to:

- 30 Rice, flour and preparation made from cereals, pasta; salt, mustard; vinegar, sauces (condiments); spices; frozen ready meals.

Riz, farine et préparations à base de céréales, pâtes alimentaires, sel, moutarde; vinaigre, sauces (condiments); épices; plats cuisinés congelés.

Arroz, harinas y preparaciones hechas de cereales, pasta; sal, mostaza; vinagre, salsas (condimentos); especias; comidas congeladas listas para consumir.

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

 AU

450 Publication number and date
2007/4 Gaz, 01.03.2007

☐ Declaration that a limitation has no effect
JP

450 Publication number and date
2007/13 Gaz, 03.05.2007

List limited to:

- 30 Rice, flour and preparations made from cereals, bread, pasta, biscuits, yeast, baking-powder; salt, mustard; vinegar, sauces (condiments); spices.

Riz, farine et préparations à base de céréales, pain, pâtes alimentaires, biscuits, levure, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices.

Arroz, harinas y preparaciones de cereales, pan, pastas alimenticias, galletas, levaduras, polvos para esponjar;

sal, mostaza; vinagre, salsas (condimentos); especias.

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



CZ

450 Publication number and date

2007/8 Gaz, 29.03.2007

 **897** Statement indicating that protection of the mark is protected for some of the goods and services requested



US

450 Publication number and date

2008/14 Gaz, 08.05.2008

List limited to:

- 30** Rice, flour; preparations made from cereals namely pasta and breakfast cereals, cereal based snack foods, ready-to-eat cereal-derived food bars; bread, biscuits, yeast, baking powder; salt, mustard, vinegar, spices; sauces namely tomato and basil sauce, mushroom and garlic sauce, marinara sauce, spicy pepper sauce, sweet pepper and garlic sauce, green and black olive sauce, pasta sauce, tomato sauce, spaghetti sauce.

Riz, farine; préparations à base de céréales à savoir pâtes et céréales pour le petit déjeuner, en-cas à base de céréales, barres de céréales prêtes à consommer; pain, biscuits, levure, poudre à lever; sel, moutarde, vinaigre, épices; sauces à savoir sauce tomate et basilic, sauce aux champignons et à l'ail, sauce marinara, sauce au poivre épicé, sauce au poivron et à l'ail, sauce aux olives vertes et noires, sauce pour pâtes alimentaires, sauce tomate, sauce pour spaghettis.

Arroz, harinas; preparaciones hechas de cereales, a saber, pasta y cereales para el desayuno, tentempiés a base de cereales, barras alimenticias derivadas de cereales listas para comer; pan, galletas, levaduras, polvos para esponjar; sal, mostaza, vinagre, especias; salsas, a saber, salsa de tomate y albahaca, salsa de champiñón y ajo, salsa marinara, salsa de pimientos picantes, salsa de pimientos dulces y ajo, salsa de aceitunas verdes y negras, salsa para pastas, salsa de tomate, salsa de espagueti.

 **897** Statement indicating that protection of the mark is protected for some of the goods and services requested



EG

450 Publication number and date

2007/31 Gaz, 06.09.2007

List limited to:

- 30** Coffee, tea, sugar, rice, tapioca, sago, artificial coffee; flour and preparations made from cereals, bread, pasta, ices; honey, treacle; baking powder, salt, mustard; vinegar, sauces (condiments); spices; ice.

Café, thé, sucre, riz, tapioca, sagou, succédanés du café; farine et préparations à base de céréales, pain, alimentaires, glaces; miel, sirop de mélasse; poudre à lever, sel, moutarde; vinaigre, sauces (condiments); épices; glace à rafraîchir.

Café, té, azúcar, arroz, tapioca, sagú, sucedáneos del café; harinas y preparaciones a base de cereales, pan, pasta, helados; miel, jarabe de melaza; polvos para esponjar, sal, mostaza; vinagre, salsas (condimentos); especias; hielo.

 **896** Statement indicating that protection of the mark is refused for all the goods and services requested



RS

450 Publication number and date

2007/14 Gaz, 10.05.2007

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



SK

450 Publication number and date

2007/23 Gaz, 12.07.2007

 **897** Statement indicating that protection of the mark is protected for some of the goods and services requested



PL

450 Publication number and date

2008/36 Gaz, 09.10.2008

List limited to:

- 30** Flour, bread, pasta, baking powder; salt, mustard; vinegar, sauces (condiments); spices.
Farine, pain, pâtes alimentaires, poudre à lever; sel, moutarde; vinaigre, sauces (condiments); épices.
Harinas, pan, pasta, polvos para esponjar; sal, mostaza; vinagre, salsas (condimentos); especias.

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

 **HR**

450 Publication number and date

2008/23 Gaz, 10.07.2008

 **896 Statement indicating that protection of the mark is refused for all the goods and services requested**

 **SE**

450 Publication number and date

2009/12 Gaz, 09.04.2009

 **896 Statement indicating that protection of the mark is refused for all the goods and services requested**

 **TR**

450 Publication number and date

2009/18 Gaz, 21.05.2009

570829

151 Date of the registration
12.04.1991

180 Expected expiration date of the registration/renewal
12.04.2011

270 Language of the application
French

Current Status

732 Name and address of the holder of the registration
HOSTA-WERK FÜR SCHOKOLADE-SPEZIALITÄTEN
GMBH & Co
7181 STIMPFACH-RANDENWEILER (DE)

811 Contracting State of which the holder is a national
DE

740 Name and address of the representative
Müller Schupfner & Partner
Bavariaring 11
80336 München (DE)

540 Mark



531 International Classification of the Figurative Elements of Marks (Vienna Classification)
26.01.04 ; 26.01.05 ; 26.11.25

511 International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification)

30 Sucreries et articles de chocolaterie, aussi pour la décoration d'arbres de Noël et comme figurines, pleins ou fourrés; chocolat et pralines, aussi fourrées aux fruits, au café, aux boissons non alcooliques, aux vins, aux spiritueux et/ou aux liqueurs; massepain, succédanés du massepain; pâtisserie, en particulier pâtisserie à longue conservation; articles de confiserie, pâtes à farcir destinées à la pâtisserie; cacao et produits de cacao, à savoir masses de chocolat et glaçage de couverture; produits contenant du cacao; amuse-gueule se composant essentiellement de préparations de céréales et/ou de noisettes enrobées de chocolat et de sucre, sous forme séparée, en barres ou en tablettes; tous les produits étant à base de chocolat.

822 Basic registration
DE, 11.12.1990, 2 000 113

300 Data relating to priority under the Paris Convention and other data relating to registration of the mark in the country of origin
DE, 23.10.1990, 2 000 113

834 Designation(s) under the Madrid Protocol by virtue of Article 9sexies

AT - BX - CH - ES - FR - HU - IT - PL - PT - RS - RU

☐ Registration

450 Publication number and date

1991/6 LMi, 16.08.1991

831 Designation(s) under the Madrid Agreement

AT - BX - CH - ES - FR - IT - PT

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

16.07.1991

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

AT

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

BX

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)

FR

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

IT

☐ 861 Total provisional refusal of protection

ES

450 Publication number and date

Before April 1st, 1996, provisional refusals were not published

☐ Subsequent designation

450 Publication number and date

1992/7 LMi, 15.09.1992

831 Designation(s) under the Madrid Agreement

CS - HU - PL - RU - YU

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

03.08.1992

891 Date of subsequent designation (Rule 24(6) of the Common Regulations)

10.07.1992

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

CS

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)

YU

☐ 861 Total provisional refusal of protection

PL

450 Publication number and date

Before April 1st, 1996, provisional refusals were not published

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

PL

450 Publication number and date

1993/7 LMi, 17.09.1993

☐862 Partial provisional refusal of protection

RU

450 Publication number and date

Before April 1st, 1996, provisional refusals were not published

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

ES

450 Publication number and date

1994/4 LMi, 20.06.1994

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

RU

450 Publication number and date

1994/10 LMi, 16.12.1994

☐864 Total invalidation

PT

450 Publication number and date

2000/3 Gaz, 16.03.2000