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Concept House

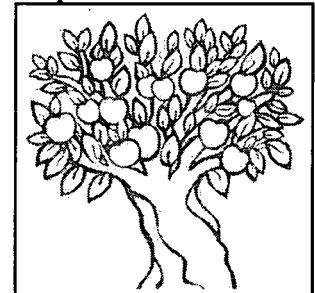
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O/Ref: M1084671/Team 3/SCONG
Y/Ref: International Registration Number 1084671
Date: 8 August 2011

Representation of the Mark



Please reply by 8 October 2011 quoting our reference.

Dear Sir or Madam,

Intl. Reg. No: 1084671 in Class 16
For the Mark: (Device Only)
Holder: Obchtchestvo s ogranitchennoi otvetstvennostiou "Korporatsia "Sibirskoe zdorovie"

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

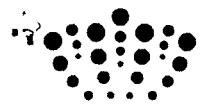
I have provisionally refused protection of this mark for some goods. My reasons are given in the enclosed Examination Report. The holder can get help with applying for trade marks, view details of the relevant sections of the UK Trade Marks Act 1994, and get copies of all forms on our website at www.ipo.gov.uk.

If the holder wants to write to me, I will consider what they have to say and reply to them. However, they must provide a contact address in the European Community, the Isle of Man or the European Economic Area by filling in and returning a Form TM33 (Request to appoint an agent or address for service).

Alternatively, if they do not agree with my decision they may ask for a hearing with one of the Registry's hearing officers, where they can explain their case.

The holder may obtain details of where to get independent professional help and advice from either of the following:

The Institute of Trade Mark Attorneys
www.itma.org.uk



International Registration No: 1084671

or

The Chartered Institute of Patent Agents
www.cipa.org.uk

If they do not reply by the date shown above I will publish it in the Trade Marks Journal, but only for:

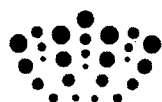
Class 16 specification as follows:

Albums; almanacs; stationery; pamphlets; note books; cardboard articles; catalogues; newsletters; signboards of paper or cardboard; envelopes [stationery]; labels, not of textile; forms, printed; printed matter; writing instruments; newspapers; books; booklets; manuals; teaching materials [except apparatus]; writing cases [sets]; paper; periodicals; credit card imprinters, non-electric; prospectuses; bags [envelopes, pouches] of paper or plastics, for packaging.

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

Yours faithfully,

Sam Congreve
Trade Marks Examiner



International Registration No: 1084671

EXAMINATION REPORT

International Registration No. 1084671 in Class 16 has been examined under the UK Trade Marks Act 1994. References to 'section' in this report mean that section of the Act.

Absolute Grounds for Refusal (Section 3)

The designation is provisionally refused under Section 3(1)(b) of the Act because the mark consists of a device of a tree. This would not be seen as a trade mark as it is devoid of any distinctive character because it would merely be seen as decoration when applied to the following goods: *posters, stickers, calendars, greeting cards, postcards and graphic prints*. The device would not be seen as a trade mark, nor would the average consumer perceive the device as a badge of sole trade origin.

This objection may be overcome by deleting the above goods from the specification.