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REPUBLIC OF CYPRUS
MINISTRY OF
COMMERCE, INDUSTRY
AND TOURISM



DEPARTMENT OF REGISTRAR OF COMPANIES
AND OFFICIAL RECEIVER
INTELLECTUAL AND INDUSTRIAL PROPERTY SECTION
TRADE MARKS
1427 NICOSIA CYPRUS

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

PROVISIONAL REFUSAL OF PROTECTION

Notified to the International Bureau of the World Intellectual Property Organization (WIPO) in accordance with Rule 17(1) of the Common Regulations under the Madrid Agreement and Protocol

I.	Office making the notification: MINISTRY OF COMMERCE, INDUSTRY AND TOURISM, THE DEPARTMENT OF REGISTRAR OF COMPANIES AND OFFICIAL RECEIVER, KARPENISIOU & MAKARIOU STR., XENIOS BLDG., 1427 NICOSIA, CYPRUS
II.	Number of the international registration; 1 096 274 (STOLICHNAYA Gold)
III.	Name of the holder of the international registration: Spirits International B.V. 7,rue Nicolas Bove L-1253 Luxembourg (Luxembourg).
IV.	✓ Provisional refusal based on an <i>ex-officio</i> examination
V.	✓ Provisional refusal for all the goods and/or services as indicated in the Notification of the International Registration under classes 32 and 33.
VI.	Grounds for refusal (where applicable, see item VII) Refusal based on relative grounds for refusal. There is a likelihood of confusion with the following earlier marks:

VII. Information relating to an earlier marks:

EARLIER NATIONAL TRADE MARKS:

(i) Filing date and number: **24.05.2000- No 56572 (STOLICHNAYA)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

(iv) Reproduction of the mark: please, see the attached

(v) List of the goods and services: **Class 32-** (the list of the goods in Greek)-Μύρες, μεταλλικά και αεριούχα νερά και άλλα μη οινοπνευματώδη ποτά. Ποτά από φρέσκους χυμούς και φρέσκοι χυμοί. Σιρόπια για ποτά και άλλα παρασκευάσματα για την κατασκευή ποτών.

(i) Filing date and number: **24.05.2000- No 56574 (STOLICHNAYA RUSSIAN C P N & device)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

(iv) Reproduction of the mark: please, see the attached

(v) List of the goods and services: **Class 32-** (the list of the goods in Greek - Μύρες, Μεταλλικά και αεριούχα νερά και άλλα μη οινοπνευματώδη ποτά. Ποτά από φρέσκους χυμούς και φρέσκοι χυμοί. Σιρόπια για ποτά και άλλα παρασκευάσματα για την κατασκευή ποτών.

(i) Filing date and number: **02.08.2002- No 63712 (STOLICHNAYA ELIT - FOREIGN CHARACTERS & device)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

(iv) Reproduction of the mark: please, see the attached

(v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Οινοπνευματώδη ποτά (εκτός από μύρες). Βότκα .Δυνατά οινοπνευματώδη ποτά (spirits).

(i) Filing date and number: **11.12.1997- No 49280 (STOLICHNAYA Stoli Ragheri)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

(iv) Reproduction of the mark: please, see the attached

(v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Βότκα

(i) Filing date and number: **11.12.1997- No 49286 (STOLICHNAYA Stoli Vanli)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

(iv) Reproduction of the mark: please, see the attached

(v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Βότκα

(i) Filing date and number: **03.05.2001- No 59993 (STOLICHNAYA STOLI LEMON & device)**

(ii) Registration date and number (if available): same as above

(iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.**

4

- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek): Οινοπνευματώδη ποτά (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά (spirits).
- (i) Filing date and number: **25.11.1983**- No 24353 (STOLICHNAYA & device)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Βότκα
- (i) Filing date and number: **11.12.1997**- No 49274 (STOLICHNAYA Stoli Kafya)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Βότκα
- (i) Filing date and number: **11.12.1997**- No 49283 (STOLICHNAYA Stoli Strasher)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek)- Βότκα
- (i) Filing date and number: **03.05.2001**- No 59995 (STOLICHNAYA Stoli Strasher)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek): Οινοπνευματώδη ποτά (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά (spirits).
- (i) Filing date and number: **02.08.2002**- No 63711 (STOLICHNAYA ELIT)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek): Οινοπνευματώδη ποτά (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά (spirits).
- (i) Filing date and number: **11.12.1997**- No 49273 (STOLICHNAYA Cristall)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek): Βότκα
- (i) Filing date and number: **24.05.2000**- No 56573 (STOLICHNAYA)
- (ii) Registration date and number (if available)-same as above
- (iii) Name and address of the owner : Spirits International N. V, World Trade Center Unit
TMII 19 Willemstad Curacao ,Holland.
- (iv) Reproduction of the mark: please, see the attached
- (v) List of all goods and services: **-Class 33-** (the list of the goods in Greek): Οινοπνευματώδη ποτά (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά.

5

- (i) Filing date and number: **24.05.2000- No 56575 (STOLICHNAYA RUSSIAN CPN)**
 (ii) Registration date and number (if available)-same as above
 (iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
 TMII 19 Willemstad Curacao ,Holland.**
 (iv) Reproduction of the mark: please, see the attached
 (v) List of all goods and services:-**Class 33-(the list of the goods in Greek): Οινοπνευματώδη ποτά
 (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά.**

- (i) Filing date and number: **03.05.2001- No 59994 (STOLICHNAYA Stoll Persik)**
 (ii) Registration date and number (if available)-same as above
 (iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
 TMII 19 Willemstad Curacao ,Holland.**
 (iv) Reproduction of the mark: please, see the attached
 (v) List of all goods and services:-**Class 33-(the list of the goods in Greek): Οινοπνευματώδη
 ποτά (εκτός από μπύρες). Βότκα. Δυνατά οινοπνευματώδη ποτά**

- (i) Filing date and number: **11.12.1997- No 49277 (STOLICHNAYA Stoll Ohranj)**
 (ii) Registration date and number (if available)-same as above
 (iii) Name and address of the owner : **Spirits International N. V, World Trade Center Unit
 TMII 19 Willemstad Curacao ,Holland.**
 (iv) Reproduction of the mark: please, see the attached
 (v) List of all goods and services:-**Class 33-(the list of the goods in Greek): Βότκα**

VIII. Corresponding essential provisions of the applicable law [(sec text under XII)]:

**Section 14A-(1) (a)(III), (b) & 2 of the National Trade Marks Law Cap .268
 Section 14 A-(I)(a)(II),(b) of the National Trade Marks Law Cap.268 and
 And
 Section 14(1)(a) of the Trade Marks Law Cap 268 (as amended)**

IX. Information relating to subsequent procedure:

**Within two (2) months from the date of this communication, unless the applicant's
authorised representative applies for a hearing or makes a considered reply in writing to
 the Registrar's objections, he shall be deemed to have withdrawn his application.**

**An advocate – practicing Law in Cyprus – needs to be appointed, who will act as the
 applicant's representative before our Office.**

**Since we do not keep or issue any lists of lawyers, we give you below details of the
 CYPRUS Bar Association, who you may contact for further Information and a list of
 advocates:**

6

Cyprus Bar Association
11, Florinis Street,
1st Floor, Office 101
1065 Nicosia-Cyprus
P.O. Box 21446, 1508 Nicosia
Tel. No.:+357 22873300
Fax No.:+357 22873013
Email: cybar@cytanet.com.cy / cybar2@cytanet.com.cy
Website: www.cyprusbarassociation.org

However, in case you are an advocate practicing Law overseas, you are required to obtain a license for practicing Law in Cyprus, by applying to the LAW COUNCIL OF THE CYPRUS REPUBLIC (fax no. +22665080), who will certify that you comply with the Cyprus Advocates Law CAP.2.

X . Date of the notification of provisional refusal : March 08 , 2012

XI. Signature or official seal of the Office making the notification:


 For the Registrar of Trademarks

08/03 2012 JEU 10:00 [Nº TX/RX 9540] 007

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STOLICHNAYA



VANILLA FLAVORED RUSSIAN VODKA

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24353



49274 ¹⁴

STOLICHNAYA



35% ALC VOL.
(70 PROOF)

0.75 L
(25.4 FL. OZ.)

DISTILLED AND BOTTLED IN RUSSIA
FOR VZAO "SOJUZPLODOIMPORT", MOSCOW

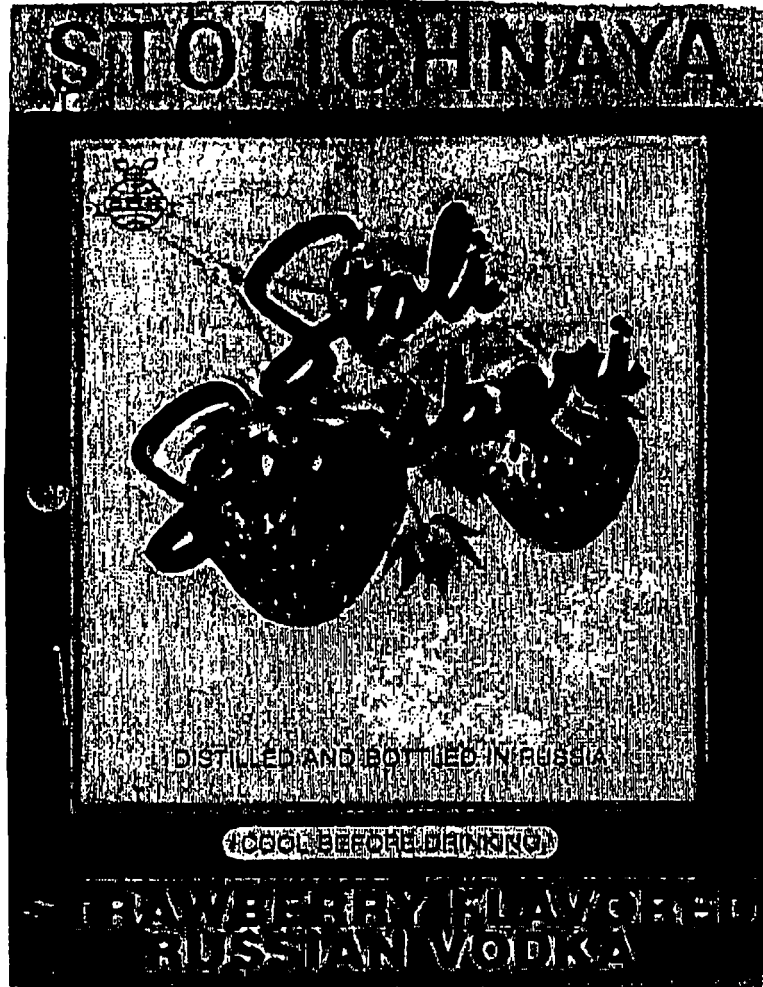
COOL BEFORE DRINKING

COFFEE FLAVORED RUSSIAN VODKA

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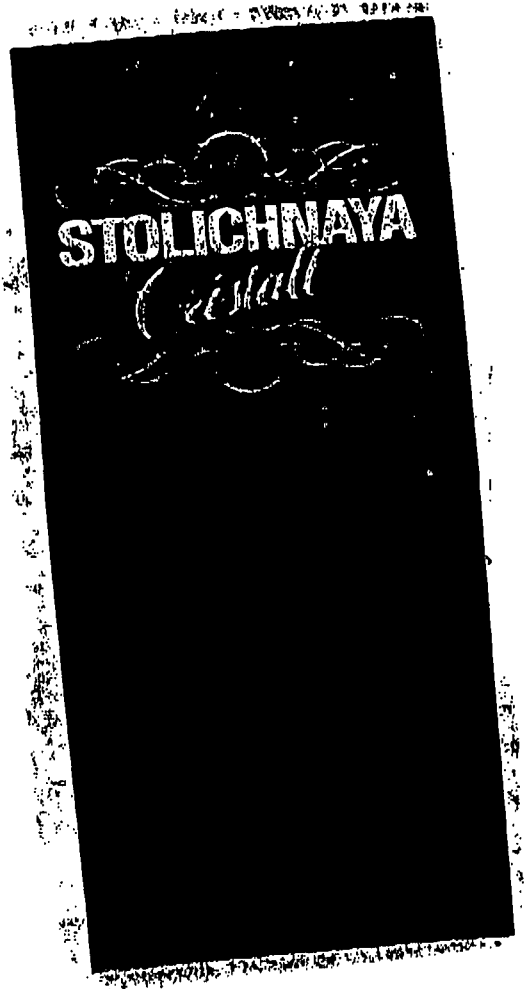
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63711

STOLICHNAYA ELIT J

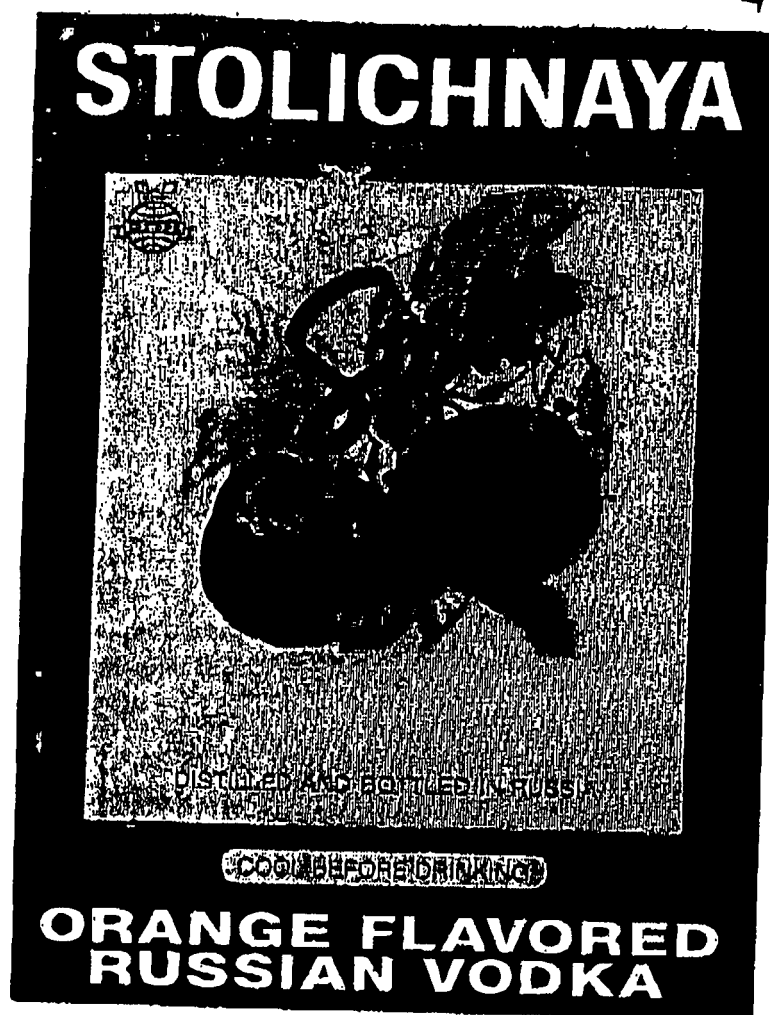
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