



### Judiciary

**Registration Organization of Deeds  
And Properties of I.R. of Iran  
Industrial Property Office**

**Office Ref: 32/M/M/7007**

**Trademark Office**

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

**PROVISIONAL REFUSAL OF PROTECTION**

*Notified to the International Bureau of the World Intellectual Property Organization (WIPO)  
In accordance with Article 5 of the Madrid Agreement and Protocol*

<p><i>I- Office notifying the provisional refusal: I.R. of Iran</i>          Tel: 0098 21- 88736301      Fax: 0098 21- 88533251          No. 19, 14<sup>th</sup> Ave , Ahmad Ghasir Str.( Bokharest ) , Arjantin Sqr ,Tehran, Iran .</p>
<p><i>II- Number of the international registration which is the subject of the provisional refusal:</i>  <b>1128501</b></p>
<p><i>III-Name of the holder of the international registration which is the subject of the provisional refusal:</i> NOVADELTA COMERCIO E INDUSTRIA DE CAFES,S.A,</p>
<p><i>IV- Grounds for provisional refusal:</i>          The subject Trademark is not registrable in Iran because it is identical to previously registered marks. The marks “ <b>OLYMPIC</b>” have already been registered in Iran in classes 7, 11 , 25, 29 ,35 and 39 under national application no. <b>112566 , 122820 , 100386 and 123709</b> .</p>
<p><i>V- Applicable provisions of the national law [(see text under X)]</i>          Article 32(g) and Article121</p>
<p>VI- <input type="checkbox"/> Provisional refusal for all goods and / or services:</p> <p><input checked="" type="checkbox"/> Provisional refusal for a part of goods and services : all kinds of filters for land vehicles in class 7 ; water heaters in class 11 ; footwear in class 25; Meat, fish, poultry and game; preserved, dried and cooked fruits and vegetables in class 29; all related services to the aforementioned goods , in classes 35 and 39 .</p> <p><b>Note:</b> Also it must be noted that your request for remaining goods and services in classes 7, 11 , 25 ,29 , 35 and 39 and other requested classes will be published in Official Gazette, if there is no opposition it will proceed to registration.</p>

*VII-* In cases where the International Application is rejected by the Iranian Trademark Office, the applicant may, under Articles 121 and 158 of the Execution Regulations of Iranian Patents, Industrial Designs and Trademarks Registration Act, file an appeal with the Commission stipulated in Article 170 of the said Regulations against the rejection within 60 days from the date of the notification of Provisional Refusal. Under Article 172 of the said Regulations, an appeal may be filed against the said Commission's decision with the Public Court of Tehran within 60 days from the date of the notification of the said decision.

*VIII- Date on which the provisional refusal was pronounced:* **23/04/2013**

*LX- Signature or official seal of the Office notifying the provisional refusal :*

***Examiner:*** *Fatemeh Yavari (Ms)*

**Head of Trademark Office**

**Gholam Reza Bayat (Mr)**

X- Relevant provisions of national Law:

**Article 32 of Iranian Patents ,Industrial Designs and Trademarks Registration Law (2008)**

- A Mark is not registerable in the following case(s) :

g- If it is identical with a mark registered in the name of a different proprietor with an earlier filing date or a priority right in respect of the same goods or services or for goods and services that, due to connection or resemblance, is likely to deceive or cause confusion.

**Article 121 of Regulations for Execution of Patents ,Industrial Designs and Trademarks Registration Law (2009)**

In cases where the application for trademark registration is rejected based on Article 30 (a) and (b) and Article 32 of the law, the Registrar is required to notify the Applicant the grounds of refusal in writing .As for the indicated cases, the mark may be considered identical to or similar with another mark and thus rejected that the said mark has been registered or applied for in the name of a different person or the similarity thereof in terms of appearance , pronunciation or writing or other characteristics with a mark previously registered or applied for as to such an extent that would mislead ordinary consumers.

**The requested information according the Rules 17(2)(v) , 18(1)(c) :**

**1-Name and Address of the owner:**

TAVANKARAN COMPANY , SHAREH RAH ASIABI, KILOOMETR 18 JADE GHOSHAN, IRAN.

Basic Application No : **8302619**

Date of the Basic Application : **02/05/2004**

Basic Registration No : **112566**

Date of the Basic Registration : **04/07/2004**

**Reproduction of the Mark:** The mark **“OLYMPIC”** in Farsi characters;

**GOODS AND SERVICES:** Water heaters in class 11.

**2-Name and Address of the owner:**

MR. MIR YOUNES SAGHAEI BAGHERI, SALON AKHAR, SANAR DOVOM STR, KILOOMETR 5 JADEH TEHRAN, IRAN.

Basic Application No : **83081567**

Date of the Basic Application : **24/10/2004**

Basic Registration No : **122820**

Date of the Basic Registration : **13/07/2005**

**Reproduction of the Mark:** The mark **“OLYMPIC”** in Farsi and English characters;

**GOODS AND SERVICES:** Footwear in class 25.

**3-Name and Address of the owner:**

MR.HOJATOLLAH ZAMANI , NO.8, 35 TH ALLEY, DEHKADE OLIMPIC, TEHRAN, IRAN.

Basic Application No : **8011702**  
Date of the Basic Application : **12/02/2002**

Basic Registration No : **100386**  
Date of the Basic Registration : **10/09/2002**

**Reproduction of the Mark:** The mark **“OLYMPIC”** in Farsi characters;

**GOODS AND SERVICES:** All kinds of filters for land vehicles in class 7.

**4-Name and Address of the owner:**

SANAYE GHAZAEI BOZORGMEHR BEHNAM KHORASAN , KILOOMETR 25 JADEH  
GHOCHAN , IRAN.

Basic Application No : **83120322**  
Date of the Basic Application : **27/02/2005**

Basic Registration No : **123709**  
Date of the Basic Registration : **06/08/2005**

**Reproduction of the Mark:** The mark **“OLYMPIC”**

**GOODS AND SERVICES:** Similar goods in class 29.

**Note:** Also it must be noted that your request for remaining goods and services in classes 7, 11 , 25 ,29 , 35 and 39 and other requested classes will be published in Official Gazette, if there is no opposition it will proceed to registration.