

**MADRID AGREEMENT AND PROTOCOL**  
**PROVISIONAL REFUSAL OF PROTECTION**  
**Rule 17(1)**

<p>I. Office making the notification:</p> <p style="text-align: center;"><b>National Center for Patents and Information of the Republic of Tajikistan</b></p> <p style="text-align: center;"><b>Dushanbe 14a Ayni street.</b></p>
<p>II. Number of the international registration: <b>823 013</b></p>
<p>III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed):</p> <p style="text-align: center;"><b>AKTSIONERNO DRUJESTVO "VINPROM PESHTERA"</b> "Brezovska" str. 126 BG-4003.PLOVDIV (BG)</p>
<p>IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination</p> <p><input type="checkbox"/> Provisional refusal based on an opposition</p> <p><input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition<sup>1</sup></p>
<p>V. <input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services</p> <p><input type="checkbox"/> Provisional refusal for some of the goods and/or services: [followed by an indication of the goods and/or services which are affected or are not affected]</p>
<p>VI. Grounds for refusal [(where applicable, see item VII)]:</p> <p>The sign shall not be registered as mark for the claimed goods and services of 29, 32, 33 and 35 classes of NCL because it is deceitful or capable of misleading the consumer as to the good or its manufacturer.</p>
<p>VII. Information relating to an earlier mark :</p> <p style="margin-left: 40px;">(i) Filing date and number, and, if any, priority date:</p> <p style="margin-left: 40px;">(ii) Registration date and number (if available):</p> <p style="margin-left: 40px;">(iii) Name and address of the owner:</p> <p style="margin-left: 40px;">(iv) Reproduction of the mark:</p> <p style="margin-left: 40px;">(v) List of all or relevant goods and/or services:</p>
<p>VIII. Corresponding essential provisions of the applicable law [(see text under XII)]:</p> <p><b>Article 8.5.1 of the Law of the Republic of Tajikistan on Trademarks and service marks.</b></p>
<p>IX. Information relating to subsequent procedure:</p> <p style="margin-left: 40px;">(i) Time limit for requesting review or appeal:</p> <p style="margin-left: 40px;"><b>In the event of disagreement of the applicant with the examiner's decision, he shall have the right, within two month of the date of receipt of the decision, to file with the Patent Office a request for reexamination.</b></p> <p style="margin-left: 40px;">(ii) Authority to which such request for review or appeal should be made:</p>

**National Center for Patents and Information of the Republic of Tajikistan.**

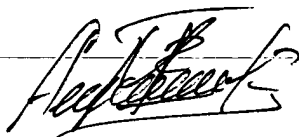
(iii) Indications concerning the appointment of a representative:

<http://www.ncpi.tj/index2.php?show=patentnie-poverennie&lang=ru&mld=34>

X. Date of the notification of provisional refusal: 04.06.2013

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

**Head of Division of  
international registration  
of trademarks**



Mr. B. Azonov

XII. Corresponding essential provisions of the applicable law:

**Article 8. Absolute grounds for denial of registration.**

**No registration as trademarks shall be allowed for the designations or their elements:**  
[...]

**- that are deceitful or capable of misleading the consumer as to the good or its  
manufacturer;**

[...]