



**OIFIG NA bPAITINNÍ
PATENTS OFFICE**

Oifigí an Rialtais
Bóthar Hebron
Cill Chainnigh
Éire

Government Buildings
Hebron Road
Kilkenny
Ireland

**WORLD INTELLECTUAL PROPERTY ORGANISATION
34, CHEMIN DES COLOMBETTES
PO BOX 18
1211 GENEVA 20
SWITZERLAND**

Date of Notification: 30 January 2014
(By registered Mail)

International Registration No: 1149097

Mark: Simcord

Holder: Tovarystvo z obmezhenoiu vidpovidalnistiu "Simcord" of Ukraine

Notification of the Irish Patents Office of Total Provisional Refusal

Dear Sir/Madam,

This notification is issued pursuant to Article 5 of the Protocol relating to the Madrid Agreement concerning the International Registration of Marks and Rule 17(2) of the Common Regulations under the Agreement and Protocol, and is to inform you that protection for this mark is refused for the reasons set out below. Any references to Sections are to Sections of the Trade Marks Act, 1996 and to Rules are to Rules of the Trade Marks Rules, 1996.

1.

Section 10(2)

There exists a likelihood of confusion on the part of the public between the mark and the following earlier mark(s):

Registered Community Trade Mark No:000433987

Mark:SimCorp

Proprietor:SimCorp A/S

Oslo Plads 12

2100 2100 Kobenhavn O ()

Denmark

Date of Application:03/12/1996

Date of Registration:13/10/1998

Class 9 : Magnetic data carriers, computers; data processing equipment in the form of computer software; all for treasury management, financial and analytical tools and related activities.

Class 16 : Manuals, printed matter, instructional and teaching material (except apparatus).

Class 36 : Financial consultancy.

Class 41 : Teaching.

Class 42 : Consultancy in the field of computer hardware; computer programming and computer software design; all in the fields of treasury management, financial and analytical tools and related activities.

2. This refusal is in respect of all of the services for which protection is sought.
3. The holder may make representations in writing, or may request an extension of time for doing so, not later than **29 April 2014**. A request for an extension of time received after that date may be granted at the discretion of the Controller.
4. If representations or a request for an extension of time are not received by the specified date, protection of the mark will be refused.
5. Representations to the Controller or a request for a hearing in relation to this notification of refusal must be accompanied by an address for service within the European Economic Area as required by Rule 10(1)(a) as amended by Statutory Instrument No. 410 of 2010; failure to furnish such address will result in the holder being deemed to have abandoned his request for protection.
6. If, following the receipt of representations, it is considered that the requirements for protection are met, the mark will be published in the Official Journal and protection of it will be subject to opposition and observations by third parties. A refusal based on opposition or observations received may subsequently be issued.
7. Date of refusal: **30 January 2014**

Yours faithfully


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