

Model Form 3

**MADRID AGREEMENT AND PROTOCOL
PROVISIONAL REFUSAL OF PROTECTION**

Rule 17(1)

This form is to be used in the following situation: the Office considers that protection cannot be granted in the Contracting Party concerned (ex officio provisional refusal) or protection cannot be granted in the Contracting Party concerned because an opposition has been filed, or both. In due course, once all the procedures before the Office have been completed, the Office shall send to the International Bureau a statement regarding the final disposition on the status of the mark, using Model Forms 5 or 6, as the case may be.

I. Office making the notification: Ministry of commerce & industry / intellectual property department / Sultanate of Oman.
II. Number of the international registration: 823013 (76276)
III. Name of the holder (or other indication enabling the identity of the international registration to be confirmed): "VINPROM PESHTERA" AD
IV. <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination <input type="checkbox"/> Provisional based on an opposition ¹ <input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition ¹
V. <input type="checkbox"/> Provisional refusal for all the goods and/or services <input checked="" type="checkbox"/> Provisional refusal for some of the goods and/or services: 29 [followed by an indication of the goods and/or services which are affected or are not affected] ²
VI. Grounds for refusal [(where applicable, see item VII)]: Based on Article No (36/2 (vi)(vii)) of Regulations of the industrial property law. No. (67/2008).

¹ The name and address of the opponent should also be provided.

² Where all the goods or services included in a given class are to be mentioned, the indication should read "all goods (or all services) in class X". In all cases, a clear indication should be given as to whether those goods and/or services are affected, or are NOT affected.

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VII. Information relating to an earlier mark³ :

- (i) Filing date and number, and, if any, priority date: **3855**
- (ii) Registration date and number (if available):
- (iii) Name and address of the owner : **See Attachment**
- (iv) Reproduction of the mark:



- (v) List of all or relevant goods and/or services:

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

Based on Article No (36/2 (vi)(vii)) of Regulations of the industrial property law, No. (67/2008).

IX. Information relating to subsequent procedure:

- (i) Time limit for requesting review or appeal:

60 Days from the date of the notification

- (ii) Authority to which such request for review or appeal should be made:

Oman Intellectual property department

- (iii) Indications concerning the appointment of a representative:

If the holder wishes to request a review of the provisional refusal, he must appoint a representative in Oman

X. Date of the notification of provisional refusal:

20/02/2014

³ Where the grounds on which the provisional refusal is based relate to an earlier mark, as indicated under


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



XII. Corresponding essential provisions of the applicable law:

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3855	رقم الطلب
02/07/1990	التاريخ
ALASKA	اسم العلامة
كلمينا بي في	المالك
علي بن خميس الطوي	الوكيل
بشرية رجال، بشرية نساء، بشرية اطفال ، بشرية اخرى ، أشكال الكتابة والأرقام،	تصنيف العلامة
29 الحليب ، منتجات الحليب و الالبان ، بما في ذلك الحليب المحلى ، الحليب المكثف ، و الحليب البودرة	صنف من تصنيف نييس
لا يوجد	الاسبقية
	صور العلامة
	
	آخر حالة للعلامة