



IR 820/2013-

**MADRID AGREEMENT AND PROTOCOL**  
**MADRIDER ABKOMMEN UND PROTOKOLL**

PROVISIONAL REFUSAL OF PROTECTION Rule 17 (1)

VORLÄUFIGE SCHUTZVERWEIGERUNG Regel 17 (1)

I.	Authority pronouncing the refusal: <b>Austrian Patent Office</b> <b>Dresdner Straße 87</b> <b>A – 1200 Vienna (Austria)</b>	Behörde, die die Schutzverweigerung erlassen hat: <b>Österreichisches Patentamt</b> <b>Dresdner Straße 87</b> <b>A – 1200 Wien (Österreich)</b>
II.	Number of the international registration: Nr. der internationalen Registrierung: 1 175 515	
	ICE FOX	
	Number of the basic registration / application and country of origin: Nr. der Basisregistrierung / -anmeldung und Ursprungsland: 476203 Russian Federation	
III.	<input checked="" type="checkbox"/> Provisional refusal based on opposition(s) Vorläufige Schutzverweigerung wegen eines(mehrerer) Widerspruchs(-sprüche)  <input type="checkbox"/> Provisional refusal based on both - <i>ex officio</i> examination and opposition Vorläufige Schutzverweigerung wegen absoluter Gründe und Erhebung eines Widerspruchs	
IV.	<input checked="" type="checkbox"/> Provisional refusal for all the goods and/or services Vorläufige Schutzverweigerung für alle Waren und/oder Dienstleistungen  <input type="checkbox"/> Provisional refusal for some of the goods and/or services: Vorläufige Schutzverweigerung für die folgenden Waren und/oder Dienstleistungen:  <input type="checkbox"/> Admission only for the following goods and/or services: Zulassung nur für folgende Waren und/oder Dienstleistungen:	
V.	Grounds for refusal Gründe der vorläufigen Schutzverweigerung  <input type="checkbox"/> Absolute grounds  <input checked="" type="checkbox"/> Opposition(s) by opponent(s): see VI. Eingelangte Widersprüche: siehe VI.	
VI.	a) Information relating to earlier mark(s) or application(s) Informationen betreffend die ältere(n) Marke(n) oder Anmeldung(en)  Type / Registration number / Mark / Filing date / Filing number / Priority date Art / Registernummer / Marke / Anmeldedatum / Anmeldenummer / Prioritätsdatum  <b>IR 513.595 ICE 31.07.1987</b>  Name and address of the owner(s): Name und Adresse des(der) Inhaber(s):  <b>GILMAR S.P.A. , Via Malpasso 723/725</b> <b>I-47842 SAN GIOVANNI IN MARGINANO (RN) (IT)</b>  Name and address of the representative: Name und Adresse des Vertreters:  Please contact the Austrian Patent Office to get further information concerning the name and address of the representative. It is also recommended to request at the same time the sending of the original initial documents of the opposition procedures.  Bitte kontaktieren Sie das Österreichische Patentamt, um den Namen und die Anschrift des Vertreters der widersprechenden Partei zu erfahren. Zugleich empfehlen wir, sich die Originalunterlagen des Widerspruhantrages zustellen zu lassen.	



Goods and services on which the opposition is based:  
Waren und Dienstleistungen, auf die sich der Widerspruch stützt:

18: Cuir et imitations du cuir, produits en ces matières non compris dans d'autres classes; peaux d'animaux; malles et valises; parapluies, parasols et cannes; fouets et sellerie.  
25: Vêtements, chaussures, chapellerie.

Kl. 18: Leder und Lederimitationen sowie Waren daraus (soweit sie nicht in anderen Klassen enthalten sind), Tierfelle, Reise- und Handkoffer, Regenschirme, Sonnenschirme und Spazierstöcke, Peitschen, Sattlerwaren;

Kl. 25: Bekleidungsstücke, Schuhwaren, Kopfbedeckungen.

☒ see annexes (extract from register or opposition form)  
siehe Annex(e) (Auszug aus dem Register oder Widerspruchsformular)

b) Information relating to earlier mark(s) or application(s)  
Informationen betreffend die ältere(n) Marke(n) oder Anmeldung(en)

Type / Registration number / Mark / Filing date / Filing number / Priority date  
Art / Registernummer / Marke / Anmeldedatum / Anmelde nummer / Prioritätsdatum

CTM 10941615 **ICE** 06/06/2012

Name and address of the owner(s):  
Name und Adresse des(der) Inhaber(s):

GILMAR S.P.A. , Via Malpasso 723/725  
I-47842 SAN GIOVANNI IN MARIANO (RN) (IT)

Name and address of the representative:  
Name und Adresse des Vertreters:

Please contact the Austrian Patent Office to get further information concerning the name and address of the representative. It is also recommended to request at the same time the sending of the original initial documents of the opposition procedures.

Bitte kontaktieren Sie das Österreichische Patentamt, um den Vertreter der widersprechenden Partei zu erfahren. Zugleich empfehlen wir, die Originalunterlagen des Widerspruchs sich zustellen zu lassen.

Goods and services on which the opposition is based:  
Waren und Dienstleistungen, auf die sich der Widerspruch stützt:

9: Optical apparatus and instruments, Safety goggles, Spectacles, Sunglasses, Lenses, Mounts, Arms (part of frames), Cases and containers, All for spectacles, parts, Components and accessories for all the aforesaid goods.

11: Apparatus for lighting, heating, steam generating, cooking, drying, ventilating, water supply and sanitary purposes.

16: Paper, cardboard and goods made from these materials, not included in other classes; Printed matter; Bookbinding material; Photographs; Stationery; Adhesives for stationery or household purposes; Artists' materials; Paint brushes; Typewriters and office requisites (except furniture); Instructional and teaching material (except apparatus); Plastic materials for packing (not included in other classes); Printers' type; Printing blocks.

18: Leather and imitations of leather, and goods made of these materials and not included in other classes; Animal skins, hides; Trunks and travelling bags; Umbrellas, parasols and walking sticks.

20: Furniture, mirrors, picture frames; Goods (not included in other classes) of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum and substitutes for all these materials, or of plastics.

21: Household or kitchen utensils and vessels, other than corkscrews, spatulas, graters, containers for ice and ice cream; Glassware, porcelain and earthenware (not included in other classes).

24: Textiles and textile goods, not included in other classes; Bed and table covers.

25: Clothing, footwear, headgear.



27: Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; Wall hanging (non-textile).

35: Sales services for bringing together, for others, of a variety of goods, (excluding the transport thereof), enabling customers to conveniently view and purchase those goods, in particular, spectacles and cases for spectacles, apparatus for lighting, water supply and sanitary purposes, stationery items, leatherware, luggage, umbrellas, clothing, footwear, headgear, household textiles and linen, furniture and furnishings, household utensils for domestic use.

9 Optische Apparate und Instrumente, Schutzbrillen, Brillen, Sonnenbrillen, Linsen, Gestelle, Bügel (Gestellteile), Etuis und Behälter, alles für Brillen, Teile, Bauteile und Zubehör für alle vorstehend genannten Produkte.

11: Beleuchtungs-, Heizungs-, Dampferzeugungs-, Koch-, Trocken-, Lüftungs- und Wasserleitungsgeräte sowie sanitäre Anlagen.

16 Papier, Pappe (Karton) und Waren aus diesen Materialien, so weit sie nicht in anderen Klassen enthalten sind; Druckereierzeugnisse; Buchbinderartikel; Fotografien; Schreibwaren; Klebstoffe für Papier- und Schreibwaren oder für Haushaltszwecke; Künstlerbedarfsartikel; Pinsel; Schreibmaschinen und Büroartikel (ausgenommen Möbel); Lehr- und Unterrichtsmittel (ausgenommen Apparate); Verpackungsmaterial aus Kunststoff, soweit es nicht in anderen Klassen enthalten ist; Drucklettern; Drucklettern.

18: Leder und Lederimitationen sowie Waren daraus, soweit sie nicht in anderen Klassen enthalten sind; Häute und Felle; Reise- und Handkoffer; Regen- und Sonnenschirme, Spazierstöcke.

20: Möbel, Spiegel, Bilderrahmen; Waren, so weit sie nicht in anderen Klassen enthalten sind, aus Holz, Kork, Rohr, Binsen, Weide, Horn, Knochen, Elfenbein, Fischbein, Schildpatt, Bernstein, Perlmutter, Meerscham und deren Ersatzstoffen oder aus Kunststoffen.

21: Geräte und Behälter für Haushalt und Küche, ausgenommen Korkenzieher, Spachtel, Raspeln, Kühl- und Speiseeiskübel; Glaswaren, Porzellan und Steingut, so weit sie nicht in anderen Klassen enthalten sind.

24: Webstoffe und Textilwaren, soweit sie nicht in anderen Klassen enthalten sind; Bett- und Tischdecken.

25: Bekleidungsstücke, Schuhwaren, Kopfbedeckungen.

27: Teppiche, Fußmatten, Matten, Linoleum und andere Bodenbeläge; Tapeten (ausgenommen aus textilem Material).

35: Verkaufsdienstleistungen, nämlich Zusammenstellung verschiedener Waren für Dritte, insbesondere von Brillen und Brillenetuis, Beleuchtungs- und Wasserleitungsgeräten sowie sanitären Anlagen, Schreibwaren, Lederwaren, Kofferwaren, Regenschirmen, Bekleidungsstücken, Schuhwaren, Kopfbedeckungen, Webstoffen und Haushaltswäsche, Möbeln und Einrichtungsgegenständen, Geräten für den Haushalt und für Haushaltszwecke, um dem Verbraucher eine bequeme Ansicht und den Erwerb dieser Waren zu ermöglichen.

☒ see annexes (extract from register or opposition form)  
siehe Annex(e) (Auszug aus dem Register oder Widerspruchsformular)

VII. Applicable provisions of the national law (see text last pages)  
Anwendbare Bestimmungen des nationalen Gesetzes (siehe Gesetzesauszug auf den letzten Seiten)  
**Section 29a and the following § 29a ff**

VIII. Information relating to subsequent procedure / Information über das weitere Verfahren  
Reply/response to the provisional refusal / Äußerung auf die Schutzverweigerung

(i) Time limit for reply / Äußerungsfrist: **14/05/2014**

(ii) The appointment of a representative or – if applicable – a person domiciled in Austria and entitled to receive communications is compulsory (Section 61 Subsections 1 and 4 Trade Mark Act).  
Die Benennung eines Vertreters oder – sofern anwendbar – eines im Inland wohnhaften Zustellungsbevollmächtigten verpflichtend (§ 61 Abs. 1 und 4 MSchG).

(iii) The original opposition request(s) and any accompanying documents will then be communicated to the person or representative appointed once a written reply has been received.  
Der/die Original-Widersprüche und allfällige Beilagen werden dann an die benannte Person oder den benannten Vertreter zugestellt, sobald eine schriftliche Äußerung eingelangt ist.



- (iv) In case the trademark holder does not file within the time limit set out in (i) a written statement, which fulfills the requirements of (ii), the refusal will be declared final without further proceedings by the Austrian Patent Office. In case of more than one opposition the trademark holder has to submit one written statement responding to each opposition raised, otherwise the opposition, to which the trademark holder does not respond, will be granted in total. The same applies if no response to the absolute grounds raised –if applicable- has been submitted. Within the time limit set out in (i) the holder of the trademark also has the opportunity to request the opponent/s to furnish proof of use of the trademark/s the opposition/s is/are based on (§ 29 b (3) MSchG). The written statement and any attachment/s shall be accompanied by copies corresponding to the number of oppositions raised.

Bringt der Markeninhaber der angegriffenen Marke innerhalb der unter (i) gesetzten Frist keine schriftliche Äußerung, die die Vorgaben aus (ii) erfüllt, ein, so hat das Österreichische Patentamt ohne weiteres Verfahren die endgültige Schutzverweigerung zu verfügen. Im Falle von mehreren Widersprüchen muss sich der Markeninhaber in einem gemeinsamen Schriftsatz erkennbar zu jedem der zugestellten Widersprüche inhaltlich äußern, andernfalls wird einem Widerspruch, auf welchen keine Äußerung des Markeninhabers erfolgt ist, im vollem Umfang stattgegeben. Innerhalb der in (i) genannten Frist hat der Markeninhaber auch die Möglichkeit, den Widersprechenden aufzufordern, den Nachweis der Benutzung für die Widerspruchsmarke/n zu erbringen (§ 29 b Abs. 3 MSchG). Der schriftlichen Äußerung und allfälligen Beilagen sind Kopien in der entsprechenden Anzahl der Widersprüche anzuschließen.

- (v) Authority to address the reply: see I.  
Behörde, an die die Äußerung zu richten ist: siehe I.

IX. Date of provisional refusal  
Datum der vorläufigen Schutzverweigerung  
**14/02/2014**

Number of Annexes:  
Zahl der Anhänge: 2

X. Signature or official seal of the Office  
Unterschrift oder Amtsstempel der Behörde  
Rechtskundiges Mitglied Walter Ledermüller



XI. Supplementary information  
Zusätzliche Information

Data concerning the trademark(s) cited as base for opposition may be found using the following links:  
Registerdaten der Widerspruchsmarke(n) finden Sie unter:

<http://www.patentamt.at>

<http://www.wipo.int/ipdl/en/madrid>

[http://oami.europa.eu/CTMOnline/RequestManager/de\\_SearchBasic](http://oami.europa.eu/CTMOnline/RequestManager/de_SearchBasic)

XII.

- I. Corresponding essential provisions of the applicable law: Austrian Trade Mark Act  
(Federal Law Gazette No. 260/1970 in its current version / Bundesgesetzblatt Nr. 260/1970 idgF)

#### Section 1

A trade mark may consist of any sign capable of being represented graphically, particularly words, including personal names, designs, letters, numerals, the shape of goods or of their packaging, provided that such signs are capable of distinguishing the goods or services of one undertaking from those of other undertakings.

#### Section 4

(1) Excluded from registration shall be signs which

1. consist exclusively

- of state coats of arms, national flags or other national emblems or of the coats of arms of Austrian provincial or local authorities;
- of official certification or guarantee signs which are used in Austria or – pursuant to a notice to be published in the Federal Law Gazette (Section 6 subsection 2) – in a foreign state, for the same goods or services as those for which the mark is intended for, or for similar goods or services;
- of signs of international organizations to which a member state of the Paris Union for the Protection of Industrial Property belongs, provided the signs have been promulgated in the Federal Law Gazette. The last sentence of Section 6(2) shall apply to such promulgation;

2. cannot constitute a trade mark in accordance with Section 1;

3. are devoid of any distinctive character;

4. consist exclusively of signs or indications which may serve, in trade, to designate the kind, quality, quantity, intended purpose, value, geographical origin, or the time of production of the goods or of rendering of the service, or other characteristics of the goods or services;

5. consist exclusively of signs or indications which have become customary in the current language or in the bona fide and established practices of the trade to designate the good or service;



6. consist exclusively of the shape which results from the nature of the goods themselves, or of the shape of goods which is necessary to obtain a technical result, or of the shape which gives substantial value to the goods;
  7. are contrary to public policy or to accepted principles of morality;
  8. are of such a nature as to deceive the public, for instance as to the nature, quality or geographical origin of the good or service;
  9. contain or consist of a geographical indication identifying wines and intended for wines which do not have that origin, or identifying spirits and intended for spirits which do not have that origin.
- (2) Registration shall, however, be admissible in the cases of subsection 1 clauses 3, 4 and 5, if the sign has acquired a distinctive character in Austria in the circles concerned following the use which has been made of it prior to application.

#### Section 29a

- (1) Within a period of three months following the date of publication of the registration of a mark (Section 17 subsection 5), opposition to this registration may be raised. It shall only be based on a mark fulfilling the conditions of Section 30 subsection 1. The same applies for applications subject to their registration.
- (2) In case of registration of a mark under the Madrid Agreement concerning the international registration of marks, Federal Law Gazette No. 400/1973 and under the Protocol relating to the Madrid Agreement concerning the international registration of marks, Federal Law Gazette No. 32/1999, the publication in the gazette, issued by the International Bureau of the World Intellectual Property Organization, replaces the publication referred to in subsection 1. The opposition period starts on the first day of the month following the month the gazette has been issued, in which the publication of the international registration is contained.
- (3) The substantiated opposition must be received by the Patent Office at the last day of the time period at the latest. It shall be filed in writing and along with all attachments also in duplicate.
- (4) ...
- (5) ...
- (6) The opportunities to file a request for cancellation with the Cancellation Department remain unaffected.

#### Section 29b

- (1) Upon expiration of the opposition period the owner of the mark shall be informed about all oppositions timely received and be invited to submit a written reply within a reasonable period of time which may be extended upon justified reasons. Within this period, the trademark holder has the possibility to request the opponent/s to furnish proof of use of the trademark/s the opposition/s is/are based on according to section 29b subsection 3. If the owner of a contested mark does not file a written statement within the time limit, the relevant legal department shall, in accordance with the request, without any further proceedings order the total or partial invalidity of the mark, even if the opposition is based on an application not registered yet at the date the decision is taken. The provisions for the cancellation procedures in section 35 subsection 5 shall apply mutatis mutandis unless otherwise indicated hereinafter.
- (2) ...
- (3) If opposition is based on a mark which, at the date of the registration of the mark opposed, has been registered more than 5 years ago, the opposition shall only be granted if, following a request by the owner of the mark opposed, satisfactory evidence is provided within a reasonable period of time that the conditions for cancellation of Section 33a (no genuine use) do not apply. If within the period of 2 months following the transmittal of the documents presented to furnish evidence of genuine use the owner of the mark files a request for cancellation based on Section 33a with the competent authorities directed at the mark of the opponent and, within a reasonable period of time, furnishes evidence about this fact the opposition procedure shall be adjourned and resumed ex officio or upon request after the decision in the cancellation procedure has become final.
- (4) ...
- (5) ...
- (6) As far as a mark has been finally declared invalid, or, as far as, following ex officio legal examination (Section 20), protection of an international registration has been refused finally, or, as far as a mark has been cancelled based on a final decision concerning a request to the Cancellation Department with retroactive effect to the beginning of the period of protection, a pending opposition to the mark shall be deemed settled to the respective extent and the parties shall be informed about this fact. The opposition procedure shall be closed in the same manner if during the pendency of the opposition procedure the procedure to register the application, the opposition is based on, is closed without leading to registration, or, if the mark, opposition is based on, finally loses protection in Austria.
- (7) Costs of the opposition procedure shall be borne by each party on its own.

#### Section 30 subsection 1

- (1) The owner of an earlier mark being still valid may request the cancellation of a mark provided that either
  1. the two marks and the goods and services the marks are registered for are identical,
  - or
  2. the two marks and the goods and services the marks are registered for are identical or similar so that there exists a likelihood of confusion on the part of the public which includes the likelihood of association with the earlier mark.

#### Section 61 subsections 1 and 4

- (1) Anyone acting as representative before the Patent Office or the Supreme Patent and Trademark Senate shall have his domicile or principal place of business in Austria; in regard to attorneys at law, patent attorneys and notaries public though the respective professional regulations shall apply. The representative shall demonstrate his authorisation by a written power of attorney which shall be presented in original version or by way of a duly certified copy. If several individuals are authorised collectively, each of them shall also be authorised to represent individually.
- (4) A person having neither domicile nor principal place of business in Austria may claim rights under this Federal Act before the Patent Office only when being represented by a representative fulfilling the requirements of subsection 1. Before the Cancellations-Department of the Patent Office such persons may only claim rights when being represented by an attorney at law, a patent attorney or a notary public. If domicile or principal place of business are within the EEA or in the Swiss Confederation the appointment of a person domiciled in Austria and authorized to receive communications will suffice to claim rights under this Federal Act.

## WIPO - ROMARIN - International Registration Details

**513595**

14.2.2014

151 **Date of the registration**  
31.07.1987

180 **Expected expiration date of the registration/renewal**  
31.07.2017

270 **Language of the application**  
French

### **Current Status**

732 **Name and address of the holder of the registration**  
GILMAR S.P.A. Via Malpasso 723/725 I-47842 SAN GIOVANNI IN MARIGNANO (RN) Italy

811 **Contracting State of which the holder is a national**  
IT (Italy)

740 **Name and address of the representative**  
PERANI & PARTNERS S.p.A. Piazza San Babila, 5 I-20122 Milano Italy

770 **Name and address of the previous holder**  
GILMAR S.P.A. Via Malpasso, 723/725 SAN GIOVANNI IN MARIGNANO Italy

540 **Mark**  
ICE

511 **International Classification of Goods and Services for the Purposes of the Registration of Marks (Nice Classification)**

03 Préparations pour blanchir et autres substances pour lessiver; préparations pour nettoyer, polir, dégraisser et abraser; savons; parfumerie, huiles essentielles, cosmétiques, lotions pour les cheveux; dentifrices.

18 Cuir et imitations du cuir, produits en ces matières non compris dans d'autres classes; peaux d'animaux; malles et valises; parapluies, parasols et cannes; fouets et sellerie.

25 Vêtements, chaussures, chapellerie.

821 **Basic application**  
IT (Italy), 21.01.1987, 39 812 C/87

822 **Basic registration**  
IT (Italy), 11.05.1987, 480 006

831 **Designation(s) under the Madrid Agreement**  
DZ (Algeria)

834 **Designation(s) under the Madrid Protocol by virtue of Article 9sexies**  
AT (Austria), BA (Bosnia and Herzegovina), BG (Bulgaria), BX (Benelux), BY (Belarus), CH (Switzerland), CZ (Czech Republic), DE (Germany), EG (Egypt), ES (Spain), FR (France), HR (Croatia), HU (Hungary), KZ (Kazakhstan), LI (Liechtenstein), MA (Morocco), MC (Monaco), ME (Montenegro), MK (The former Yugoslav Republic of Macedonia), MN (Mongolia), PL (Poland), PT (Portugal), RO (Romania), RS (Serbia), RU (Russian Federation), SD (Sudan), SI (Slovenia), SK (Slovakia), UA (Ukraine), VN (Viet Nam)

### **Registration**

450 **Publication number and date**  
1987/7 LMi, 01.09.1987

831 **Designation(s) under the Madrid Agreement**  
AT (Austria), BG (Bulgaria), BX (Benelux), CH (Switzerland), CS (Czechoslovakia), DD

(Germany (without the territory that prior to October 3, 1990, constituted the Federal Republic of Germany)), DE (Germany), DT (Germany (without the territory that prior to October 3, 1990, constituted the German Democratic Republic)), DZ (Algeria), EG (Egypt), ES (Spain), FR (France), HU (Hungary), KP (Democratic People's Republic of Korea), LI (Liechtenstein), MA (Morocco), MC (Monaco), MN (Mongolia), PT (Portugal), RO (Romania), SD (Sudan), SU (Soviet Union), TN (Tunisia), VN (Viet Nam), YU (Serbia and Montenegro)

580

**Date of recording (date of notification from which the time limit to notify the refusal starts)**  
21.08.1987

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

AT (Austria)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

BG (Bulgaria)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

BX (Benelux)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

CH (Switzerland)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

CS (Czechoslovakia)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

DZ (Algeria)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

FR (France)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

LI (Liechtenstein)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

MA (Morocco)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

MC (Monaco)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

MN (Mongolia)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

SD (Sudan)

**The refusal period has expired and no notification of provisional refusal has been recorded (application of Rule 5 preserved)**

TN (Tunisia)

The refusal period has expired and no notification of provisional refusal has been recorded  
(application of Rule 5 preserved)

VN (Viet Nam)

The refusal period has expired and no notification of provisional refusal has been recorded  
(application of Rule 5 preserved)

YU (Serbia and Montenegro)

**862 Partial provisional refusal of protection**

SU (Soviet Union)

**450 Publication number and date**

Before April 1st, 1996, provisional refusals were not published

Delete from list:

03

**580 Date of notification**

11.04.1988

Date of receipt by the International Bureau

06.04.1988

**861 Total provisional refusal of protection**

DT (Germany (without the territory that prior to October 3, 1990, constituted the German Democratic Republic))

**450 Publication number and date**

Before April 1st, 1996, provisional refusals were not published

**580 Date of notification**

20.04.1988

Date of receipt by the International Bureau

14.04.1988

**861 Total provisional refusal of protection**

DD (Germany (without the territory that prior to October 3, 1990, constituted the Federal Republic of Germany))

**450 Publication number and date**

Before April 1st, 1996, provisional refusals were not published

**580 Date of notification**

03.05.1988

Date of receipt by the International Bureau

22.04.1988

**861 Total provisional refusal of protection**

KP (Democratic People's Republic of Korea)

**450 Publication number and date**

Before April 1st, 1996, provisional refusals were not published

**580 Date of notification**

05.05.1988

Date of receipt by the International Bureau

26.04.1988



862 **Partial provisional refusal of protection**

HU (Hungary)

450 **Publication number and date**

Before April 1st, 1996, provisional refusals were not published

Delete from list:

03

580 **Date of notification**

17.05.1988

Date of receipt by the International Bureau

06.05.1988

861 **Total provisional refusal of protection**

ES (Spain)

450 **Publication number and date**

Before April 1st, 1996, provisional refusals were not published

580 **Date of notification**

20.07.1988

Date of receipt by the International Bureau

18.07.1988

861 **Total provisional refusal of protection**

RO (Romania)

450 **Publication number and date**

Before April 1st, 1996, provisional refusals were not published

580 **Date of notification**

27.07.1988

Date of receipt by the International Bureau

22.07.1988

862 **Partial provisional refusal of protection**

PT (Portugal)

450 **Publication number and date**

Before April 1st, 1996, provisional refusals were not published

Delete from list:

03

List limited to:

25 Chaussures, chapellerie.

580 **Date of notification**

10.08.1988

Date of receipt by the International Bureau

04.08.1988

862 **Partial provisional refusal of protection**

EG (Egypt)

450 **Publication number and date**

Before April 1st, 1996, provisional refusals were not published

Delete from list:

03

580 Date of notification  
22.08.1988  
Date of receipt by the International Bureau  
18.08.1988

897 **Statement indicating that protection of the mark is protected for some of the goods and services requested**

SU (Soviet Union)

450 Publication number and date  
1988/10 LMi, 09.12.1988

Delete from list:

03

580 Date of notification  
17.10.1988  
Date of receipt by the International Bureau  
03.10.1988

897 **Statement indicating that protection of the mark is protected for some of the goods and services requested**

HU (Hungary)

450 Publication number and date  
1988/12 LMi, 10.02.1989

Delete from list:

03

580 Date of notification  
21.12.1988  
Date of receipt by the International Bureau  
13.12.1988

896 **Statement indicating that protection of the mark is refused for all the goods and services requested**

KP (Democratic People's Republic of Korea)

450 Publication number and date  
1988/12 LMi, 10.02.1989

580 Date of notification  
21.12.1988  
Date of receipt by the International Bureau  
16.12.1988

**Limitation**

450 Publication number and date  
1989/5 LMi, 11.07.1989

833 **Interested Contracting Party(ies)**

AT (Austria), BA (Bosnia and Herzegovina), BG (Bulgaria), BX (Benelux), CH (Switzerland), CS (Czechoslovakia), DD (Germany (without the territory that prior to October 3, 1990, constituted the Federal Republic of Germany)), DE (Germany), DT (Germany (without the territory that prior

to October 3, 1990, constituted the German Democratic Republic)), DZ (Algeria), EG (Egypt), ES (Spain), FR (France), HU (Hungary), LI (Liechtenstein), MA (Morocco), MC (Monaco), ME (Montenegro), MN (Mongolia), PT (Portugal), RO (Romania), SD (Sudan), SU (Soviet Union), TN (Tunisia), VN (Viet Nam), YU (Serbia and Montenegro)

List limited to:

- 18 Cuir et imitations du cuir, produits en ces matières non compris dans d'autres classes; peaux d'animaux; malles et valises; parapluies, parasols et cannes; fouets et sellerie.
- 25 Vêtements, chaussures, chapellerie.

580 Date of recording  
09.05.1989

897 **Statement indicating that protection of the mark is protected for some of the goods and services requested**

ES (Spain)

450 Publication number and date  
1990/5 LMi, 16.07.1990

Delete from list:

03  
18

580 Date of notification  
17.05.1990  
Date of receipt by the International Bureau  
02.05.1990

895 **Statement indicating that the mark is protected for all the goods and services requested**

RO (Romania)

450 Publication number and date  
1991/6 LMi, 16.08.1991

580 Date of notification  
12.06.1991  
Date of receipt by the International Bureau  
07.06.1991

897 **Statement indicating that protection of the mark is protected for some of the goods and services requested**

DT (Germany (without the territory that prior to October 3, 1990, constituted the German Democratic Republic))

450 Publication number and date  
1992/4 LMi, 18.06.1992  
Delete from list:

03

List limited to:

- 18 Cuir et imitations du cuir, produits en cuir ou en imitations de cuir, à savoir sacs à main et autres récipients non adaptés aux produits qu'ils sont destinés à contenir, ainsi que petits articles en cuir, notamment bourses, portefeuilles, étuis à clefs; peaux d'animaux; malles et valises; parapluies, parasols et cannes; fouets et sellerie.

580 Date of notification  
25.04.1992  
Date of receipt by the International Bureau  
15.04.1992

### **Continuation of effect**

450 Publication number and date  
1993/6 LMi, 17.08.1993

580 Date of recording  
19.06.1993

### **Continuation of effect**

450 Publication number and date  
1993/6 LMi, 17.08.1993

833 Interested Contracting Party(ies)  
CZ (Czech Republic), SK (Slovakia), UA (Ukraine)

580 Date of recording  
19.06.1993

### **Continuation of effect**

450 Publication number and date  
1993/6 LMi, 17.08.1993

833 Interested Contracting Party(ies)  
CZ (Czech Republic), HR (Croatia), SI (Slovenia), SK (Slovakia)

580 Date of recording  
19.06.1993

### **Continuation of effect**

450 Publication number and date  
1993/10 LMi, 16.12.1993

833 Interested Contracting Party(ies)  
BY (Belarus)

580 Date of recording  
24.09.1993

### **Continuation of effect**

450 Publication number and date  
1993/10 LMi, 16.12.1993

833 Interested Contracting Party(ies)  
KZ (Kazakhstan)

580 Date of recording  
24.09.1993

### **Continuation of effect**

450 Publication number and date  
1994/3 LMi, 20.05.1994

833 Interested Contracting Party(ies)

MK (The former Yugoslav Republic of Macedonia)

580 Date of recording  
17.02.1994

896 **Statement indicating that protection of the mark is refused for all the goods and services requested**

DD (Germany (without the territory that prior to October 3, 1990, constituted the Federal Republic of Germany))

450 Publication number and date  
1996/1 LMi, 19.03.1996

580 Date of notification  
31.01.1996

Date of receipt by the International Bureau  
01.12.1995

**Continuation of effect**

450 Publication number and date  
1997/3 Gaz, 27.03.1997

833 Interested Contracting Party(ies)  
BA (Bosnia and Herzegovina)

580 Date of recording  
12.02.1997

**Subsequent designation**

450 Publication number and date  
2005/6 Gaz, 17.03.2005

831 Designation(s) under the Madrid Agreement  
PL (Poland)

851 Limitation of the list of goods and services  
PL (Poland)

List limited to:

- 18 Cuir et imitations du cuir, produits en ces matières non compris dans d'autres classes; peaux d'animaux; malles et valises; parapluies, parasols et cannes; fouets et sellerie.
- 25 Vêtements, chaussures, chapellerie.

580 Date of recording (date of notification from which the time limit to notify the refusal starts)  
24.02.2005

891 Date of subsequent designation (Rule 24(6) of the Common Regulations)  
26.11.2004

861 **Total provisional refusal of protection**

PL (Poland)

450 Publication number and date  
2006/3 Gaz, 23.02.2006

580 Date of notification  
20.01.2006

Date of receipt by the International Bureau  
04.01.2006

## **Renewal**

IT (Italy)

450 **Publication number and date**

2007/34 Gaz, 27.09.2007

831 **Designation(s) under the Madrid Agreement**

AT (Austria), BA (Bosnia and Herzegovina), BG (Bulgaria), BX (Benelux), BY (Belarus), CH (Switzerland), CZ (Czech Republic), DE (Germany), DZ (Algeria), EG (Egypt), ES (Spain), FR (France), HR (Croatia), HU (Hungary), KZ (Kazakhstan), LI (Liechtenstein), MA (Morocco), MC (Monaco), ME (Montenegro), MK (The former Yugoslav Republic of Macedonia), MN (Mongolia), PL (Poland), PT (Portugal), RO (Romania), RS (Serbia), RU (Russian Federation), SD (Sudan), SI (Slovenia), SK (Slovakia), UA (Ukraine), VN (Viet Nam)

## **Designated contracting party(ies) which has not been the subject of a renewal (Rule 31(4)(b))**

KP (Democratic People's Republic of Korea), TN (Tunisia)

## **Continuation of effect**

450 **Publication number and date**

2007/31 Gaz, 06.09.2007

833 **Interested Contracting Party(ies)**

ME (Montenegro)

580 **Date of recording**

01.08.2007

897 **Statement indicating that protection of the mark is protected for some of the goods and services requested**

PL (Poland)

450 **Publication number and date**

2007/45 Gaz, 13.12.2007

Admis pour tous les produits de la classe 18.

580 **Date of notification**

12.11.2007

**Date of receipt by the International Bureau**

02.11.2007

895 **Statement indicating that the mark is protected for all the goods and services requested**

PL (Poland)

450 **Publication number and date**

2009/19 Gaz, 28.05.2009

580 **Date of notification**

05.05.2009

**Date of receipt by the International Bureau**

22.04.2009