



World Intellectual Property
Organisation (WIPO)
International Bureau
34, Chemin des Colombettes
1211 Geneva 20
Switzerland

Your Reference:
International Registration No:
WO0000001262754
Examiner: Sharon Fleet
Direct Telephone: +44(0)1633811094
Date: 22 December 2015

Please reply by **22 February 2016** quoting the International Registration number

Dear Sir/Madam,

Intl Reg No: WO0000001262754
Mark: GLOBALONE (Figurative)
Holder: Globalone Management Group Limited
Class(es): 9, 35, 36, 38, 45

Notification of a Provisional Partial Refusal of Protection (not based on an opposition) by the Intellectual Property Office

THIS REPLACES THE ORIGINAL PROVISIONAL PARTIAL REFUSAL OF PROTECTION (NOT BASED ON AN OPPOSITION) BY THE INTELLECTUAL PROPERTY OFFICE ISSUED ON 22 SEPTEMBER 2015

I have examined your designation under the Trade Marks Act 1994 and carried out a search of the relevant trade mark registers. Your designation does not appear to meet the requirements for Protection for the following reasons.

Absolute grounds for refusal

Specification too wide

The list of services are so wide that there is some doubt that the mark is being used, or intended to be used on all the services applied for. There is therefore an objection under Section 1(1) and 3(1)(a) of the Act which relates to the following term:

Personal and social services rendered by others to meet the needs of individuals.

Individuals have many and varied needs, some personal or social, others being medical, therapeutic, educational or for entertainment, etc. As such, this description cannot describe a service with any clarity or precision without the addition of more information about the service being rendered.

To overcome this objection, you should list the services by name and/or restrict them. Alternatively, you should supply information to show that the list of services

accurately describes the range of services that you are using the mark on, or that you intend to use the mark on. However you may also delete these goods/services entirely from the designation.

Search for earlier trademarks – for your information only

I have searched the relevant trade mark registers and found earlier trade marks that I think you should be aware of. My initial view is that your trade mark and your goods and services are similar to the earlier trade marks and their goods and services. Therefore the public are likely to confuse your trade mark with the earlier trade marks.

The earlier trade marks I found are listed at the end of this report.

It is important for you to know that I am not refusing to accept your designation because of the earlier trade marks. However, if you decide to proceed with your designation I am obliged to write to the owners of the marks listed below if they are 'UK' or 'International UK' trade marks to inform them of your designation. UK trade marks begin with the prefix 'UK'. International UK trade marks begin with the prefix 'WO'.

Please note that we do not notify holders of Community Trade Marks (CTM) or International Registrations designating the EU (Madrid EU), which also have protection in the UK; these are presented for your information only.

If you proceed, your designation will be published in the online Trade Marks Journal and anyone can oppose your designation should they have grounds to do so. If such action were to be successful, this would likely result in a costs award against you. Further information can be found on our website:

ipo.gov.uk/tmoppose

Next steps

If you disagree with my assessment of your designation, you can write or telephone me. My contact details are shown at the top of this letter.

If following this discussion, you still disagree with my findings you have the right to request a hearing with a senior officer to argue against the absolute grounds issues raised. You cannot request a hearing in respect of the earlier trademarks as these are not formal objections.

If your address is outside of the European Community, the Isle of Man or the European Economic Area you must provide us with a contact address in one of the above areas. This can be done by filling in and returning a Form TM33 "Appointment of change of Representative (for trade mark owners or holders)". This form is available at:

ipo.gov.uk/tmforms

If you do not reply by the date shown above, I will publish it in our online Trade Marks Journal, but only for:

Classes 9, 35, 36 and 38

And Class 45 for a specification that reads as follows:

Legal services; security services for the protection of property and individuals; marriage agencies; detective agencies; night guards; adoption agency services; arbitration services; rental of safes; embalming services; undertaking; lost property return; releasing doves for special occasions; genealogical research; legal research; security consultancy; intellectual property consultancy; monitoring intellectual property rights for legal advisory purposes; monitoring of burglar and security alarms; crematorium services; licensing of intellectual property; licensing of computer software [legal services]; organization of religious meetings; opening of security locks; guards; planning and arranging of wedding ceremonies; missing person investigations; litigation services; baby sitting; pet sitting; baggage inspection for security purposes; inspection of factories for safety purposes; evening dress rental; rental of fire extinguishers; clothing rental; rental of fire alarms; registration of domain names [legal services]; personal background investigations; fire-fighting; escorting in society [chaperoning]; horoscope casting; copyright management; dating services; alternative dispute resolution services; house sitting; mediation; funerals; on-line social networking services; personal body guarding.

The provisional refusal of all other services will then become final.

Yours faithfully

Sharon Fleet

Trade Marks Registry

Earlier Marks

1) Earlier Mark:

Trade Mark ID: EU013054135

Domain: CTM Mark

Mark Representation

GLOBALONE

Filing Date/Date of Designation: 04/07/2014

Goods & Services

Class: 9

Electronic payments gateway, for use in making payments by ecommerce, card-not-present, integrated point of sale terminals, virtual terminal and integrated API, credit card and debit card, chip/EMV, mobile applications for processing transactions by use of magnetically encoded card, chip cards, and near field communication cards, credit cards and debit cards; software to which payment applications or other software of Independent Software Vendors can be integrated in order to send financial transactions from a payment terminal for processing, electronic integration, operation and training manuals.

Class: 16

Operational and training manuals.

Class: 36

Multi-currency (MCP) enabled electronic payments gateway, capable of authorizing bankcard, non-bankcard, debit card, emv card not present and point of sale transactions in a cardholder's chosen local foreign currency, with settlement occurring to the merchant in multiple currencies, one-time and subscription billing options, hosted payment pages, tokenization - secure card storage, intelligent transaction routing; decline transaction salvage, access by virtual terminal (web based) or direct integration via standard API (provided to merchant/partner), web based real time reporting and reconciliation tools.

Owner/Holder Details

Name: PIVOTAL PAYMENTS CORPORATION

Address: 1100 Boul. René-Lévesque West
9th Floor

Town: Montreal

Postcode: H3B 4N4

Country: CA

Representative Details

Name: RAPISARDI INTELLECTUAL PROPERTY LIMITED

Address: 2A Collier House 163/169 Brompton Road

Town: London

Postcode: SW3 1PY

Country: GB

2) Earlier Mark:

Trade Mark ID: EU007542988

Domain: CTM Mark

Mark Representation



Filing Date/Date of Designation: 22/01/2009

Goods & Services

Classes

Class: 37

Installation maintenance and repair services.

Class: 41

Training services for personnel.

Class: 42

Design of layout and equipment.

Owner/Holder Details

Name: TAGLIAVINI S.P.A.

Address: Via Ponte Taro, 27/B

Town: Noceto (Parma)

Postcode: 43015

Country: IT

Representative Details

Name: ING. DALLAGLIO S.R.L.

Address: Via Mazzini, 2

Town: Parma

Postcode: 43121

Country: IT