

O/0438/23

TRADE MARKS ACT 1994

IN THE MATTER OF INTERNATIONAL REGISTRATION NO. WO0000001621942

BY ALI KARACA

TO REGISTER THE TRADE MARK:



alimarkt

IN CLASSES 6, 8, 11, 12, 14, 18, 21, 24, 25, 35 AND 40

AND

IN THE MATTER OF OPPOSITION THERETO

UNDER NO. 431477 BY

ALIBABA GROUP HOLDING LIMITED

BACKGROUND AND PLEADINGS

1. International trade mark 1621942 (“the IR”) consists of the sign shown on the cover page of this decision. The holder is ALI KARACA. The IR is registered with effect from 14 December 2020. With effect from the same date, the holder designated the UK as a territory in which it seeks to protect the IR under the terms of the Protocol to the Madrid Agreement. Priority is claimed from a Turkish trade mark (no. 2020/96268), with a priority date claimed of 21 August 2020. The holder seeks protection for the IR in relation to the goods and services set out in Annex 1 to this decision.

2. The request to protect the IR was published on 11 February 2022. On 1 March 2022, Alibaba Group Holding Limited (“the opponent”) opposed the protection of the IR in the UK based upon sections 5(2)(b) and 5(3) of the Trade Marks Act 1994 (“the Act”). Under sections 5(2)(b) and 5(3), the opponent relies upon the following trade marks:

ALI

UKTM no. 3574135¹

Filing date 4 January 2021; registration date 25 June 2021

(“the First Earlier Mark”)

ALIEXPRESS

UKTM no. 917971591²

Filing date 23 October 2018; registration date 23 February 2019

(“the Second Earlier Mark”)

ALIBABA

¹ This mark was filed pursuant to Article 59 of the Withdrawal Agreement between the United Kingdom and the European Union.

² On 1 January 2021, the UK left the EU after the expiry of the transition period. Under Article 54 of the Withdrawal Agreement, the Registry created comparable UK trade marks for all rights holders with an existing EUTM. As a result of the opponent having EUTMs being protected as at the end of the Implementation Period, comparable UK trade marks were automatically created. The comparable trade marks shown here (the Second, Third, Fourth, Fifth and Sixth Earlier Marks) are now recorded on the UK trade mark register, have the same legal status as if they had been applied for and registered under UK law, and retain their original filing dates.

UKTM no. 909887787

Filing date 12 April 2011; registration date 15 September 2011

Priority dates claimed: 22 February 2011 (Hong Kong TM no. 301840022) and
23 February 2011 (Hong Kong TM no. 301840789)

("the Third Earlier Mark")

ALIPROTECT

UKTM no. 917971593

Filing date 23 October 2018; registration date 23 February 2019

("the Fourth Earlier Mark")

ALILOTTERY

UKTM no. 916205321

Filing date 23 December 2016; registration date 7 June 2017

("the Fifth Earlier Mark")

ALI INSTITUTE

UKTM no. 917971592

Filing date 23 October 2018; registration date 23 February 2019

("the Sixth Earlier Mark")

3. Under section 5(2)(b), the opponent relies upon all of the goods and services for which the First, Second, Fourth, Fifth and Sixth Earlier Marks are registered and the class 35 services for which the Third Earlier Mark is registered. The opponent claims that the marks are similar and the goods and services are identical or similar, resulting in a likelihood of confusion.

4. Under section 5(3), the opponent claims a reputation for all of the goods and services for which the earlier marks are registered. The opponent claims that use of the IR would, without due cause, take unfair advantage of, or be detrimental to, the reputation and/or distinctive character of the earlier marks.

5. The holder filed a counterstatement denying the claims made and putting the opponent to proof of use.

6. The holder is represented by ip21 Limited and the opponent is represented by Sonder & Clay.

7. Only the opponent filed evidence. Neither party requested a hearing and only the opponent filed written submissions in lieu. This decision is taken following a careful perusal of the papers.

EVIDENCE AND SUBMISSIONS

8. The opponent filed evidence in the form of the witness statement of JIN Gaoping dated 5 September 2022. JIN Gaoping is the Senior Legal Counsel of Soft IP, a position held since March 2011. It is not clear what relationship Soft IP has with the opponent. JIN Gaoping's evidence is accompanied by 14 exhibits.

9. The opponent filed written submissions dated 29 December 2022.

10. I have taken the evidence and submissions into account in reaching my decision.

RELEVANCE OF EU LAW

11. Although the UK has left the EU, section 6(3)(a) of the European Union (Withdrawal) Act 2018 requires tribunals to apply EU-derived national law in accordance with EU law as it stood at the end of the transition period. The provisions of the Act relied upon in these proceedings are derived from an EU Directive. This is why this decision continues to make reference to the trade mark case-law of EU courts.

DECISION

Section 5(2)(b)

12. Section 5(2)(b) of the Act reads as follows:

“5(2) A trade mark shall not be registered if because –

(a)...

(b) it is similar to an earlier trade mark and is to be registered for goods or services identical with or similar to those for which the earlier trade mark is protected

there exists a likelihood of confusion on the part of the public, which includes the likelihood of association with the earlier trade mark.”

13. Section 5A of the Act is as follows:

“5A Where grounds for refusal of an application for registration of a trade mark exist in respect of only some of the goods or services in respect of which the trade mark is applied for, the application is to be refused in relation to those goods and services only.”

14. By virtue of their earlier filing dates, the trade marks upon which the opponent relies qualify as earlier trade marks pursuant to section 6 of the Act. As the Third Earlier Mark had completed its registration process more than 5 years before the application date of the IR in issue but the rest of the earlier marks had not, it is the only one of the earlier rights that is subject to proof of use pursuant to section 6A of the Act. Whilst the holder requested proof of use for all of the earlier marks, the opponent can rely upon the First, Second, Fourth, Fifth and Sixth Earlier Marks without having to provide evidence of use. In light of this, I will consider this decision on the basis of those marks in the first instance, returning to the Third Earlier Mark only if it is necessary to do so.

15. The following principles are gleaned from the decisions of the EU courts in *Sabel BV v Puma AG*, Case C-251/95, *Canon Kabushiki Kaisha v Metro-Goldwyn-Mayer Inc*, Case C-39/97, *Lloyd Schuhfabrik Meyer & Co GmbH v Klijsen Handel B.V.* Case C-342/97, *Marca Mode CV v Adidas AG & Adidas Benelux BV*, Case C-425/98, *Matratzen Concord GmbH v OHIM*, Case C-3/03, *Medion AG v. Thomson Multimedia Sales Germany & Austria GmbH*, Case C-120/04, *Shaker di L. Laudato & C. Sas v OHIM*, Case C-334/05P and *Bimbo SA v OHIM*, Case C-591/12P:

(a) The likelihood of confusion must be appreciated globally, taking account of all relevant factors;

(b) the matter must be judged through the eyes of the average consumer of the goods or services in question, who is deemed to be reasonably well informed and reasonably circumspect and observant, but who rarely has the chance to make direct comparisons between marks and must instead rely upon the imperfect picture of them he has kept in his mind, and whose attention varies according to the category of goods or services in question;

(c) the average consumer normally perceives a mark as a whole and does not proceed to analyse its various details;

(d) the visual, aural and conceptual similarities of the marks must normally be assessed by reference to the overall impressions created by the marks bearing in mind their distinctive and dominant components, but it is only when all other components of a complex mark are negligible that it is permissible to make the comparison solely on the basis of the dominant elements;

(e) nevertheless, the overall impression conveyed to the public by a composite trade mark may be dominated by one or more of its components;

(f) however, it is also possible that in a particular case an element corresponding to an earlier trade mark may retain an independent distinctive role in a composite mark, without necessarily constituting a dominant element of that mark;

(g) a lesser degree of similarity between the goods or services may be offset by a greater degree of similarity between the marks, and vice versa;

(h) there is a greater likelihood of confusion where the earlier mark has a highly distinctive character, either per se or because of the use that has been made of it;

(i) mere association, in the strict sense that the later mark brings to mind the earlier mark, is not sufficient;

(j) the reputation of a mark does not give grounds for presuming a likelihood of confusion simply because of a likelihood of association in the strict sense;

(k) if the association between the marks creates a risk that the public will wrongly believe that the respective goods or services come from the same or economically-linked undertakings, there is a likelihood of confusion.

Comparison of trade marks

16. It is clear from *Sabel BV v. Puma AG* (particularly paragraph 23) that the average consumer normally perceives a trade mark as a whole and does not proceed to analyse its various details. The same case also explains that the visual, aural and conceptual similarities of the trade marks must be assessed by reference to the overall impressions created by the trade marks, bearing in mind their distinctive and dominant components. The Court of Justice of the European Union (“CJEU”) stated at paragraph 34 of its judgment in Case C-591/12P, *Bimbo SA v OHIM*, that:

“... it is necessary to ascertain, in each individual case, the overall impression made on the target public by the sign for which registration is sought, by means of, inter alia, an analysis of the components of a sign and of their relative weight in the perception of the target public, and then, in the light of that overall impression and all factors relevant to the circumstances of the case, to assess the likelihood of confusion.”

17. It would be wrong, therefore, to artificially dissect the trade marks, although it is necessary to take into account the distinctive and dominant components of the marks and to give due weight to any other features which are not negligible and therefore contribute to the overall impressions created by the marks.

18. The respective trade marks are shown below:

Opponent's trade marks	The IR
<p style="text-align: center;">ALI (the First Earlier Mark)</p> <p style="text-align: center;">ALIEXPRESS (the Second Earlier Mark)</p> <p style="text-align: center;">ALIPROTECT (the Fourth Earlier Mark)</p> <p style="text-align: center;">ALILOTTERY (the Fifth Earlier Mark)</p> <p style="text-align: center;">ALI INSTITUTE (the Sixth Earlier Mark)</p>	

Overall Impression

19. The First Earlier Mark consists of the word ALI. There are no other elements to contribute to the overall impression which lies in the word itself. The Second, Fourth and Fifth Earlier Marks consist of the conjoined words ALI EXPRESS, ALI PROTECT and ALI LOTTERY respectively. The overall impression of these marks lies in the combination of these words. The word ALI is the more distinctive element of the marks as the words EXPRESS, PROTECT and LOTTERY are likely to be seen as referring to a characteristic of the goods or services. The Sixth Earlier Mark consists of the words ALI INSTITUTE. The overall impression lies in the combination of these words. The IR consists of the conjoined words, ALI's MARKT. The letters L and I are stylised, and are presented in green (along with the apostrophe, and a semi circle device). The overall impression of the mark lies in the combination of these elements, with the

words themselves playing the greater role. The word ALI is the most distinctive element, given that the word MARKT is likely to be seen as a misspelling of the word MARKET (i.e. referring to a shop).

Visual comparison

20. The First Earlier Mark and the IR overlap to the extent that the First Earlier Mark is replicated exactly at the beginning of the IR. The additional letters MARKT and the use of stylisation and the device will act as points of visual difference. Overall, I consider the marks to be visually similar to a medium degree.

21. The Second, Fourth, Fifth and Sixth Earlier Marks all overlap with the IR to the extent that they contain the word ALI. However, the additional words EXPRESS, PROTECT, LOTTERY and INSTITUTE in the earlier marks and the word MARKT in the IR all act as points of visual difference. The stylisation and device act as additional points of difference. Taking all of this into account, I consider the marks to be visually similar to a low degree.

Aural Comparison

22. The First Earlier Mark and the IR will overlap to the extent that the word ALI will be pronounced identically in both. The pronunciation of the word MARKT in the IR, which is likely to be pronounced the same way as the ordinary dictionary word MARKET, will act as a point of aural difference. I consider the marks to be aurally similar to between a medium and high degree.

23. The same overlap will apply to the Second, Fourth, Fifth and Sixth Earlier Marks. However, the addition of the words EXPRESS, PROTECT, LOTTERY and INSTITUTE will act as additional points of difference. Consequently, I consider the marks to be aurally similar to between a low and medium degree.

Conceptual Comparison

24. The word ALI in both the First Earlier Mark and the IR is likely to be seen as referring to the name. The letters MARKT in the IR is likely to be seen as a misspelling of the dictionary word MARKET and the same meaning will be attributed to it. Consequently, I consider that the First Earlier Mark will convey the meaning of a name of a person called ALI and the IR will convey the message of a market owned or run by someone called ALI. Taking all of this into account, I consider the marks to be conceptually similar to a medium degree.

25. The word ALI in the Second, Fourth, Fifth and Sixth Earlier Marks is also likely to be seen as referring to the name. The words EXPRESS, PROTECT, LOTTERY and INSTITUTE are likely to be seen as referring to characteristic of the goods/services. In my view, there is a medium degree of conceptual similarity with the IR.

26. As it is the First Earlier Mark which is most similar to the IR, and it is the specification of this mark that the opponent has identified as being the most similar to those covered by the IR, I will proceed on the basis of that mark only in the first instance. If the opposition under this ground is unsuccessful in relation to that mark, it follows that it will also be unsuccessful in relation to the other (less similar) marks.

Distinctive character of the earlier trade mark

27. In *Lloyd Schuhfabrik Meyer & Co. GmbH v Klijsen Handel BV*, Case C-342/97 the CJEU stated that:

“22. In determining the distinctive character of a mark and, accordingly, in assessing whether it is highly distinctive, the national court must make an overall assessment of the greater or lesser capacity of the mark to identify the goods or services for which it has been registered as coming from a particular undertaking, and thus to distinguish those goods or services from those of other undertakings (see, to that effect, judgment of 4 May 1999 in Joined Cases C-108/97 and C-109/97 *Windsurfing Chiemsee v Huber and Attenberger* [1999] ECR I-2779, paragraph 49).

23. In making that assessment, account should be taken, in particular, of the inherent characteristics of the mark, including the fact that it does or does not contain an element descriptive of the goods or services for which it has been registered; the market share held by the mark; how intensive, geographically widespread and long-standing use of the mark has been; the amount invested by the undertaking in promoting the mark; the proportion of the relevant section of the public which, because of the mark, identifies the goods or services as originating from a particular undertaking; and statements from chambers of commerce and industry or other trade and professional associations (see *Windsurfing Chiemsee*, paragraph 51).”

28. Registered trade marks possess varying degrees of inherent distinctive character, ranging from the very low, because they are suggestive or allusive of a characteristic of the goods or services, to those with high inherent distinctive character, such as invented words which have no allusive qualities. The distinctive character of a mark can be enhanced by virtue of the use that has been made of it.

29. I will begin by assessing the inherent distinctive character of the First Earlier Mark. The First Earlier Mark consists of the word ALI. In my view, this will be recognised as a name. I consider it to be distinctive to a medium (or average) degree.

30. I will now consider whether the opponent’s evidence demonstrates any enhanced distinctive character. The relevant market for assessing enhanced distinctive character is the UK market. There are various issues with the opponent’s evidence:

- a) Very little evidence relates to the UK market specifically. For example, total advertising expenditure has been provided, but without a breakdown in relation to the UK market it is impossible to assess the amount invested in marketing in the relevant territory.

- b) Some screenshots have been provided which JIN Gaoping states shows retail sales of goods in the UK market.³ However, these screenshots are undated. Another example of goods being offered for sale through the opponent's e-commerce website lists the prices in dollars, suggesting that it is not targeted at the UK market.⁴
- c) Although the opponent refers to promotional activities on Youtube and other social media platforms, it is not clear how these are aimed at the UK market, or how many UK-based customers may have viewed these channels.
- d) I note that some UK-based publications have referenced the opponent's ALIBABA website, but they do not appear to reference activities in the UK market.⁵ For example, the BBC states that "Alibaba operates a series of online marketplaces in China and elsewhere...".
- e) Traffic statistics are provided for the UK in relation to the websites alibaba.com (1,743,773 unique visitors) and aliexpress.com (6,418,268 unique visitors) for the periods 20 October 2018 to 21 November 2018 and 25 October 2018 to 26 November 2018 respectively. However, I have very little clarity about the particular services offered through these websites during the relevant period to enable me to assess which goods/services these figures would be applicable to.

31. There are clearly issues with the opponent's evidence. As the holder submits, much of it is undated or is not specific as to which jurisdiction it relates. It seems to me that the high point of the opponent's evidence lies in press releases from 2008 and 2015. The 2008 article states that Alibaba.com has over 260,000 members in the UK and was signing up 2,000 UK companies a week. It seems that the service being offered in relation to this, was a business to business e-commerce site, through which UK businesses could export their goods to other countries.⁶ The 2015 article states that Alibaba.com would be partnering with two e-lending innovators to extend trade

³ Exhibit JG14

⁴ Exhibit JG11

⁵ Exhibit JG8

⁶ Exhibit JG10

financing to UK small businesses.⁷ I note that a list of UK adverts have been provided, but it is not possible to identify the goods/services that these adverts have been promoting because of the way in which the evidence has been provided.⁸ I also note that there is an article dated 9 November 2016 which states that the Body Shop had launched ALIPAY in three of its stores to cater for the Chinese tourist market and that JIN Gaoping gives evidence that the ALIBABA mark has been advertised on London taxi cabs and billboards, although no further information is provided about this.⁹ I note that Alibaba was announced as one of the sponsors of the Olympics in 2017, an event watched by customers in the UK.¹⁰ Finally, I note that Alibaba.com Limited was awarded “Chinese Inward Investor of the Year Award” by a UK organisation (the 48 Group Club) in 2009.

32. Taking the opponent’s evidence in the round, I do not consider it sufficient to establish enhanced distinctive character in the UK, in relation to the services relied upon. The evidence that does appear to relate to the services relied upon in relation to the First Earlier Mark and does not appear to be sufficiently clear or solid to satisfy the requirements for enhanced distinctive character. In any event, it is clear to me that the UK-based evidence (such that there is) relates predominantly to the ALIBABA mark. In my view, this mark is distinct from the First Earlier Mark in that one is a relatively common name and the other is the name of a fictional character. Consequently, I do not consider that use of the ALIBABA mark would enhance the distinctiveness of the First Earlier Mark. As a result, I consider that the opponent’s evidence does not establish that its mark has acquired enhanced distinctive character through use.

Comparison of goods and services

33. When making the comparison, all relevant factors relating to the goods and services in the specifications should be taken into account. In the judgment of the CJEU in *Canon*, Case C-39/97, the court stated at paragraph 23 that:

⁷ Exhibit JG10

⁸ Exhibit JG11

⁹ Exhibit JG9

¹⁰ Exhibit JG12

“In assessing the similarity of the goods or services concerned, as the French and United Kingdom Governments and the Commission have pointed out, all the relevant factors relating to those goods or services themselves should be taken into account. Those factors include, inter alia, their nature, their intended purpose and their method of use and whether they are in competition with each other or are complementary.”

34. Guidance on this issue has also come from Jacob J. (as he then was) in the *Treat* case, [1996] R.P.C. 281, where he identified the factors for assessing similarity as:

- (a) The respective uses of the respective goods or services;
- (b) The respective users of the respective goods or services;
- (c) The physical nature of the goods or acts of service;
- (d) The respective trade channels through which the goods or services reach the market;
- (e) In the case of self-serve consumer items, where in practice they are respectively found or likely to be found in supermarkets and, in particular, whether they are or are likely to be found on the same or different shelves;
- (f) The extent to which the respective goods or services are competitive. This inquiry may take into account how those in trade classify goods, for instance, whether market research companies, who of course act for industry, put the goods or services in the same or different sectors.

35. In *Gérard Meric v Office for Harmonisation in the Internal Market*, Case T- 133/05, the General Court (“GC”) stated that:

“29. In addition, the goods can be considered as identical when the goods designated by the earlier mark are included in a more general category,

designated by trade mark application (Case T-388/00 *Institut for Lernsysteme v OHIM – Educational Services* (ELS) [2002] ECR II-4301, paragraph 53) or where the goods designated by the trade mark application are included in a more general category designated by the earlier mark.”

36. In *Oakley, Inc v OHIM*, Case T-116/06, at paragraphs 46-57, the GC held that although retail services are different in nature, purpose and method of use to goods, retail services for particular goods may be complementary to those goods, and distributed through the same trade channels, and therefore similar to a degree.

37. In *Tony Van Gulck v Wasabi Frog Ltd*, Case BL O/391/14, Mr Geoffrey Hobbs K.C. as the Appointed Person reviewed the law concerning retail services v goods. He said (at paragraph 9 of his judgment) that:

“9. The position with regard to the question of conflict between use of **BOO!** for handbags in Class 18 and shoes for women in Class 25 and use of **MissBoo** for the Listed Services is considerably more complex. There are four main reasons for that: (i) selling and offering to sell goods does not, in itself, amount to providing retail services in Class 35; (ii) an application for registration of a trade mark for retail services in Class 35 can validly describe the retail services for which protection is requested in general terms; (iii) for the purpose of determining whether such an application is objectionable under Section 5(2)(b), it is necessary to ascertain whether there is a likelihood of confusion with the opponent’s earlier trade mark in all the circumstances in which the trade mark applied for might be used if it were to be registered; (iv) the criteria for determining whether, when and to what degree services are ‘*similar*’ to goods are not clear cut.”

38. However, on the basis of the European courts’ judgments in *Sanco SA v OHIM*, Case C-411/13P and *Assembled Investments (Proprietary) Ltd v. OHIM*, Case T-105/05, at paragraphs [30] to [35] of the judgment, upheld on appeal in *Waterford Wedgewood Plc v. Assembled Investments (Proprietary) Ltd* Case C-398/07P, Mr Hobbs concluded that:

- i) Goods and services are not similar on the basis that they are complementary if the complementarity between them is insufficiently pronounced that, from the consumer's point of view, they are unlikely to be offered by one and the same undertaking;
- ii) In making a comparison involving a mark registered for goods and a mark proposed to be registered for retail services (or vice versa), it is necessary to envisage the retail services normally associated with the opponent's goods and then to compare the opponent's goods with the retail services covered by the applicant's trade mark;
- iii) It is not permissible to treat a mark registered for 'retail services for goods X' as though the mark was registered for goods X;
- iv) The General Court's findings in *Oakley* did not mean that goods could only be regarded as similar to retail services where the retail services related to exactly the same goods as those for which the other party's trade mark was registered (or proposed to be registered).

39. On 16 March 2023, I wrote to the parties as follows:

"The obligation falls upon the opponent to identify which of its goods/services are similar/identical to those of the holder. It is noted that in Annex 1 to the opponent's written submission in lieu that the opponent has attempted to identify which goods/services it relies upon in relation to which of the holder's goods/services. However, the Hearing Officer's view is that this does not go far enough and it remains unclear where the opponent claims the similarity lies. For example, in relation to the holder's class 35 services, the opponent has simply said "all of the services in class 35 (not listed here due to length)". That is not sufficient given the breadth of the parties respective class 35 services.

In order for the Hearing Officer to understand the opponent's pleaded case, the Hearing Officer has requested that the opponent identify which particular part

of its specification (for each mark) it considers to be its best case in relation to each particular part of the holder's specification.

[...]

If this information is not provided (or not adequately provided), then the Hearing Officer will proceed on the basis that the goods/services are dissimilar unless it is obvious to the Hearing Officer where the similarity lies”.

40. The opponent filed the comparison on 29 March 2023. The holder was then given an opportunity to file any submissions in response. It elected not to do so. In considering the goods and services comparison below, I have addressed the terms in the holder's specification in the order identified by the opponent.

Class 6

41. In relation to the holder's class 6 goods, the opponent submits that its best case is “retail and wholesale of ironmongery and small items of metal hardware” and “online retail services, department stores services, supermarket retailing services, all in relation to ironmongery and small items of metal hardware” in the specification of the First Earlier Mark. The opponent submits that:

“Ironmongery and metal hardware are identical to the goods of the Holder on the *Meric* principle. All of the goods of the Holder fall into the broad categories of ‘Ironmongery’ or ‘small items of metal hardware’.

The retail services of said goods is a service that should be considered similar to a medium to high degree. All of the goods of the Holder listed would reasonably be retailed by a provider of retail services relating to ironmongery and small items of metal hardware.”

42. I disagree. In my view, only some of the holder's class 6 goods can be said to fall within the terms ‘ironmongery’ and “small items of metal hardware”. Ironmongery is defined as “articles for the house and garden such as tools, nails, and pans which are

sold in an ironmonger's shop".¹¹ Small items of metal hardware would include small tools and pieces of equipment used in the home and garden.¹² Where the holder's goods fall within one or both of these terms, I agree with the opponent that there would be an overlap in trade channels and user. They would also be complementary.¹³ However, the nature, method of use and purpose of the goods and services would differ. Consequently, I consider the following terms in the holder's specification to be similar to the opponent's services to a medium degree:

Goods and materials of common metal used for storage, namely, security containers of metal; metal boxes, aluminium foil, metal tubes, storage containers of metal, ironmongery; small hardware of metal; screws of metal; nails; bolts of metal; nuts of metal; pegs of metal; metal chains; furniture casters of metal; fittings of metal for furniture; door handles of metal; window handles of metal; hinges of metal; metal latches; metal locks; metal keys for locks; metal rings; metal pulleys; safes (strong boxes) of metal.

43. It seems to me that there are some additional points of similarity with the opponent's specification. I note that the following goods are all goods that would overlap in trade channels and user with "retail and wholesale of apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes" in the First Earlier Mark's specification:

Non-electric cables and wires of metal; Ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, underground electricity and air conditioning installations, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes.

¹¹ <https://www.collinsdictionary.com/dictionary/english/ironmongery> (accessed, 2 April 2023)

¹² <https://www.collinsdictionary.com/dictionary/english/hardware> (accessed, 2 April 2023)

¹³ *Boston Scientific Ltd v Office for Harmonization in the Internal Market (Trade Marks and Designs) (OHIM)*, Case T-325/06

They would also be complementary. Consequently, I consider the goods and services to be similar to a medium degree.

44. The following goods could all be considered large items of metal hardware:

Goods and materials of common metal used for storage, namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Tanks [containers] of metal, storage containers of metal; sheltering purposes, containers of metal (storage), fences made of metal, ladders of metal, included in this class, doors, windows, shutters, jalousies and their cases and fittings of metal.

Whilst these are not identical to those goods covered by the opponent's retail services, I recognise that there may still be an overlap in trade channels and user between the goods and services. However, they are not complementary. In my view, this results in a low degree of similarity.

Wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration.

45. In my view, the opponent's best case in relation to the above goods is "retail and wholesale of vehicles" in the specification of the First Earlier Mark. There is potential for there to be an overlap in trade channels and user. However, the nature, purpose and method of use will differ and the goods and services will not be in competition or complementary. Consequently, I consider them to be similar to between a low and medium degree.

46. The remaining terms in the holder's specification are either goods in their raw or unfinished form or are specialist goods used in areas outside of the household/garden. Consequently, the opponent has not identified any point of similarity with its specification, and I consider them to be dissimilar:

Ores of non-precious metal, common metals and their alloys and semi-finished products made of these materials; irons for construction; mats and stirrups of common metals for buildings; common metals in the form of plate, billet, stick, profile, sheet and sheeting, Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, metal aerosol containers [empty], wrapping, packaging [...], containers of metal (storage, transport), buildings of metal, frames of metal for building, poles of metal for building, packaging containers of metal, guard barriers of metal, metal containers for the transportation of goods, flakes of metal; pitons of metal; industrial metal wheels [casters]; telephone installations; metal panels or boards (non-luminous and non-mechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signaling panels of metal, non-luminous and non-mechanical traffic signs of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal, floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of common metal, metal closures, bottle caps of metal, metal poles; metal pillars; scaffolding of metal; metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes; metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying.

Class 8

Forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals

47. The opponent submits that these are similar to “retail and wholesale of household and kitchen utensils, cutlery” in the specification of the First Earlier Mark. I agree. They would overlap in user, trade channels and are complementary. The method of use, purpose and nature of the goods and services differ. Consequently, I consider them to be similar to a medium degree.

Side arms [...]

48. The opponent submits that these goods are similar to “retail and wholesale of firearms” and in the specification of the First Earlier Mark. The opponent submits as follows:

“The goods of the Applicant are identical to the goods covered by retail services of the Opponent on the *Meric* principle.

The retail services of said goods is a services that should be considered similar to a medium to high degree. All of the goods of the Holder listed would be reasonably produced by and retailed by a retailer of such goods.”

I agree that there would be an overlap in trade channels and user and that the goods and services would be complementary. However, in my view, this results in a medium degree of similarity.

[...] blades (weapons)

49. The opponent makes the same submissions in relation to these goods. I accept that there may be an overlap in trade channels and user, but I do not consider there to be complementarity. The method of use, purpose and nature of the goods and services differ. Consequently, I consider there to be between a low and medium degree of similarity.

Tools and apparatus included in this class for personal beauty care use; tools and apparatus included in this class for shaving [...]

50. The opponent identifies its best case in relation to these goods as “retail and wholesale of electrical apparatus for personal hygiene purposes, razors” in the specification of the First Earlier Mark. I accept that the holder’s goods would include ‘razors’ and, consequently, I accept that there is an overlap in trade channels and user between the goods and services. They are also complementary. The method of use, nature and purpose differs. Overall, I consider them to be similar to a medium degree.

Tools and apparatus included in this class for [...] epilation, manicure and pedicure, electric hand implements for straightening and curling hair

51. The opponent makes the same submissions in relation to these goods. I do not consider these services relate to goods to be for 'personal hygiene purposes'. However, I accept that the goods and services could overlap in trade channels and user. I do not consider the method of use, purpose or nature of the goods to overlap. They are not complementary or in competition. Consequently, I consider the goods and services to be similar to between a low and medium degree.

Scissors

52. The opponent makes the same submission in relation to these goods. I do not consider that these are identical to either 'razors' or goods used for 'personal hygiene purposes' as suggested by the opponent. However, I accept that they are 'household utensils'. Consequently, I consider these goods to overlap in trade channels and user with the opponent's "retail and wholesale of household and kitchen utensils". They are complementary. There is no overlap in method of use, purpose or nature. Overall, I consider there to be a medium degree of similarity.

Hand-operated [non-electric] hand tools including in this class for the repair of machines, apparatus and vehicles and for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons; handles for hand-operated hand tools

53. The opponent identifies "retail and wholesale of electrical apparatus for machine tools and hand tools" and "retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to machine tools and hand tools" in the specification of the First Earlier Mark as its best case. It submits as follows:

"These goods of the Applicant are identical to the goods covered by retail services of the Opponent on the *Meric* principles.

The retail services of said goods is a service that should be considered similar to a medium to high degree. All of the goods of the Holder listed would reasonably be produced by and retailed by a retailer of such goods.”

I agree that these goods and services overlap in nature and method of use. They are also complementary. I consider the goods and services to be similar to a medium degree.

Class 11

Lighting installations; lights for vehicles and interior-exterior spaces

54. The opponent states that its best case in relation to these goods is “retail and wholesale of apparatus for lighting” in the specification of the First Earlier Mark. I agree. I consider these goods and services will overlap in trade channels and users. They will also be complementary. Consequently, they are similar to a medium degree.

Heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchangers, not parts of machines, stoves, kitchen stoves, solar thermal collections [heating], steam, gas and fog generators, steam boilers, other than parts of machines, installations for air-conditioning and ventilating, cooling installations and freezers, electric and gas-powered devices, installations and apparatus for cooking, drying and boiling; cookers, electric cooking pots, electric water heaters, barbeques, electric laundry driers; hair driers; hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, taps for pipes and pipelines, water softening apparatus; water purification apparatus; water purification installations; waste water purification installations, electric bed warmers and electric blankets, not for medical use; electric pillow warmers; electric or non-electric footwarmers; hot water bottles, electrically heated socks, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers.

55. The opponent submits that its best case relates to “retail and wholesale of electrical apparatus for domestic cleaning purposes, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes” in the specification of the First Earlier Mark. I agree. These goods and services will overlap in trade channels and user. They are also complementary. Consequently, they are similar to a medium degree.

Acetylene generators, oxygen generators, nitrogen generators

56. The same submissions are made in respect of these goods. I have no evidence before me to suggest that these would be used for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply or sanitary purposes and I can see no reason why they would be. I have no reason to consider that the goods and services would overlap in trade channels, method of use, purpose or nature. There is no competition or complementary. There may be an overlap in user, but I do not consider this results in similarity. In my view, they are dissimilar.

Filters for aquariums and aquarium filtration apparatus

57. The same submissions are also made in relation to these goods. Whilst these goods are used in water, I do not consider that they can properly be described as being related to water supply, nor can I see that they fall within any of the other categories described in the term identified by the opponent. Consequently, I consider the goods and services to be dissimilar.

Class 12

58. The opponent submits that its best case in relation to the holder’s class 12 goods relates to the term “retail and wholesale of vehicles” in the specification of the First Earlier Mark. The opponent submits:

“The goods of the Applicant are identical or highly similar to the goods covered by retail [sic] services of the Opponent.

The retail services of said goods is a service that should be considered similar to a medium to high degree. All of the goods of the Holder listed would reasonably be produced by and retailed by a retailer of such goods.”

59. I agree in relation to the following goods which would overlap in user and trade channels with the opponent’s services, and would also be complementary:

Motor land vehicles, motorcycles, mopeds; rail vehicles; locomotives; trains; trams; wagons; cable cars; chairlifts, vehicles for locomotion by water [...]; vehicles for locomotion by air [...];

These goods and services are similar to a medium degree.

60. The following goods would also share an overlap in trade channels and user, but the same complementarity would not apply:

Engines and motors for land vehicles; clutches for land vehicles; transmissions, transmission belts and transmission chains for land vehicles; gearing for land vehicles; brakes, brake discs and brake linings for land vehicles; vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies; handlebars and mudguards for bicycles, vehicle bodies; tipping bodies for trucks; trailers for tractors; frigorific bodies for land vehicles; trailer hitches for vehicles, vehicle seats; head-rests for vehicle seats; seat covers for vehicles; vehicle covers (shaped); sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles; windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels; tubeless tires; tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles; bicycle and ski carriers for cars; saddles for bicycles or motorcycles, air pumps for vehicles, for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety belts for vehicle seats, air bags (safety devices for automobiles), parts [for vehicles for locomotion by water],

other than their motors and engines; parts [for vehicles for locomotion by air], other than their motors and engines.

Whilst the average consumer might think that these goods and services originate from the same undertaking, I do not consider that they are important or indispensable to each other. Consequently, I do not consider them to be complementary. However, there remains between a low and medium degree of similarity.

Safety seats for children, for vehicles; baby carriages, pushchairs.

61. These are all goods that would be sold through the same trade channels as “retail and wholesale of babies’ bottles” (i.e. shops specialising in goods for babies and infants) to the same users (parents). The nature, method of use and purpose will differ and they will not be in competition or complementary. Consequently, I consider the goods and services to be similar to between a low and medium degree.

Wheelchairs, wheelbarrows; shopping carts; single or multi-wheeled wheelbarrows; shopping trolleys; grocery carts; handling carts.

62. A vehicle is defined as “a machine such as a car, bus or truck which has an engine and is used to carry people from place to place”. In my view, this is the meaning that would be attributed to this word by the average consumer. Whilst I accept that these goods all carry people or goods from one place to another, they are not machines. In my view, they would not fall within the ordinary meaning of the term ‘vehicle’. Consequently, I do not consider there to be an overlap in trade channels, method of use, purpose or nature. There is no competition or complementarity. Any overlap in user is insufficient for a finding of similarity. Consequently, I consider the goods and services to be dissimilar.

Class 14

Jewellery; imitation jewellery; gold; precious stones and jewellery made thereof; cufflinks; tie pins; statuettes and figurines of precious metal, clocks, watches and

chronometrical instruments; chronometers and their parts; watch straps, trophies made of precious metal, rosaries.

63. The opponent submits that its best case lies in the term “retail and wholesale of precious metals, jewellery, precious stones, silverware, horological and chronometric instruments” in the specification of the First Earlier Mark. I agree. There is clearly an overlap in trade channels and user and the goods and services are complementary. I consider there to be a medium degree of similarity.

Class 18

Unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, imitations of leather or other materials, designed for carrying items, included in this class; bags, wallets, boxes and trunks made of leather or stout leather; keycases, trunks [luggage], suitcases, umbrellas; parasols; sun umbrellas;

64. The opponent submits that its best case in relation to these goods lies in the term “retail and wholesale of leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas” in the specification of the First Earlier Mark. I accept that these goods and services overlap in user and trade channels. They are also complementary. Consequently, I consider the goods and services to be similar to a medium degree.

Whips; harness; saddlery; stirrups; straps of leather (saddlery)

65. The same submissions are made in relation to these goods. However, these are not goods to which the opponent’s retail services specifically relate, nor can they be described as leather ‘garments’. In my view, these are specialist goods which are likely to be sold through specialist retailers. I do not consider there to be any overlap with the opponent’s specification and the goods and services are dissimilar.

Walking sticks.

66. I consider these goods to overlap in trade channels and user with “retail and wholesale of orthopaedic articles” in the specification of the First Earlier Mark. The goods and services are complementary. They are similar to a medium degree.

Class 21

Hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, non-electric polishing machines for household purposes, brooms for carpets, mops.

67. The opponent submits that its best case in relation to these goods lies in its “retail and wholesale of cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, household utensils, electrical apparatus for domestic cleaning purposes” in the specification of the First Earlier Mark. I agree that these goods and services overlap in trade channels and user. They are also complementary. Consequently, they are similar to a medium degree.

Gloves for dishwashing

68. The same submissions are made in relation to these goods. In my view, these cannot properly be described as household utensils or cleaning preparations. However, I accept that there would be a clear overlap in trade channels and user. In my view, they are similar to between a low and medium degree.

Toothbrushes, electric toothbrushes,

69. The opponent states that its best case lies in the term “retail and wholesale of electrical apparatus for personal hygiene purposes, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes” in the specification of the First Earlier Mark. I accept that electric

toothbrushes would be considered electrical apparatus for personal hygiene purposes and, consequently, I consider these goods and services to overlap in user and trade channels and be complementary. Consequently, they are similar to a medium degree.

Dental floss, shaving brushes, hair brushes, combs

70. In my view, these goods are not identical to those to which the opponent's retail services relate. They would clearly still overlap in user and trade channels. However, they are not complementary. Consequently, I consider them to be similar to between a low and medium degree.

Non-electric household or kitchen utensils, included in this class, [other than forks, knives, spoons]

71. The opponent submits that its best case in relation to these goods is the term "retail and wholesale of household and kitchen utensils" in the specification of the First Earlier Mark. I agree that these goods and services overlap in trade channels and user. They are also complementary. I consider them to be similar to a medium degree.

Services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils; ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers, ornaments and decorative goods of glass, porcelain, earthenware or clay namely statuettes, figurines, vases and trophies; mosaics of glass and powdered glass for decoration, except for building

72. The opponent states that its best case in relation to these goods is in the term "retail and wholesale of household and kitchen utensils, glassware, porcelain and earthenware, furniture, apparatus for steam generating, drying, coat hangers, flower baskets, bowls and pots for flowers and plants". The majority of these goods are household and kitchen utensils, flower pots or clothes hangers. Alternatively, they are goods which could be described as glassware, porcelain and earthenware. Consequently, they will overlap in trade channels and user with the opponent's services. They will also be complementary. I consider them to be similar to a medium degree.

Indoor terrariums for [...] plant cultivation

73. These are typically glass bowls used for growing plants. Consequently, I consider them to overlap in trade channels and user with the opponent's "retail and wholesale of bowls and pots for flowers and plants" in the specification of the First Earlier Mark. They are complementary. Consequently, they are similar to a medium degree.

Cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals [...]

74. Vivariums and aquariums are used for keeping animals/fish (not plants) and the terrariums are specifically for use in relation to animals. These are not goods for which the opponent has corresponding terms covered by its retail services. I recognise that they may be sold through the same trade channels as "retail and wholesale of shampoos for pets" in the specification of the First Earlier Mark. This is because they could all be sold through pet stores. They also overlap in user. However, they are not complementary. Consequently, they are similar to between a low and medium degree.

Unworked or semi-worked glass, except building glass, glass wool other than for insulation or textile use

75. These are not, in my view, "glassware". In my view, the natural meaning of the term glassware would include finished articles made of glass such as bowls, drinking glasses or ornaments. The goods in the applicant's specification are unworked or semi-worked or are glass wool. I have no evidence to suggest that there would be any overlap in trade channels with the opponent's services; I can see no reason why the same undertakings would sell both retail services in relation to finished articles for use/decoration in the home and unfinished or semi-worked glass/glass wool products. Consequently, I consider it unlikely that there is any overlap in trade channels. Clearly, the nature, method of use and purpose of the goods and services would differ. There is no competition or complementary. Any overlap in user would be insufficient on its own for a finding of similarity. I consider the goods and services to be dissimilar.

Mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters.

76. The opponent submits that its best case relates to “retail and wholesale of preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs, household and kitchen utensils, electrical apparatus for the kitchen” in the specification of the First Earlier Mark. I accept that mice would be included within ‘vermin’, but I do not consider that traps could be described as ‘preparations’. I accept that all of these goods could be sold through the same trade channels as the opponent’s services (in relation to goods aimed at eliminating pests) and may be used by the same users. However, the nature, method of use and purpose of the goods and services differ. They are not in competition or complementary. Consequently, they are similar to between a low and medium degree.

Perfume burners, perfume sprayers, perfume vaporizers, electric [...] make-up removing appliances.

77. The opponent submits that its best case in relation to these goods is “retail and wholesale of electrical apparatus for personal hygiene purposes, perfumery, cosmetics, hair and body lotions, essential oils” in the specification of the First Earlier Mark. I agree. These goods and services clearly overlap in trade channels and user. They are also complementary. I consider them to be similar to a medium degree.

Non-electric make-up removing appliances, powder puffs, toilet cases.

78. The same submissions are made in relation to these goods. However, these are non-electric and cannot be said to be perfumery goods, cosmetics, hair and body lotions or essential oils. Nonetheless, I accept that there would be an overlap in trade channels and user as they may be sold by the same businesses to the same public. There would be no complementarity. Consequently, I consider the goods and services to be similar to between a low and medium degree.

Nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans

79. The opponent submits that its best case in relation to these goods lies in “retail and wholesale of apparatus for water supply” in the specification of the First Earlier Mark. I am not convinced that these goods could be said to relate to water supply. However, in my view they would be considered household utensils and so would overlap in trade channels and user with the opponent’s “retail and wholesale of household and kitchen utensils”. They would also be complementary. Consequently, they are similar to a medium degree.

Class 24

Woven or non-woven textile fabrics, textile goods for household use, not included in other classes; bed covers, sheets (textile), pillowcases, blankets, quilts, labels of textiles,

80. The opponent submits that these are similar to “retail and wholesale of textiles, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker’s articles, bed and table covers” in the specification of the First Earlier Mark. I agree that there is an overlap in trade channels and user. The goods and services are also complementary. Consequently, they are similar to a medium degree.

Curtains, towels, swaddling blankets,

81. The same submissions is made in relation to these goods. I accept that there could still be an overlap in trade channels and user as general household goods retailers could sell both the goods and the retail services. However, there is no complementarity. The nature, purpose and method of use of the goods and services differ, and there is no competition. Consequently, they are similar to between a low and medium degree.

Flags, pennants, sleeping bags for camping

82. The same submissions are made in relation to these goods. However, in the absence of any evidence to the contrary, I see no reason why there would be an overlap in trade channels with the opponent's services. I accept that there may be an overlap in user, but the method of use, purpose and nature of the goods and services will be different. There is no competition or complementarity. Consequently, I consider the goods and services to be dissimilar.

Class 25

83. The opponent submits that these goods are similar to "retail and wholesale of clothing, footwear, headgear" in the specification of the First Earlier Mark. I agree. There will be an overlap in trade channels and user. They will also be complementary. Consequently, I consider the applicant's class 25 goods to be similar to the opponent's services to a medium degree.

Class 35

84. As a preliminary point in relation to this class, I note that the wording of the holder's specification is contradictory in places. Specifically, it states: "Retail store services, wholesale services, mail order services by means of electronic media or through mail order catalogues enabling customers to conveniently view and purchase those goods and services namely, office functions, secretarial services, arranging newspaper subscriptions for others, compilation of statistics, rental of office machines, systemization of information into computer databases, telephone answering for unavailable subscribers, business management, business administration and business consultancy, accounting, commercial consultancy services, personnel recruitment, personnel placement, employment agencies, import-export agencies, temporary personnel placement services, auctioneering". This is nonsensical as, clearly, 'business management' (for example) cannot be described as a type of retail service, which is what this wording appears to suggest. The use of the word 'namely' in the holder's specification means that it would only be those services after that word which would be covered by the specification. Given that this creates a contradiction, I

will deal with the above listed terms as if they were standalone terms, rather than being linked with the retail services that precede them.

Advertising, marketing and public relations

85. The opponent submits that these goods are identical to “advertising” and “marketing and promotional services” in the specification of the First Earlier Mark. I agree. They are self-evidently identical or identical on the principle outlined in *Meric*.

Organization of exhibitions and trade fairs for commercial or advertising purposes; Development of advertising concepts

86. The opponent submits that its best case is in relation to “organization of exhibitions for commercial or advertising purposes” and “trade fairs” amongst other things. I agree. These terms, in addition to “advertising” in the specification of the First Earlier Mark, are identical on the principle outlined in *Meric* to the applicant’s services.

Provision of an online marketplace for buyers and sellers of goods and services

87. These services are identical on the principle outlined in *Meric* to “providing computerized online ordering services” in the specification of the First Earlier Mark. If I am wrong in this finding, then they will overlap in nature, method of use, purpose, trade channels and user. They will be highly similar.

Office functions, secretarial services, telephone answering for unavailable subscribers, business management, business administration and business consultancy, accounting, commercial consultancy services

88. These services are self-evidently identical or identical on the principle outlined in *Meric* to “office functions”, “telephone answering (for unavailable subscribers)”, “business management”, “business administration”, “business consulting services” and “accounting services” in the specification of the First Earlier Mark.

Arranging newspaper subscriptions for others

89. These services are self-evidently identical to “agency for newspaper subscriptions” in the specification of the First Earlier Mark.

Compilation of statistics, systemization of information into computer databases

90. These services are self-evidently identical or identical on the principle outlined in *Meric* to “data processing” and “compilation of information into computer databases” in the specification of the First Earlier Mark.

Rental of office machines

91. These services are identical on the principle outlined in *Meric* to “rental of office equipment” in the specification of the First Earlier Mark.

Personnel recruitment, personnel placement, employment agencies, temporary personnel placement services

92. These services are self-evidently identical or identical on the principle outlined in *Meric* to “personnel management” and “business referral services and personnel placement” in the specification of the First Earlier Mark.

Import-export agencies

93. These services are identical on the principle outlined in *Meric* to “international import and export agency services” in the specification of the First Earlier Mark.

Auctioneering

94. These services appear identically in the specification of the First Earlier Mark.

Retail store services, wholesale services, mail order services by means of electronic media or through mail order catalogues enabling customers to conveniently view and

purchase those goods and services, namely, the bringing together for the benefit of others, of a variety of goods, namely...

95. The holder's retail services relate to a wide range of goods. I have addressed each particular term below:

- *...chemicals used in industry, science, photography, agriculture, horticulture and forestry.*

These are self-evidently identical to "retail and wholesale of chemicals used in industry, science, photography and agriculture" in the specification of the First Earlier Mark.

- *... fire extinguishing compositions.*

These services clearly overlap in trade channels with "retail and wholesale of fire-extinguishing apparatus" in the specification of the First Earlier Mark. The users, method of use, purpose and nature of the services would also overlap. I consider these services to be highly similar.

- *...adhesives not for medical, household and stationery purposes.*

The opponent submits that these services are identical to "retail and wholesale of adhesives for stationery or household purposes" in the specification of the First Earlier Mark. Whilst both relate to the sale of adhesives, they explicitly do not cover the same types of adhesives. However, I recognise that there may be some overlap in trade channels between different types of adhesives. The nature of the services will clearly overlap. There may also be an overlap in method of use. The overlap in purpose and user is likely to be limited. I do not consider there to be competition or complementarity. I consider these services to be similar to a medium degree.

- *...unprocessed artificial resins and unprocessed plastics.*

The opponent submits that these services are identical to “retail and wholesale of chemicals used in industry, science, photography and agriculture, fire-extinguishing apparatus, adhesives for cosmetic purposes, adhesives for stationery or household purposes”. It is not clear to me why these services should be considered identical, nor can I see any other point of similarity over and above an overlap in nature and method of use, by virtue of the fact that both specifications cover retail services. Consequently, I consider the services to be dissimilar. If I am wrong in this finding, then they are similar to only a low degree.

- *...paints, varnishes, lacquers, preservatives against rust, preservatives against deterioration of wood, preservatives for metals.*

The opponent submits that these services are identical to “retail and wholesale of paints, varnishes and lacquers” in the specification of the First Earlier Mark. I agree. They are self-evidently identical or identical on the principle outlined in *Meric*.

- *...thinners and binders for paints, pigments.*

These are services that may be sold through the same trade channels as “retail and wholesale of paints, varnishes and lacquers” in the specification of the First Earlier Mark. There may be overlap in trade channels, user, method of use and purpose. Consequently, I consider the services to be highly similar.

- *...Shoe dyes.*

The opponent submits that these services are identical to “retail and wholesale of paints, varnishes and lacquers” in the specification of the First Earlier Mark. I disagree. In my view, the opponent’s services would be sold through specialist retailers such as DIY stores or paint supply shops to tradespeople and members of the general public, whereas the holder’s services would be sold

through specialist suppliers to shoe manufacturers. I can see no obvious point of overlap in terms of trade channels and user. There will clearly be some overlap in nature by virtue of the fact that both are retail services. Any overlap in method of use would be limited. I do not consider the purpose to be the same, given that they relate to the sale of different goods. There is no competition or complementarity. Consequently, I consider the services to be dissimilar. If I am wrong in this finding, then they are similar to only a low degree.

- *...printing dyes and ink, toners (including filled toner cartridges).*

The opponent submits that these are identical to “retail and wholesale of paints, varnishes and lacquers” and “toner cartridges” in the specification of the First Earlier Mark. Again, I do not consider these services to be identical. However, I do accept that there is an overlap in trade channels and user with the opponent’s class 9 goods. They would also be complementary. Consequently, I consider there to be a medium degree of similarity.

- *...colorants for food, [...] and beverages.*

The opponent submits that these services are identical to the same services discussed above. I disagree. However, I do accept that there would be some overlap in trade channels and user with “retail and wholesale of foodstuffs and beverages” in the specification of the First Earlier Mark. I do not consider that there would be complementarity. The nature of the services would clearly overlap, as would the method of use. I consider the services to be similar to a medium degree.

- *...colorants for [...] pharmaceuticals*

The opponent makes the same submissions in relation to these services. I disagree. At best, there is an overlap in nature due to both being retail services and some overlap in method of use. I can see no other point of similarity that

puts the opponent in any stronger position. I consider the services to be dissimilar. If I am wrong in this finding, then they are similar to only a low degree.

- *...raw natural resins.*

Again, the opponent makes the same submissions in relation to these services. I disagree and no explanation is provided. I consider the services to be dissimilar. If I am wrong in this finding, then they are similar to only a low degree.

- *...metals in foil and powder form for painters, decorators, printers and artists*

The opponent submits that these services are identical to “retail and wholesale of artists’ materials”. I agree. They are identical on the principle outlined in *Meric*.

- *...bleaching and cleaning preparations, detergents other than for use in manufacturing operations and for medical purposes, laundry bleach, fabric softeners for laundry use, stain removers, dishwasher detergents.*

The opponent submits that these services are identical to “retail and wholesale of cleaning and bleaching preparations” in the specification of the First Earlier Mark. I agree.

- *...perfumery, non-medicated cosmetics, fragrances, deodorants for personal use and animals, soaps.*

These services are self-evidently or identical on the principle outlined in *Meric* to “retail and wholesale of perfumery, cosmetics, deodorants for human beings or for animals, soaps” in the specification of the First Earlier Mark.

- *...dental care preparations, dentifrices, denture polishes, tooth whitening preparations, mouth washes, not for medical use.*

Of those services identified by the opponent as its best case, I consider the closest terms to be “retail and wholesale of dentifrices, dental bleaching gels, mouth washes not for medical purposes” in the specification of the First Earlier Mark. Clearly, some of these services will be identical. However, even where they are not identical, they will overlap in nature, method of use, purpose, trade channels and user and will be highly similar.

- *...abrasive preparations, emery cloth, sandpaper, pumice stone, abrasive pastes, polishing preparations for leather, vinyl, metal and wood, polishes and creams for leather, vinyl, metal and wood, wax for polishing, dust absorbing, wetting and binding compositions.*

The opponent submits that these services are identical to “retail and wholesale of cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning preparations” in the specification of the First Earlier Mark. I agree that these are either identical or highly similar (with there being an overlap in trade channels, method of use, purpose, user and nature).

- *...industrial oils and greases, cutting fluids.*

The opponent makes the same submissions in relation to these services. However, I can see no reason for there to be identity in relation to the services identified. There is no other apparent point of overlap with the opponent’s specification and no explanation has been provided by the opponent. At best, I consider there to be a low degree of similarity.

- *...solid fuels, coal, firewood, liquid and gas fuels, petrol, diesel oil, liquified petroleum gas, natural gas, fuel oil and their non-chemical additives, candles, electrical energy, [...] paraffin for lighting purposes.*

These services are self-evidently identical or identical on the principle outlined in *Meric* to “retail and wholesale of fuels, candles” in the specification of the First Earlier Mark.

- *...wicks, semi-finished wax, wax [...] for lighting purposes.*

These are, essentially, retail services of parts of candles. The opponent submits that these are identical to “retail and wholesale of fuels, candles” in the specification of the First Earlier Mark. I cannot see how these can be identical given that the holder’s services do not relate to either candles (in their finished form) or fuels. I also consider it unlikely that there would be an overlap in trade channels with the opponent’s “retail and wholesale of candles” (which, in my view, is the opponent’s best case of the terms identified) because the same undertakings do not sell the finished article and parts of the same. The user would be different (with the holder’s goods being used by manufacturers and the opponent’s goods being used by the general public). The nature and method of use may overlap. However, any overlap in purpose is limited. There is no competition or complementarity. Consequently, any similarity is at a low level.

- *...pharmaceutical and veterinary preparations for medical purposes.*

These services are self-evidently identical to “retail and wholesale of “pharmaceutical, veterinary [...] preparations” in the specification of the First Earlier Mark.

- *...chemical preparations for medical and veterinary purposes, chemical reagents for pharmaceutical and veterinary purposes.*

These services overlap in trade channels and user with the opponent's "retail and wholesale of testing apparatus for medical purposes". There would also be an overlap in nature, method of use and purpose. I consider them to be highly similar.

- *...medicated cosmetics, dietary supplements for pharmaceutical and veterinary purposes, dietary supplements, nutritional supplements, medical preparations for slimming purposes, food for babies, herbs and herbal beverages adapted for medicinal purposes.*

These services are identical to "retail and wholesale of dietetic food and substances adapted for medical or veterinary use, food for babies, dietary supplements for humans and animals, nutritional supplements, slimming pills, cosmetics" in the specification of the First Earlier Mark.

- *...dental preparations and articles, teeth filling materials, dental impression material, dental adhesives and material for repairing teeth.*

These services are either identical or highly similar (overlapping in trade channels, user, method of use, purpose and nature) to "retail and wholesale of dental bleaching gels, mouth washes not for medical purposes, material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes" in the specification of the First Earlier Mark.

- *...hygienic pads, plasters, materials for dressings*

These services are self-evidently identical to "retail and wholesale of panty liners, plasters" in the opponent's specification.

- *...sanitary preparations for medical use, hygienic tampons, diapers made of paper and textiles for babies, adults and pets.*

I do not consider that these services can be said to relate to goods which are 'preparations'. However, they would clearly overlap in trade channels and user with "retail and wholesale of sanitary preparations for medical purposes, panty liners, pharmaceutical and veterinary preparations" in the specification of the First Earlier Mark. There would also be an overlap in nature, method of use and purpose. I consider the services to be highly similar.

- *...preparations for destroying vermin, herbicides, fungicides, preparations for destroying rodents.*

I agree with the opponent that these services are self-evidently identical or identical on the principle outlined in *Meric* to "retail and wholesale of preparations for destroying vermin, fungicides, herbicides, rat poison" in the specification of the First Earlier Mark.

- *...deodorants, other than for human beings or animals.*

In my view, these services are identical to "retail and wholesale of air fragrancing preparations". If I am wrong in this finding, then they would overlap in nature, method of use, purpose, trade channels and user and would be highly similar.

- *...air purifying preparations, air deodorising preparations.*

I agree with the opponent that these services are identical to "retail and wholesale of air fragrancing preparations, sterilising preparations". If I am wrong in this finding then they would overlap in trade channels, user, method of use, purpose and nature and would be highly similar.

- *...disinfectants, antiseptics, detergents for medical purposes, medicated soaps, disinfectant soaps, antibacterial hand lotions.*

I agree with the opponent that these services are identical to “retail and wholesale of disinfectants, cleaning and bleaching preparations, medicated soap, soaps” in the specification of the First Earlier Mark.

- *...common metals in the form of plate, billet, stick, profile, sheet and sheeting, goods and materials of common metal used for storage namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Tanks [containers] of metal, Security containers of metal, storage containers of metal, containers of metal (storage), metal boxes, aluminium foil, fences made of metal, metal tubes, storage containers of metal, ladders of metal, doors, windows, shutters, jalousies and their cases and fittings of metal, non-electric cables and wires of metal, ironmongery, small hardware of metal, screws of metal, nails, bolts of metal, nuts of metal, pegs of metal, metal chains, furniture casters of metal, fittings of metal for furniture, door handles of metal, window handles of metal, hinges of metal, metal latches, metal locks, metal keys for locks, metal rings, metal pulleys, ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, underground electricity and air conditioning installations, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes, safes (strong boxes) of metal.*

The opponent submits that these services are identical to “retail and wholesale of ironmongery and small items of metal hardware, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes” in the specification of the First Earlier Mark. In my view, these services are either identical or, where they relate to large items of metal hardware, they are highly similar.

- *...ores of non-precious metal, common metals and their alloys and semifinished products made of these materials, irons for construction, mats and stirrups of*

common metals for buildings, Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, metal aerosol containers [empty], storage containers of metal, wrapping, packaging [...] purposes, containers of metal (transport), buildings of metal, frames of metal for building, poles of metal for building, guard barriers of metal, metal containers for the transportation of goods, goods of common metal for filtering and sifting purposes namely metal filters, metal sifters, flakes of metal, pitons of metal, industrial metal wheels, telephone installations, metal panels or boards (non-luminous and nonmechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signalling panels of metal, nonluminous and non-mechanical traffic signs of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal, floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of common metal, metal closures, bottle caps of metal, metal poles, metal pillars, scaffolding of metal, metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes, metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying.

The same submissions are made in relation to these services. However, I disagree. In my view, these are specialist services which would be provided through specialist retailers. I consider the services to be dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *... wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration.*

The same submissions are made in relation to these services. However, in my view, they overlap in trade channels and user with “retail and wholesale of vehicles” in the specification of the First Earlier Mark. They are similar to between a low and medium degree.

- *...machine tools [...] for processing and shaping wood, metal, glass, plastics and minerals.*

The opponent submits that these services are identical to “retail and wholesale of electrical apparatus for machine tools and hand tools, scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, computer hardware” in the specification of the First Earlier Mark. As far as I can see none of the holder’s services relate to electrical apparatus for machine tools. However, I accept that there may be an overlap in trade channels, user, method of use, purpose and nature between retail services for machine tools and retail services for parts of machine tools. Consequently, I consider the services to be highly similar.

- *...machines, [...] and industrial robots for processing and shaping wood, metal, glass, plastics and minerals; 3D printers, construction machines and robotic mechanisms (machines) for use in construction, excavators, road construction and road paving machines, drilling machines, rock drilling machines, road sweeping machines, lifting, loading and transmission machines and robotic mechanisms (machines) for lifting, loading and transmission purposes, elevators, escalators and cranes, machines and robotic mechanisms (machines) for use in agriculture and animal breeding, machines and robotic mechanisms (machines) for processing cereals, fruits, vegetables and food, machines for preparing and processing beverages.*

The same submissions relate to these services. No explanation is provided. In my view, machines are not the same as machine tools. Both might be mechanical, but tools are something that are typically handheld. In my view, this is likely to create a clear point of distinction in terms of trade channels. I accept that these services relate to goods which may have computer hardware as a component of them, but I do not consider that that creates any meaningful overlap in trade channels. I am not convinced that there is any other overlap here, and I have no detailed submissions from the opponent to assist me. I

consider the services to be dissimilar. However, if I am wrong in that finding, they are similar to only a low degree.

- *...bulldozers, diggers (machines).*

The same submissions are made in relation to these services. Again, I disagree for the same reasons set out above. However, these are both machines that take the form of vehicles (i.e. they can be driven). Consequently, I consider these to be identical on the principle outlined in *Meric* to “retail and wholesale of vehicles” in the specification of the First Earlier Mark.

- *...engines and motors, other than for land vehicles, parts and fittings therefor, hydraulic and pneumatic controls for engines and motors, brake linings for engines, crankshafts, gearboxes, other than for land vehicles, gearboxes, cylinders for engines, pistons for engines, turbines, not for land vehicles, filters for engines and motors, oil, air and fuel filters for land vehicle engines, exhausts for land vehicle engines, exhaust manifolds for land vehicle engines, engine cylinders for land vehicles, engine cylinder heads for land vehicles, pistons for land vehicle engines, carburetors for land vehicles, fuel conversion apparatus for land vehicle engines, injectors for land vehicle engines, fuel economisers for land vehicle engines, pumps for land vehicle engines, valves for land vehicle engines, starter motors for land vehicles, dynamos for land vehicle engines, sparking plugs for land vehicle engines, bearings (parts of machines), roller or ball bearings, alternators.*

The opponent submits that these are identical to “retail and wholesale of vehicles” in the specification of the First Earlier Mark. I do not consider them to be identical (as they relate to parts, rather than vehicles themselves), but there would clearly be an overlap in trade channels, user, method of use, purpose and nature. Consequently, I consider the services to be highly similar.

- *...brakes other than for vehicles.*

The opponent makes the same submission in relation to these services. However, as these services relate to goods which are not for use with vehicles, the same reasoning cannot apply. Consequently, I consider the services to be dissimilar. If I am wrong in this finding, they are similar to only a low degree.

- *... machines for mounting and detaching tires.*

The same submissions are made in relation to these services. However, in my view, these are specialist machines that would be used by garages or mechanics. They would be sold through specialist trade channels to specialist users. Consequently, I consider the services to be dissimilar. If I am wrong in this finding, they are similar to only a low degree.

- *...current generators, electric generators, current generators operated with solar energy.*

The opponent submits that its best case is in relation to “retail and wholesale of apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity” in the specification of the First Earlier Mark. If these services are not identical, then they will overlap in trade channels, users, method of use, purpose and nature and will be highly similar.

- *...automatic spray guns for pain, electric, hydraulic and pneumatic punching machines and guns, electric guns for compressed gas or liquid spraying machines, electric hand drills, electric hand saws, electric jigsaw machines, vehicle washing installations, electric and gas-operated welding apparatus, electric arc welding apparatus, electric soldering apparatus, electric arc cutting apparatus, electrodes for welding machines, machines for textile processing, sewing machines.*

The opponent submits that its best case relates to “retail and wholesale of apparatus for machine tools and hand tools, scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling” in the specification of the First Earlier Mark, which it states are identical. I accept that these services all relate to goods which could include machine tools and, consequently, they are identical.

- ... *electric adhesive tape dispensers (machines), spiral machines, compressed air machines, compressors (machines), robotic mechanisms (machines) with the abovementioned functions, industrial robots (machines) with the abovementioned functions, printing machines, packaging machines, filling, plugging and sealing machines, labellers (machines), sorting machines, industrial robots (machines) with the abovementioned functions, electric packaging machines for plugging and sealing of plastics, industrial robots (machines) with the abovementioned functions.*

The same submissions are made in relation to these services. However, I can see no point of overlap, other than at a general level by virtue of them all being retail services. The opponent has provided no detailed explanation to assist me. Consequently, I consider the services to be dissimilar. If I am wrong in this finding, they are similar to only a low degree.

- ... *pumps other than parts of machines or engines.*

The same submissions are made in relation to these services. I accept that these could be identical to the opponent’s scientific/nautical-related services.

- ... *fuel dispensing pumps for service stations, self-regulating fuel pumps.*

The same submissions are made in relation to these services. However, I can see no reason for these services to be considered identical and I have no explanation from the opponent. These are specialist services which are likely to be provided to fuel suppliers i.e. those looking to buy fuel pumps. There is,

therefore, unlikely to be an overlap in trade channels with the opponent's services (including retail and wholesale of fuel). The users will not overlap. In my view, these services are dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *...electric kitchen machines for chipping, grinding, crushing, mixing and mincing foodstuff*

In my view, the opponent's best case in relation to these services relates to its "retail and wholesale of electrical apparatus for the kitchen". These services are plainly identical.

- *...washing machines, laundry washing machines, dishwashers, spin driers (not heated), electric cleaning machines for cleaning floors, carpets or floorings, vacuum cleaners and parts thereof.*

The opponent submits that its best case is in relation to "retail and wholesale of electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes, electrical apparatus for personal hygiene purposes and machine tools". I agree. They are identical.

- *...automatic vending machines, galvanizing and electroplating machines, electric door openers and closers, remote control apparatus for opening and closing doors.*

The opponent submits that its best case in relation to these services is "electrical apparatus for machine tools and hand tools, scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments" in the specification of the First Earlier Mark. The opponent states that these are self-evidently identical or identical on the principle outlined in *Meric*. I can see no reason for these services to be considered identical, nor has a detailed explanation been provided. In my view, these are specialist

services that are unlikely to overlap with the opponent's services. I consider the services to be dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *...gaskets for engines and motors.*

The opponent submits that these are similar to "retail and wholesale of vehicles". I agree. They overlap in user, method of use, purpose, trade channels and nature. They are highly similar.

- *...forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals.*

The opponent submits that these are identical to "retail and wholesale of household and kitchen utensils, cutlery" in the specification of the First Earlier Mark. I agree.

- *...scissors.*

In my view, the same also applies to these services. They are identical to "retail and wholesale of household and kitchen utensils".

- *...side arms and blades (weapons).*

The opponent submits that these are identical to "retail and wholesale of firearms" in the specification of the First Earlier Mark. To the extent that the holder's services cover the sale of types of firearms, they would be identical. However, even where they are not identical, I accept that they could overlap in trade channels, method of use, purpose, nature and user. They are highly similar.

- *...tools and apparatus included in this class for personal beauty care use, tools and apparatus included in this class for shaving, epilation, manicure and pedicure, electric hand implements for straightening and curling hair.*

The opponent submits that these are identical to “retail and wholesale of electrical apparatus for personal hygiene purposes, razors” in the opponent’s specification. I accept that some of these services are identical. However, even where they are not, they would overlap in trade channels, users, nature, method of use and purpose, and would be highly similar.

- *...hand-operated [non-electric] hand tools for the repair of machines, apparatus and vehicles for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons, steam irons, handles for hand-operated hand tools.*

The opponent submits that these services are identical to “retail and wholesale of electrical apparatus for machine tools and hand tools”. I do not consider these services to be identical because of the difference in electrical/non-electrical good that are the subject of the services. However, I accept that there would be an overlap in trade channels, users, method of use, nature and purpose. They would be highly similar.

- *...measurement apparatus and equipment including those for scientific, nautical, topographic, meteorologic, industrial and laboratory purposes, thermometers, not for medical purposes, barometers, ammeters, voltmeters, hygrometers, testing apparatus not for medical purposes, telescopes, periscopes, directional compasses, speed indicators, laboratory apparatus, microscopes, magnifying glasses, stills, binoculars, ovens and furnaces for laboratory experiments.*

The opponent submits that these services are identical to “retail and wholesale of scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and

teaching apparatus and instruments” in the specification of the First Earlier Mark. I agree. They are self-evidently identical or identical on the principle outlined in *Meric*.

- *...apparatus for recording, transmission or reproduction of sound or images, cameras, photographic cameras, television apparatus, video recorders, CD and DVD players and recorders, MP3 players, computers, desktop computers, tablet computers, wearable technological devices (smart watches, wristbands, head-mounted devices), microphones, loudspeakers, earphones, telecommunications apparatus, apparatus for the reproduction of sound or images, computer peripheral devices, cell phones, covers for cell phones, telephone apparatus, computer printers, scanners [data processing equipment], photocopiers, magnetic and optic data carriers and computer software and programmes recorded thereto, downloadable and recordable electronic publications, encoded magnetic and optic cards, movies, tv series and video music clips recorded on magnetic, optical and electronic media, antennas, satellite antennas, amplifiers for antennas, parts of the aforementioned goods, ticket dispensers, automatic teller machines (ATM).*

I agree with the opponent that these are identical to “retail and wholesale of apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, computers, computer peripherals, telephones, mobile telephones, mobile phone accessories, cameras, electronic amusement and game apparatus, automatic teller machines” in the specification of the First Earlier Mark. If they are not identical then there would be an overlap in trade channels, method of use, purpose, user and nature and they would be highly similar.

- *...electronic components used in the electronic parts of machines and apparatus, semi-conductors, electronic circuits, integrated circuits, chips [integrated circuits], diodes, transistors [electronic], magnetic heads for electronic apparatus, electronic locks, photocells, optical sensors, counters and*

quantity indicators for measuring the quantity of consumption, automatic time switches.

The opponent submits that these services are identical to “retail and wholesale of scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity” in the specification of the First Earlier Mark. I agree.

- *...clothing for protection against accidents, irradiation and fire, safety vests and life-saving apparatus and equipment, eyeglasses, sunglasses, optical lenses and cases, containers, parts and components thereof.*

The opponent submits that these services are identical to “retail and wholesale of life-saving apparatus and instruments, fire-extinguishing apparatus, optical apparatus and instruments, spectacles and sunglasses”. I agree that they are either identical or, where they are not identical, they are highly similar due to an overlap in trade channels, user, nature, method of use and purpose.

- *...apparatus and instruments for conducting, transforming, accumulating or controlling electricity, electric plugs, junction boxes [electricity], electric switches, circuit breakers, fuses, lighting ballasts, battery starter cables, electrical circuit boards, electric resistances, electric sockets, transformers [electricity], electrical adapters, battery chargers, electric and electronic cables, batteries, electric accumulators, solar panels for production of electricity, signalling apparatus and instruments, luminous or mechanical signs for traffic use.*

The opponent submits that these are identical to “retail and wholesale of scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting,

switching, transforming, accumulating, regulating or controlling electricity, signboards” in the specification of the First Earlier Mark. I agree.

- *...electric door bells, alarms and anti-theft alarms, other than for vehicles, electric bells.*

The opponent makes the same submissions in relation to these services. However, in my view, they do not overlap. Nonetheless, I consider them to be identical or highly similar to “retail and wholesale of alarm systems” in the specification of the First Earlier Mark.

- *...fire extinguishing apparatus, fire engines, fire hose and fire hose nozzles.*

The opponent submits that these services are identical to “retail and wholesale of fire-extinguishing apparatus, vehicles, apparatus for water supply”. I agree.

- *...radar apparatus, sonars, night vision apparatus and instruments.*

The opponent submits that these services are identical to “retail and wholesale of scientific, nautical, surveying, optical, measuring, signalling apparatus and instruments” in the specification of the First Earlier Mark. I agree.

- *... decorative magnets.*

The opponent submits that its best case in relation to these goods is “retail and wholesale of stationery, household and kitchen utensils” because “the services of the Applicant cover goods that the consumer would expect to be retailed alongside the retail goods of the Opponent and such goods are clearly similar, falling into the same category of goods that serve a similar purpose and move through the same trade channels”. I accept that there may be an overlap in trade channels because these services may all be provided through retailers of general household goods. There will also, clearly be an overlap in user. I also

accept that there is a degree of overlap in purpose, nature and method of use. I consider these services to be similar to a medium degree.

- *...metronomes.*

The opponent submits that these services are identical to “retail and wholesale of measuring, signalling and teaching apparatus and instruments” in the specification of the First Earlier Mark. No explanation is provided by the opponent. In my view, the opponent’s best case relates to “retail and wholesale of musical instruments”. There would clearly be an overlap in trade channels, method of use, purpose, nature and user. The services would be highly similar.

- *...surgical, medical, dental and veterinary apparatus and instruments, furniture especially made for medical purposes, artificial limbs and prostheses, medical orthopaedic articles, corsets for medical purposes, orthopaedic shoes, elastic bandages and supportive bandages, surgical gowns and surgical sterile sheets.*

The opponent submits that these are identical to “retail and wholesale of surgical, medical, dental and veterinary apparatus and instruments, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopaedic articles, suture materials, supportive bandages, surgical implants [artificial materials]” in the specification of the First Earlier Mark. In my view, these are either identical or highly similar. Where they are not identical, they will overlap in nature, method of use, purpose, trade channels and user.

- *...adult sexual aids, condoms.*

The opponent submits that these are similar to a medium degree to “retail and wholesale of personal hygiene products” in the specification of the First Earlier Mark because “the services of the Applicant cover goods that the consumer would expect to be retailed alongside the retail goods of the Opponent and such goods are clearly similar, falling into the same general category of goods that

service a similar purpose and move through the same trade channels". I agree that these services are similar to a medium degree.

- *... babies' bottles, babies' pacifiers, teats, teethers for babies.*

The opponent submits that these are identical or highly similar to "retail and wholesale of babies' bottles". I agree. Where they are not identical, they will clearly overlap in trade channels, user, method of use, nature and purpose.

- *...bracelets and rings for medical purposes, anti-rheumatism bracelets, anti-rheumatism rings.*

The opponent submits that these are identical to "retail and wholesale of medical apparatus and instruments and orthopaedic articles" in the specification of the First Earlier Mark. I agree.

- *...lighting installations, lights for vehicles and interior-exterior spaces.*

The opponent submits that these are identical to "retail and wholesale of lighting" in the specification of the First Earlier Mark. I agree.

- *...heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchanges, not parts of machines, stoves, kitchen stoves, solar thermal collectors [heating], steam, gas and fog generators, steam boilers, other than parts of machines, installations for air conditioning and ventilating, cooling installations and freezers, electric and gas-powered devices, installations and apparatus for cooking, drying and boiling, cookers, electric cooking pots, electric water heaters, barbecues, electric laundry driers, hair driers, hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, stuffings (tap valves), water softening apparatus, water purification apparatus,*

waste water purification installations, electric bed warmers and electric blankets, not for medical use, electric pillow warmers, electric or non-electric footwarmers, hot water bottles, electrically heated socks, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers.

The opponent submits that these services are identical to “retail and wholesale of electrical apparatus for domestic cleaning purposes, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes” in the specification of the First Earlier Mark. I agree. If they are not identical, then they are highly similar due to an overlap in trade channels, method of use, purpose, nature and user.

- *...acetylene generators, oxygen generators, nitrogen generators, filters for aquariums and aquarium filtration apparatus.*

The same submissions are made in relation to these services. However, I can see no point of overlap and no explanation is provided. In my view, these services are dissimilar. However, if I am wrong in this finding they are similar to a low degree.

- *...motor land vehicles, motorcycles, mopeds, engines and motors for land vehicles, clutches for land vehicles, transmissions, transmission belts and transmission chains for land vehicles, gearing for land vehicles, brakes, brake discs and brake linings for land vehicles, vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies, handlebars and mudguards for bicycles, vehicle bodies, tipping bodies for trucks, trailers for tractors, frigorific bodies for land vehicles, trailer hitches for vehicles, vehicle seats, head-rests for vehicle seats, seat covers for vehicles, vehicle covers (shaped), sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles, windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels, tubeless*

tire, tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles, bicycle and ski carriers for cars, saddles for bicycles or motorcycles, air pumps for vehicles for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety bells for vehicle seats, air bags (safety devices for automobiles), rail vehicles, locomotives, trains, trams, wagons, cable cars, chairlifts, vehicles for locomotion by water and their parts, other than their motors and engines, vehicles for locomotion by air and their parts, other than their motors and engines.

The opponent submits that these services are identical or highly similar to “retail and wholesale of vehicles”. I agree. Where they are not identical, there is a clear overlap in trade channels, user, method of use, purpose and nature.

- *...safety seats for children, for vehicles, baby carriages, pushchairs.*

The same submissions are made in relation to these services. However, I do not consider these to be services that are identical to those identified, (they do not relate to goods that would, in my view, typically be considered vehicles), nor do I consider there to be a high degree of similarity between them. In my view, the opponent’s best case relates to “retail and wholesale of babies’ bottles”. This is because all of these services are likely to be sold through the same retailers (suppliers of goods for babies and infants), to the same users. There will be an overlap in user, nature and method of use. Consequently, they are similar to a high degree.

- *...wheelchairs, wheelbarrows, shopping carts, single or multi-wheeled wheelbarrows, shopping trolleys, grocery carts, handling carts.*

The same submissions are made in relation to these services, but for the same reasons, I disagree. In my view, there is no overlap in trade channels. There may be an overlap in user at a very general level. Any overlap in nature,

purpose and method of use results only from the fact that they are all retail services. I consider these services to be dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *...firearms, air pistols (weapons), spring-loaded firearms, adapted cases and shoulder straps therefor, heavy weapons, mortars and rockets, fireworks, sprays for personal defence purposes.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of firearms, fireworks”. I agree. Even where they are not identical (such as retail of heavy weapons, mortars and rockets), there would still be an overlap in trade channels (suppliers of military goods) to the same users (military). The nature, purpose and method of use would clearly overlap.

- *...jewellery, imitation jewellery, gold, precious stones and jewellery made thereof, cufflinks, tie pins, statuettes and figurines of precious metal, clocks, watches and chronometrical instruments, chronometers and their parts, watch straps, trophies made of precious metal, rosaries.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of silverware, horological and chronometric instruments, precious metals, jewellery, precious stones” in the specification of the First Earlier Mark. I agree.

- *...musical instruments and cases for musical instruments.*

The opponent submits that its best case in relation to these services are “retail and wholesale of musical instruments”. I agree. Even where they are not identical, they will be highly similar due to an overlap in trade channels, method of use, user, purpose and nature.

- *...paper and cardboard, paper and cardboard for packaging and wrapping purposes, cardboard boxes, paper towels, toilet paper, paper napkins, plastic*

materials for packaging and wrapping purposes, printing blocks and types, bookbinding materials, printed publications, printed matter, books, magazines, newspapers, bill books, printed dispatch notes, printed vouchers, calendars, posters, photographs [printed], paintings, stickers [stationery], postage stamps, stationery, office stationery, instructional and teaching material [except furniture and apparatus], writing and drawing implements, artists' materials, paper products for stationery purposes, adhesives for stationery purposes, pens, pencils, erasers, adhesive tapes for stationery purposes, cardboard cartons [artists' materials'], writing paper, copying paper, paper rolls for cash registers, drawing materials, chalkboards, painting pencils, watercolors [paintings], office requisites, paint rollers and paintbrushes for painting.

The opponent submits that these services are identical to “retail and wholesale of newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, printed matter, bookbinding materials, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes, artists' materials, paint brushes, instructional and teaching material (except apparatus), printers' type, printing blocks”. In my view, these are either identical or highly similar due to an overlap in trade channels, method of use, purpose, nature and user.

- *...rubber, gutta-percha, gum, asbestos, mica and semi-finished synthetic goods made from these materials in the form of powder, bars, panels and foils, insulation, slopping and sealing materials, insulation paints, insulation fabrics, insulation tape and band, insulation covers for industrial machinery, joint sealant compounds for joints, gaskets, O-rings for sealing purposes (other than gaskets for motors, cylinders and washer for water taps), flexible pipes made*

from rubber and plastic, junctions for pipes of plastic and rubber, pipe jackets of plastic and rubber, hoses of textile material, junction for pipes, not of metal.

The opponent submits that these are identical to “retail and wholesale of rubber and plastics for manufacture use, packing and insulating materials, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes”. I agree. If they are not identical, then they are highly similar due to an overlap of trade channels, user, method of use, purpose and nature.

- *...hoses made of plastic and rubber, including those used for vehicles, pipe jackets, not of metal, connecting hose for vehicle radiators, profile laths made of synthetic materials for vehicles for the purposes of decoration.*

The same submissions are made in relation to these services. Where they relate to retailing of goods for water supply, I agree that they will be identical. However, if they relate to the retailing of goods for other purposes (relating to vehicles), they will be highly similar to “retail and wholesale of vehicles” due to an overlap in trade channels, method of use, purpose, user and nature.

- *...unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, goods made of leather, imitations of leather or other materials, designed for carrying items, bags, wallets, boxes or trunks made of leather or stout leather, keycases, trunks [luggage], suitcases, umbrellas, parasols, sun umbrellas.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of leather and imitation of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas”. I agree.

- *... whips, harness, saddlery, stirrups, straps of leather (saddlery).*

The same submissions are made in relation to these services. However, in my view, these are specialist services which would be sold by specialist retailers. I can see no point of overlap with the opponent's specification. Consequently, I consider these services to be dissimilar. If I am wrong in this finding, they are similar to only a low degree.

- *...walking sticks.*

The same submission are made in relation to these services. Again, I disagree. However, I consider them to be identical on the principle outlined in *Meric* to "retail and wholesale of orthopaedic articles" in the specification of the First Earlier Mark. If I am wrong in that finding then they will be highly similar due to an overlap in trade channels, method of use, purpose and nature.

- *...dand, gravel, crushed stone, asphalt, bitumen, cement, gypsum, plaster, concrete, marble blocks for construction, building materials (as finished products) made of concrete, gypsum, clay, potters' clay, stone, marble, wood, plastics and synthetic materials for building, construction, road construction purposes, non-metallic buildings, non-metallic building materials, poles not of metal for power lines, barriers not of metal, natural and synthetic coatings in the form of panels and sheets, being building materials, bitumen cardboard coatings for roofing, bitumen coating for roofing, doors and windows of wood and synthetic materials, monuments and statuettes of stone, concrete and marble, building glass, prefabricated swimming pools not of metal (structures), aquarium sand.*

The opponent submits that these services are similar to a low degree to "retail and wholesale of rubber and plastics for manufacture use" in the specification of the First Earlier Mark because "the services of the Applicant cover goods that the consumer would expect to be retailed alongside the retail goods of the Opponent and such goods are clearly similar, falling into the same general category of goods that serve a similar purpose and move through the same

trade channels”. Consequently, I consider these services to be dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *...traffic signs not of metal, non-luminous and non-mechanical, for roads.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of signalling, life-saving apparatus and instruments, signboards”. I agree that these are identical or, if not, highly similar services.

- *...furniture, made of any kind of material, mattresses, pillows, air mattresses and cushions, not for medical purposes, water beds, mirrors.*

The opponent submits that these are identical to “retail and wholesale of furniture” in the specification of the First Earlier Mark. I am not convinced that all of these services are identical, however, even where they are not, they will be highly similar due to an overlap in trade channels, user, method of use and nature.

- *...beehives, artificial honeycombs and sections of wood for honeycombs.*

The opponent submits that there are “no similar goods or services”. I agree.

- *...bouncing chairs for babies, playpens for babies, cradles, infant walkers.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of furniture, vehicles, playthings and sporting articles” in the specification of the First Earlier Mark. To the extent that these services can be described as relating to furniture or playthings, I agree. However, even where they do not, they will overlap in trade channels, user, method of use, purpose and nature with “retail and wholesale of babies’ bottles”. Consequently, they will be highly similar.

- *...display boards, frames for pictures and paintings.*

The opponent submits that these services are identical or highly similar to “signboards, picture frames”. I agree.

- *...identification plates, identification tags, nameplates, identification labels made of wood or synthetic materials.*

The opponent submits that these services are similar to a medium degree to “identification cards”, which is, in my view, the opponent’s best case. The goods and services may overlap in user and trade channels, as businesses that sell identification cards are also likely to sell different types of identification goods. There will be a difference in purpose, method of use and nature. I do not consider there to be competition or complementarity. Consequently, I consider the goods and services to be similar to between a low and medium degree.

- *...packaging containers of wood or plastics.*

The opponent submits that these are identical to “retail and wholesale of packaging materials”. I agree.

- *... casks for use in transportation of storage, barrels, storage drums, tanks, boxes, storage containers, transportation containers, chests, loading pallets and closures for the aforementioned goods, of wood or plastics, small hardware goods of wood or synthetic materials included in this class, furniture fittings, of wood or synthetic materials, opening and closing mechanisms of wood or synthetic materials, ornaments and decorative goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, beeswax, plastic or plaster namely figurines, holiday ornaments for walls, sculptures, trophies, baskets, fishing baskets.*

The opponent submits that these services are similar to a low degree to “retail and wholesale of furniture, packaging materials, plastic materials for packaging, containers of paper for packaging” and “models and figurines made of paper”.

I am not convinced that these goods and services are similar. However, as it is the opponent's best case, I will proceed on the basis that they are similar to a low degree.

- *...kennels, nesting boxes and beds for household pets.*

The opponent submits that its best case relates to "retail and wholesale of furniture". I disagree. In my view, its best case relates to "retail and wholesale of shampoos for pets" because these services would be sold through the same retailers (pet shops) to the same users (pet owners). The nature of the services would overlap, as would the method of use and purpose. I consider the services to be similar to at least a medium degree.

- *...portable ladders and mobile boarding stairs of wood or synthetic materials.*

The opponent submits that these services are similar to "retail and wholesale of hand tools, machine tools" to a medium degree. I accept that there may be some overlap in nature, purpose, method of use and trade channels. Consequently, I agree that they are similar to at least a medium degree.

- *...bamboo curtains, roller indoor blinds [for interiors], slatted indoor blinds, strip curtains, bead curtains for decoration, curtain hooks, curtain rings, curtain tie-backs, curtain rods.*

The opponent submits that these services are similar to a medium degree to "retail and wholesale of furniture". I agree that these services overlap in trade channels, user, method of use, nature and purpose. Consequently, I agree that they are similar to at least a medium degree.

- *...non-metal wheel chocks.*

The opponent submits that these services are identical to "retail and wholesale of ironmongery and small items of metal hardware". I do not consider these to

be identical. However, I accept that there may be a degree of overlap in trade channels, method of use, purpose, nature and user. Consequently, they are similar to a medium degree.

- *...hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, gloves for dishwashing, non-electric polishing machines for household purposes, brooms for carpets, mops.*

The opponent submits that these are identical or highly similar to “retail and wholesale of cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, hand tools”. I agree. Where they are not identical, they will overlap in nature, purpose, method of use, trade channels and user and will be highly similar.

- *...toothbrushes, electric toothbrushes, dental floss, shaving brushes, hair brushes, combs.*

The opponent submits that these services are identical or highly similar to “retail and wholesale of apparatus for personal hygiene purposes, hair lotions, aftershave lotions, shaving preparations, dental bleaching gels, mouth washes not for medical purposes, razors and hand tools” in the specification of the First Earlier Mark. At best there may be identity between the services relating to toothbrushes and personal hygiene goods. However, even where there is no identity, there will clearly be overlap in trade channels, method of use, purpose, nature and user. I consider the services to be highly similar.

- *...non-electric household or kitchen utensils, [other than forks, knives, spoons], services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils, ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers.*

The opponent submits that these are identical or highly similar to “retail and wholesale of household and kitchen utensils, cutlery, glassware, porcelain and earthenware, furniture, flower baskets, bowls and pot for flowers and plants”. I agree.

- *...cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals and plant cultivation.*

In my view, the opponent’s best case relates to “retail and wholesale of flowers, bowls and pots for flowers and plants, shampoos for pets”. There will be an overlap in terms of nature, trade channels, user, purpose and method of use. I consider the services to be similar to at least a medium degree.

- *...ornaments and decorative goods of glass, porcelain, earthenware or clay, namely statues, figurines, vases and trophies.*

The opponent submits that these are identical or highly similar to “retail and wholesale of glassware, porcelain and earthenware”. I agree.

- *...mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters.*

The opponent submits that these are similar to a high degree to “retail and wholesale of preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs”. I agree.

- *...perfume burners, perfume sprayers, perfume vaporizers, electric or non-electric make-up removing appliances, powder puffs, toilet cases.*

The opponent submits that these are similar to a high degree to “retail and wholesale of electrical apparatus for personal hygiene purposes, perfumery, cosmetics, hair and body lotions, essential oils, personal hygiene products”. I agree.

- *...nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans.*

These are identical or highly similar to “retail and wholesale of household and kitchen utensils”.

- *...unworked or semi-worked glass, except building glass, glass wool other than for insulation of textile use.*

The opponent submits that these are similar to a medium degree to “retail and wholesale of household and kitchen utensils, glassware, porcelain and earthenware, furniture, glass cloth, glass paper”.

I disagree. I can see no reason for these services to be sold through the same trade channels. It seems likely to me that different businesses would sell goods in their finished and unfinished form and glass wool is likely to be a specialist good sold through specialist retailers. I consider the services to be dissimilar. However, if I am wrong in this finding, they are similar to only a low degree.

- *...mosaics of glass and powdered glass for decoration.*

The same submissions are made in relation to these services. As these relate to decorative glassware, I agree with the opponent that they are identical with “retail and wholesale of glassware” in the specification of the First Earlier Mark.

- *...rope, strings, padding and stuffing materials, except of rubber and plastic, including those of wool and cotton, textile fibres, raw spun fiber, glass fibers for textile use, yarns and threads for textile use, threads and yarns for sewing, embroidery and knitting, thread, elastic yarns and threads for textile use, woven or non-woven textile fabrics, labels of textile, laces and embroidery, guipures, festoons, ribbons (haberdashery), ribbons and braid, fastening tapes for clothing, cords for clothing, letters and numerals for marking linen, embroidered emblems, badges for wear, not of precious metal, shoulder pads for clothing,*

buttons for clothing, fasteners for clothing, eyelets for clothing, zippers, pins, other than jewellery, adhesive patches for decoration of textile articles, laces, needles, sewing needles, needles for sewing machines, needles for knitting and embroidery, boxes for needles, needle cushions, artificial flowers.

In my view, these services are self-evidently identical or identical on the principle outlined in *Meric* to “retail and wholesale of textiles, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, ropes, string, yarns and threads for textile use, dressmaker’s articles”.

- *...rope ladders, hammocks, fishing nets, tents, awnings, tarpaulins, sails, sleeping bags for camping.*

I accept the opponent’s submission that these are identical or highly similar services to “retail and wholesale of nets, tents” in the specification of the First Earlier Mark. I also note that the opponent’s specification covers “retail and wholesale of sporting articles”. Where they are not identical, they would overlap in trade channels, method of use, purpose, nature and user and would be highly similar.

- *...flags, pennants.*

The opponent submits that these are identical to “retail and wholesale of textiles, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker’s articles, bed and table covers, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, clothing, footwear, headgear” in the specification of the First Earlier Mark. However, I do not consider that retail of textiles is the same as retail of goods made of textiles (one relating to the raw materials and the other relating to finished goods) and I can see no other point of overlap with the opponent’s specification. In my view, these are specialist goods that would be sold by specialist retailers. Any overlap is at a low degree, at best.

- *...swaddling blankets.*

The same submissions are made in relation to these services. However, I consider the opponent's best case to be "retail and wholesale of babies' bottles". These are all services sold through the same trade channels (businesses selling goods for babies and infants) to the same user (parents of babies and infants). The nature, purpose and method of use of the retail services would overlap. I consider them to be highly similar.

- *...clothing, including underwear and outerclothing other than special purpose protective clothing, socks, mufflers [clothing], shawls, bandanas, scarves, belts [clothing], footwear, shoes, slippers, sandals, headgear, hats, caps with visors, berets, caps [headwear], skull caps, buckles for shoes and belts, fasteners, shoe and belt buckles.*

The opponent submits that these services are identical or highly similar to "retail and wholesale of clothing, footwear, headgear". I agree. Where the services are not identical (either self-evidently or on the principle outlined in *Meric*), they will be sold through the same retailers (such as specialist shoe makers that might provide retail services in relation to both the finished article and replacement parts) to the same users. The nature, method of use and purpose of the services will clearly overlap.

- *...artificial fruits.*

In my view, these services are highly similar to "retail and wholesale of artificial flowers" in the specification of the First Earlier Mark. They will clearly overlap in trade channels, method of use, purpose, nature and trade channels.

- *...hair pins, hair buckles, hair bands, decorative articles for the hair, not made of precious metal, wigs, hair extensions.*

In my view, the opponent's best case (of those services it has identified) relates to "retail and wholesale of headgear". I accept that it is arguable that there may be some identity here. However, even where these services do not relate to goods that can be described as headgear, I consider that there would be overlap in trade channels with the opponent's "retail and wholesale of hair spray, hair dyes, hair lotion, shampoos". This is because businesses retailing goods for the hair are likely to offer a range of these goods and the same users would purchase them. The nature, purpose and method of use of the services would overlap. I consider there to be a high degree of similarity, where they are not identical.

- *...vehicle covers, not fitted.*

In my view, the opponent's best case relates to "retail and wholesale of vehicles". The same trade channels are likely to retail the vehicles themselves and accessories for the goods, which are all likely to be sold to the same users. The nature, purpose and method of use of the services would overlap. I consider them to be highly similar.

- *...bags of textile, for packaging.*

These services are identical to "retail and wholesale of packaging materials" in the specification of the First Earlier Mark.

- *...textile goods for household use namely curtains, bed covers, sheets (textile), pillowcases, blankets, quilts, towels.*

These services are all identical or highly similar to "retail and wholesale of bed and table covers" in the specification of the First Earlier Mark. The same retailers (businesses specialising in textile goods for the home) are likely to provide all of these services to the same users. The nature, purpose and method of use of the services will clearly overlap.

- *...electric or non-electric hair curlers, other than hand implements.*

I consider that there would be overlap in trade channels with the opponent's "retail and wholesale of hair spray, hair dyes, hair lotion, shampoos". This is because businesses retailing goods for the hair are likely to offer a range of these goods and the same users would purchase them. The nature, purpose and method of use of the services would overlap. I consider there to be a high degree of similarity, where they are not identical.

- *...carpets, rugs, mats, prayer rugs, linoleum, artificial turf, linoleum for covering floors, gymnasium mats, wallpaper, wall hangings not of textile.*

The opponent submits that these are identical or highly similar to "retail and wholesale of carpets, rugs, wallpaper cleaning preparations". I agree.

- *...games and toys, arcade video game machines, game apparatus and machines for use with an external display screen and monitor, including those coin-operated.*

The opponent submits that these are identical to "retail and wholesale of games and electronic toys, electronic amusement and game apparatus" in the specification of the First Earlier Mark. I agree.

- *...toys for animals, toys for outdoor playgrounds, parks and game parks, gymnastic and sporting articles, fishing tackle, artificial fishing bait, decoys for hunting and fishing, rattles (playthings).*

The opponent submits that these are identical or highly similar to "retail and wholesale of plaything and sporting articles, games" in the specification of the First Earlier Mark. I agree, they are self-evidently or *Meric* identical. If the opponent's specification does not include retail of toys for animals, then these services would be highly similar to the opponent's "retail and wholesale of shampoos for pets" because the same businesses (pet shops) would sell the

services to the same users (pet owners). The nature, method of use and purpose of the services would clearly overlap.

- *...Christmas trees of artificial material, ornaments for Christmas trees, artificial snow for Christmas trees.*

The opponent makes the same submissions in relation to these services. However, I do not consider that these services can be said to relate to games, playthings or sporting articles. However, I consider that the opponent's "retail and wholesale of glassware" could include the sale of glass Christmas ornaments. These services would all overlap in trade channels (shops selling Christmas decorations) and would be sold to the same users (the general public). The nature, method of use and purpose would overlap. Where they are not identical, they are highly similar.

- *...novelties for parties, dances (party favors), paper party hats.*

The opponent submits that these are highly similar to "retail and wholesale of paper party bags" in the opponent's specification. I agree. They would clearly be sold by the same businesses (retailers of party-related goods) to the same users (the general public). The nature, method of use and purpose of the services would overlap.

- *...meat, fish, poultry and game, processed meat products, dried pulses, soups, bouillon, processed olives, olive paste, milks of animal origin, milks of herbal origin, milk products, butter, edible oils, dried, preserved, frozen, cooked, smoked or salted fruits and vegetables, tomato paste, prepared nuts and dried fruits as snacks, hazelnut spreads and peanut butter, tahini (sesame seed paste), eggs and powdered eggs, potato chips, coffee, cocoa, coffee or cocoa based beverages, chocolate based beverages, pasta, stuffed dumplings, noodles, pastries and bakery products based on flour, desserts based on flour and chocolate, bread, simit [Turkish ring-shaped bagel covered with sesame seeds], pogaça [Turkish bagel], pita, sandwiches, katmer [Turkish pastry], pies,*

cakes, baklava [Turkish dessert based on dough coated with syrup], kadayif [Turkish dessert based on dough], desserts based on dough coated with syrup, puddings, custard, kazandibi [Turkish pudding], rice pudding, keskül [Turkish pudding], honey, bee glue for human consumption, propolis for food purposes, condiments for foodstuff, vanilla (flavoring), spices, sauces (condiments), tomato sauce, yeast, baking powder, flour, semolina, starch for food, sugar, cube sugar, powdered sugar, tea, ice tea, confectionery, chocolate, biscuits, crackers, wafers, chewing gums, ice-cream, edible ices, salt, cereal-based snack food, popcorn, crushed oats, corn chips, breakfast cereals, processed wheat for human consumption, crushed barley for human consumption, processed oats for human consumption, processed rye for human consumption, rice, molasses for food.

The opponent submits that these are self-evidently identical or identical on the principle outlined in *Meric* to “retail and wholesale of foodstuffs and beverages, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks”. I agree.

- *...agricultural and horticultural products, seeds, forestry products, live animals, fertilized eggs for hatching, plants, dried plants for decoration, fresh garden herbs, dried garden herbs for decoration, animal foodstuffs, malt not for human consumption.*

The opponent submits that these are identical to “retail and wholesale of flowers, flower baskets, bowls and pots for flowers and plants, floral decorations, dietary supplements for humans and animals, foodstuffs”. I agree.

- *...underlays for pets, cat litters.*

The opponent submits that its best case is in relation to “retail and wholesale of furniture”. I disagree. In my view, its best case is in relation to “retail and wholesale of shampoos for pets” which would be sold through the same trade

channels (pet shops) to the same users (pet owners). The nature, purpose and method of use would clearly overlap. I consider these services to be highly similar.

- *...beers, preparations for making beer, mineral water, spring water, table water, soda water, fruit and vegetable juices, fruit and vegetable concentrates and extracts for making beverages, non-alcoholic soft drinks, energy drinks, protein-enriched sports beverages, alcoholic beverages (except beers), wines, raki [traditional Turkish alcoholic drink], whisky, liqueurs, alcoholic cocktails.*

The opponent submits that these are identical to “retail and wholesale of beverages”. I agree. If they are not identical, they would overlap in trade channels, user, method of use and purpose and would be highly similar.

- *...tobacco, chewing tobacco, cigarettes, cigars, smokers’ articles including those made of precious metals, pipes, mouthpieces for cigars and cigarettes, ashtrays, tobacco boxes, pocket apparatus for rolling cigarettes, cigarette paper, tobacco pipes, firestones, lighters for smokers, electronic cigarettes and their cartridges, matches.*

The opponent submits that these are identical to “retail and wholesale of tobacco, smokers’ articles and matches” in the specification of the First Earlier Mark. I agree. If they are not identical, they will overlap in trade channels, method of use, purpose, nature and user and will be highly similar.

Class 40

Treatment of common metals, treatment of precious metals.

96. The opponent submits that its best case relates “scientific apparatus and instruments” and “retail and wholesale of ironmongery and small items of metal hardware” to which it considers to be similar to a low degree. The opponent submits that this is because “the services of the [holder] are clearly complimentary to the goods

and services of the Opponent. They are commonly provided by the same undertaking”. I have no evidence before me to suggest that these trade channels would overlap, nor do I see any reason why they would. The nature, method of use and purpose of the goods and services clearly differ. There may be an overlap in user at a general level. I can see no reason for these to be considered in competition or complementary. I consider these goods and services to be dissimilar.

Development of photographic and cinematographic films; photocomposing, photographic printing, photogravure

97. The opponent submits that these are similar to a medium degree to “cinematographic apparatus and instruments” and “photographs”. I agree that there will clearly be an overlap in trade channels between the goods and services, as businesses that sell cameras and similar goods also offer related services, such as those covered by the holder’s specification. The users will clearly overlap. The method of use, nature and purpose of the goods and services will differ. I do not consider them to be in competition or complementary. I consider that this results in between a low and medium degree of similarity.

Drying, canning, freezing, smoking and preserving foodstuffs; providing information in the field of food manufacturing, slaughtering of animals.

98. The opponent submits that its best case is that these services are similar to “retail and wholesale of foodstuffs” to a low degree. I am not convinced that there is any meaningful overlap between these services as, in my experience, it is unlikely that the same businesses would be involved in the manufacturing/production process (or the provision of information relating to it) and the retailing to the end consumer. The users are likely to be different as one will be the general public and the other will be business users involved in food production. The method of use, purpose and nature of the services clearly differ. I do not consider them to be in competition or complementary. Consequently, I consider them to be dissimilar.

Leather working and fur conditioning, saddlery working, textile treating, wool treating

99. The opponent submits that its best case is that these services are similar to a medium degree to “retail and wholesale of leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, textiles”. These, in my view, are specialist services that would be provided by specialist businesses. I have no evidence before me that there would be any overlap in trade channels with the opponent’s services. The method of use, purpose and nature would be different. There is no competition or complementarity. There may be an overlap in user, but this is not enough for a finding of similarity. The services are dissimilar. If I am wrong, then they are similar to only a low degree.

Tailoring, embroidery

100. The opponent submits that these services are similar to a low degree to “retail and wholesale of clothing, laces and embroidery”. I agree.

Woodworking and timber processing

101. The opponent submits that these services are similar to a low degree to “retail and wholesale of hand tools”. I disagree. In my view, these are specialist services that would be provided by specialist businesses. I have no evidence that there would be an overlap in trade channels. The nature, purpose and method of use of the services will clearly differ. There may be an overlap in user. However, they are not in competition or complementary. I consider the services to be dissimilar.

Framing of works of art

102. The opponent submits that these services are similar to a medium degree to “retail and wholesale of posters, printed cards, pictures”. I accept that there may be some degree of overlap in trade channels and user as the same businesses might sell art work and offer a framing service for that art. The method of use, nature and purpose

of the services will clearly differ. I do not consider them to be in competition. There may be complementarity. I consider them to be similar to a medium degree.

Treatment of liquids, chemicals, gas and air for industrial use

103. The opponent submits that these services are similar to a low degree to “retail and wholesale of chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, canned pressurized air for cleaning and dusting purposes, agency for collection of gas and electricity fees”. I have no evidence before me that there is any overlap in trade channels. The nature, method of use and purpose of the services differ. They are not in competition or complementary. Any overlap in user would be insufficient for a finding of similarity. I consider them to be dissimilar.

Grinding of glass and optical glass

104. The opponent submits that these services are similar to a low degree to “optical apparatus” and “retail and wholesale of optical apparatus, glassware”. I have no evidence before me that there is any overlap in trade channels. The nature, method of use and purpose of the services differ. They are not in competition or complementary. Any overlap in user would be insufficient for a finding of similarity. I consider them to be dissimilar.

Custom assembling of materials for others

105. The opponent submits that these are similar to a low degree to “retail and wholesale of furniture”. I accept that some retailers of furniture may offer a custom-build option and so there may be a limited overlap in trade channels and users. The nature, purpose and method of use of the services will differ. The services are not in competition or complementary. Consequently, I accept the opponent’s submission that these services are similar to a low degree.

Services of a dental technician

106. The opponent submits that these services are similar to a low degree to “retail and wholesale of dentifrices, dental bleaching gels, mouth washes not for medical purposes, dental apparatus and instruments” in the specification of the First Earlier Mark. I accept that there may be some limited overlap in trade channels. The nature, purpose and method of use will clearly differ. There is no competition or complementarity. There will be an overlap in user. Consequently, I accept the opponent’s submission that these services are similar to a low degree.

Pottery firing

107. The opponent submits that these services are similar to a low degree to “retail and wholesale of bowls and pots for flowers and plants; glassware, porcelain and earthenware”. There may be an overlap in trade channels and user. Consequently, I accept the opponent’s submission that these services are similar to a low degree.

Production of energy; rental of generators

108. The opponent submits that these are similar to a medium degree to “apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity” in the specification of the First Earlier Mark. I accept that there may be an overlap in trade channels and user. However, the nature, purpose and method of use will differ. I have no reason to consider these goods and services to be in competition or complementary. Consequently, they are similar to only between a low and medium degree.

Paper treating, printing, bookbinding, treatment of plastics

109. The opponent submits that these are similar to a medium degree to “retail and wholesale of paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, printed matter, bookbinding material, photographs, stationary, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, artists’ material”. I have no evidence before me that these services would overlap in trade

channels. They would clearly differ in nature, method of use and purpose. They are not in competition or complementary. Any overlap in user is insufficient for a finding of similarity. They are dissimilar. If I am wrong, then they will be similar to only a low degree.

The average consumer and the nature of the purchasing act

110. As the case law above indicates, it is necessary for me to determine who the average consumer is for the parties' respective goods and services. I must then determine the manner in which the goods and services are likely to be selected by the average consumer. In *Hearst Holdings Inc, Fleischer Studios Inc v A.V.E.L.A. Inc, Poeticgem Limited, The Partnership (Trading) Limited, U Wear Limited, J Fox Limited*, [2014] EWHC 439 (Ch), Birss J (as he then was) described the average consumer in these terms:

“60. The trade mark questions have to be approached from the point of view of the presumed expectations of the average consumer who is reasonably well informed and reasonably circumspect. The parties were agreed that the relevant person is a legal construct and that the test is to be applied objectively by the court from the point of view of that constructed person. The words “average” denotes that the person is typical. The term “average” does not denote some form of numerical mean, mode or median.”

111. The average consumer for the parties' goods and services will include both members of the general public and professional users. The cost of the goods and services will vary significantly, as will the level of attention paid. For example, retail services in relation to some beverages and foodstuffs (such as bottles of water or sweets) may attract a low level of attention, whereas retail services in relation to vehicles are likely to attract a high level of attention. Consequently, I find the level of attention paid to vary from low to high, depending on the particular goods or services.

112. The goods and services are likely to be selected following perusal of signage at physical premises or online equivalents. Consequently, visual considerations are likely to dominate the selection process. However, I do not discount that aural components

may also play a part, taking into account word-of-mouth recommendations and advice sought from sales representatives.

Likelihood of confusion

113. Confusion can be direct or indirect. Direct confusion involves the average consumer mistaking one mark for the other, while indirect confusion is where the average consumer realises the marks are not the same but puts the similarity that exists between the marks and the goods and services down to the responsible undertakings being the same or related. There is no scientific formula to apply in determining whether there is a likelihood of confusion; rather, it is a global assessment where a number of factors need to be borne in mind. The first is the interdependency principle i.e. a lesser degree of similarity between the respective trade marks may be offset by a greater degree of similarity between the respective goods and services and vice versa. As I mentioned above, it is necessary for me to keep in mind the distinctive character of the earlier mark, the average consumer for the goods and services and the nature of the purchasing process. In doing so, I must be alive to the fact that the average consumer rarely has the opportunity to make direct comparisons between trade marks and must instead rely upon the imperfect picture of them that he has retained in his mind.

114. I have found as follows:

- a) The marks are visually and conceptually similar to a medium degree and aurally similar to between a medium and high degree;
- b) The First Earlier Mark is inherently distinctive to a medium (or average) degree;
- c) The goods and services vary from being identical to similar to a low degree (except where I have found them to be dissimilar);
- d) The average consumer will include members of the general public and professional users; and

- e) The purchasing process will be predominantly visual (although I do not discount an aural component) and the level of attention paid will vary from low to high.

115. Bearing in mind that I have found the holder's mark is likely to be identified as two conjoined words (ALI'S and the misspelling of the word MARKET), I consider that there is potential for the average consumer to mistakenly recall or misremember the marks as each other. Given that the word MARKT is likely to be seen as simply a misspelling of the word MARKET, which will be viewed as a reference to the place through which the goods and services are sold, they are likely to retain the element ALI'S/ALI in their mind. Factoring in the principle of imperfect recollection, I consider that there is potential for there to be direct confusion. There is, of course, a greater likelihood of this where only a low degree of attention is being paid. However, I do not discount that it could also apply where there is a high degree of attention being paid. This will apply where the goods and services are similar to at least between a low and medium degree.

116. Even if I am wrong and the average consumer recalls the differences between the marks, I consider that the common element – ALI/ALI's – is likely to lead the average consumer to conclude that the goods and services originate from the same or economically linked undertakings. In my view, this is an instance of the later mark simply adding a non-distinctive element to the earlier mark.¹⁴ The addition of the 'S is likely to be overlooked, and the stylisation does not contribute significantly to the mark's distinctiveness. Consequently, I consider there to be indirect confusion in relation to all of the goods and services which are similar to at least between a low and medium degree.

117. The opponent also makes a claim based upon a 'family of marks'. I note that in its written submissions the applicant concedes that the opponent has a family of marks, stating: "the [holder] acknowledges that the Opponent is an owner of a family of registered trade marks in the UK, starting with prefix "ALI", in particular: ALIEXPRESS, ALIBABA, ALIPROTECT, ALILOTTERY, ALI INSTITUTE." However, I do not consider that the 'family of marks' argument takes the opponent any further

¹⁴ *L.A. Sugar Limited v By Back Beat Inc*, Case BL O/375/10

than its success as outlined above. This is because the distance between the remaining goods and services is too great for there to be a likelihood of confusion. Consequently, I need consider this line of argument no further.

Final remarks

118. In light of my comments above that the majority of the opponent's evidence relates to the Third Earlier Mark, I have considered whether that mark would have put it in any stronger position if the proof of use requirements had been satisfied. In my view, it would not. I do not consider that the evidence before me is sufficient to establish enhanced distinctiveness, even in relation to that mark, in the UK. It is simply not specific enough in relation to the relevant market or the relevant goods and services. For example, even though there is evidence of the mark being used for retail services, the specification of the Third Earlier Mark does not actually cover those services.

119. Further, there is greater distance between the Third Earlier Mark and the holder's mark than identified above in relation to the other earlier marks. Visually, they overlap to the extent that the first three letters of each are the words ALI. However, in the Third Earlier Mark, these are the start of the word ALIBABA and in the IR they are conjoined with the word MARKT. The stylisation and device also act as points of visual difference. Taking all of this into account, they are visually similar to a low degree. Aurally, they letters ALI will be pronounced identically. However, the additional words/letters MARKT and BABA will act as points of aural difference. I consider them to be aurally similar to between a low and medium degree. Conceptually, the word ALIBABA in the Third Earlier Mark will be seen as referring to the fictional character. This will be conceptually dissimilar to the IR. Given the distance between the marks and the goods and services, I do not consider that there would be a likelihood of confusion.

Section 5(3)

120. Section 5(3) of the Act states:

“5(3) A trade mark which -

(a) is identical with or similar to an earlier trade mark, [...] shall not be registered if, or to the extent that, the earlier trade mark has a reputation in the United Kingdom and the use of the later mark without due cause would take unfair advantage of, or be detrimental to, the distinctive character or repute of the earlier trade mark.”

121. Section 5(3A) of the Act states:

“Subsection (3) applies irrespective of whether the goods and services for which the trade mark is to be registered are identical with, similar to or not similar to those for which the earlier trade mark is protected.”

122. As the earlier trade marks are comparable marks, paragraph 10 of Part 1, Schedule 2A of the Act is relevant. It reads:

“10.— (1) Sections 5 and 10 apply in relation to a comparable trade mark (EU), subject to the modifications set out below.

(2) Where the reputation of a comparable trade mark (EU) falls to be considered in respect of any time before IP completion day, references in sections 5(3) and 10(3) to—

(a) the reputation of the mark are to be treated as references to the reputation of the corresponding EUTM; and

(a) the United Kingdom include the European Union”.

123. The relevant case law can be found in the following judgments of the CJEU: *Case C-375/97, General Motors, Case 252/07, Intel, Case C-408/01, Adidas-Salomon, Case C-487/07, L’Oreal v Bellure and Case C-323/09, Marks and Spencer v Interflora and Case C383/12P, Environmental Manufacturing LLP v OHIM*. The law appears to be as follows.

(a) The reputation of a trade mark must be established in relation to the relevant section of the public as regards the goods or services for which the mark is registered; *General Motors, paragraph 24*.

(b) The trade mark for which protection is sought must be known by a significant part of that relevant public; *General Motors, paragraph 26*.

(c) It is necessary for the public when confronted with the later mark to make a link with the earlier reputed mark, which is the case where the public calls the earlier mark to mind; *Adidas Saloman, paragraph 29 and Intel, paragraph 63*.

(d) Whether such a link exists must be assessed globally taking account of all relevant factors, including the degree of similarity between the respective marks and between the goods/services, the extent of the overlap between the relevant consumers for those goods/services, and the strength of the earlier mark's reputation and distinctiveness; *Intel, paragraph 42*

(e) Where a link is established, the owner of the earlier mark must also establish the existence of one or more of the types of injury set out in the section, or there is a serious likelihood that such an injury will occur in the future; *Intel, paragraph 68*; whether this is the case must also be assessed globally, taking account of all relevant factors; *Intel, paragraph 79*.

(f) Detriment to the distinctive character of the earlier mark occurs when the mark's ability to identify the goods/services for which it is registered is weakened as a result of the use of the later mark, and requires evidence of a change in the economic behaviour of the average consumer of the goods/services for which the earlier mark is registered, or a serious risk that this will happen in future; *Intel, paragraphs 76 and 77 and Environmental Manufacturing, paragraph 34*.

(g) The more unique the earlier mark appears, the greater the likelihood that the use of a later identical or similar mark will be detrimental to its distinctive character; *Intel, paragraph 74*.

(h) Detriment to the reputation of the earlier mark is caused when goods or services for which the later mark is used may be perceived by the public in such a way that the power of attraction of the earlier mark is reduced, and occurs particularly where the goods or services offered under the later mark have a characteristic or quality which is liable to have a negative impact of the earlier mark; *L'Oreal v Bellure NV, paragraph 40*.

(i) The advantage arising from the use by a third party of a sign similar to a mark with a reputation is an unfair advantage where it seeks to ride on the coat-tails of the senior mark in order to benefit from the power of attraction, the reputation and the prestige of that mark and to exploit, without paying any financial compensation, the marketing effort expended by the proprietor of the mark in order to create and maintain the mark's image. This covers, in particular, cases where, by reason of a transfer of the image of the mark or of the characteristics which it projects to the goods identified by the identical or similar sign, there is clear exploitation on the coat-tails of the mark with a reputation (*Marks and Spencer v Interflora, paragraph 74 and the court's answer to question 1 in L'Oreal v Bellure*).

124. The conditions of section 5(3) are cumulative. Firstly, the opponent must show that the earlier marks and the holder's mark are similar. Secondly, the opponent must show that the earlier marks have achieved a level of knowledge/reputation amongst a significant part of the public. Thirdly, it must be established that the level of reputation and the similarities between the marks will cause the public to make a link between them in the sense of the earlier marks being brought to mind by the later mark. Finally, assuming the first three conditions have been met, section 5(3) requires that one or more of the types of damage will occur. It is unnecessary for the purposes of section 5(3) that the goods and services be similar, although the relative distance between them is one of the factors which must be assessed in deciding whether the public will make a link between the marks.

125. I can deal with this ground relatively swiftly. The evidence overwhelmingly relates to the Third Earlier Mark which is, in my view, the only mark that it can be argued that the opponent has a reputation for in the UK. However, given the differences between this mark and the holder's mark (as set out above), I consider that, even if a modest reputation was established (which, in my view, would be the opponent's best case on the evidence) the differences between the marks would be sufficient to avoid a link and damage from arising.

126. The opposition based upon section 5(3) is dismissed.

CONCLUSION

127. The opposition succeeds in relation to the following goods and services, for which the application is refused:

Class 6 Goods and materials of common metal used for storage, namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Tanks [containers] of metal, Security containers of metal, storage containers of metal; sheltering purposes, containers of metal (storage), metal boxes, aluminium foil, fences made of metal, metal tubes, storage containers of metal, ladders of metal, included in this class, doors, windows, shutters, jalousies and their cases and fittings of metal, non-electric cables and wires of metal, ironmongery; small hardware of metal; screws of metal; nails; bolts of metal; nuts of metal; pegs of metal; metal chains; furniture casters of metal; fittings of metal for furniture; door handles of metal; window handles of metal; hinges of metal; metal latches; metal locks; metal keys for locks; metal rings; metal pulleys, ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, underground electricity and air conditioning installations, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal

for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes; safes (strong boxes) of metal, wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration.

Class 8 Forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals, side arms and blades (weapons), tools and apparatus included in this class for personal beauty care use; tools and apparatus included in this class for shaving, epilation, manicure and pedicure, electric hand implements for straightening and curling hair, scissors, hand-operated [non-electric] hand tools included in this class for the repair of machines, apparatus and vehicles and for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons; steam irons, handles for hand-operated hand tools.

Class 11 Lighting installations; lights for vehicles and interior-exterior spaces, heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchangers, not parts of machines, stoves, kitchen stoves, solar thermal collectors [heating], steam, gas and fog generators, steam boilers, other than parts of machines, installations for air-conditioning and ventilating, cooling installations and freezers, electric and gas-powered devices, installations and apparatus for cooking, drying and boiling; cookers, electric cooking pots, electric water heaters, barbecues, electric laundry driers; hair driers; hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, taps for pipes and pipelines, water softening apparatus; water purification apparatus; water purification installations; waste water purification installations, electric bed warmers and electric blankets, not for medical use; electric pillow warmers; electric or non-electric footwarmers; hot water bottles,

electrically heated socks, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers.

Class 12 Motor land vehicles, motorcycles, mopeds; engines and motors for land vehicles; clutches for land vehicles; transmissions, transmission belts and transmission chains for land vehicles; gearing for land vehicles; brakes, brake discs and brake linings for land vehicles; vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies; handlebars and mudguards for bicycles, vehicle bodies; tipping bodies for trucks; trailers for tractors; frigorific bodies for land vehicles; trailer hitches for vehicles, vehicle seats; head-rests for vehicle seats; safety seats for children, for vehicles; seat covers for vehicles; vehicle covers (shaped); sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles; windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels; tubeless tires; tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles; bicycle and ski carriers for cars; saddles for bicycles or motorcycles, air pumps for vehicles, for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety belts for vehicle seats, air bags (safety devices for automobiles), baby carriages, pushchairs, rail vehicles; locomotives; trains; trams; waggon; cable cars; chairlifts, vehicles for locomotion by water and their parts, other than their motors and engines, vehicles for locomotion by air and their parts, other than their motors and engines.

Class 14 Jewellery; imitation jewellery; gold; precious stones and jewellery made thereof; cufflinks; tie pins; statuettes and figurines of precious metal, clocks, watches and chronometrical instruments; chronometers and their parts; watch straps, trophies made of precious metal, rosaries.

- Class 18 Unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, imitations of leather or other materials, designed for carrying items, included in this class; bags, wallets, boxes and trunks made of leather or stout leather; keycases, trunks [luggage], suitcases, umbrellas; parasols; sun umbrellas; walking sticks.
- Class 21 Hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, gloves for dishwashing, non-electric polishing machines for household purposes, brooms for carpets, mops, toothbrushes, electric toothbrushes, dental floss, shaving brushes, hair brushes, combs, non-electric household or kitchen utensils, included in this class, [other than forks, knives, spoons], services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils; ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers, cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals and plant cultivation, ornaments and decorative goods of glass, porcelain, earthenware or clay namely statues, figurines, vases and trophies, mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters, perfume burners, perfume sprayers, perfume vaporizers, electric or non-electric make-up removing appliances, powder puffs, toilet cases; nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans, mosaics of glass and powdered glass for decoration, except for building.
- Class 24 Woven or non-woven textile fabrics, textile goods for household use, not included in other classes: curtains, bed covers, sheets (textile), pillowcases, blankets, quilts, towels, labels of textile, swaddling blankets.
- Class 25 Clothing, namely underwear and outer clothing, other than special purpose protective clothing; socks, mufflers [clothing], shawls,

bandanas, scarves, belts [clothing], footwear, shoes, slippers, sandals, headgear, hats, caps with visors, berets, caps [headwear], skull caps.

Lass 35 Advertising, marketing and public relations, organization of exhibitions and trade fairs for commercial or advertising purposes, development of advertising concepts, provision of an online marketplace for buyers and sellers of goods and services, Retail store services, wholesale services, mail order services by means of electronic media or through mail order catalogues enabling customers to conveniently view and purchase those goods and services namely, office functions, secretarial services, arranging newspaper subscriptions for others, compilation of statistics, rental of office machines, systemization of information into computer databases, telephone answering for unavailable subscribers, business management, business administration and business consultancy, accounting, commercial consultancy services, personnel recruitment, personnel placement, employment agencies, import-export agencies, temporary personnel placement services, auctioneering, the bringing together, for the benefit of others, of a variety of goods, namely, chemicals used in industry, science, photography, agriculture, horticulture and forestry, fire extinguishing compositions, adhesives not for medical, household and stationery purposes, paints, varnishes, lacquers, preservatives against rust, preservatives against deterioration of wood, thinners and binders for paints, pigments, preservatives for metals, printing dyes and ink, toners (including filled toner cartridges), colorants for food, and beverages, metals in foil and powder form for painters, decorators, printers and artists, bleaching and cleaning preparations, detergents other than for use in manufacturing operations and for medical purposes, laundry bleach, fabric softeners for laundry use, stain removers, dishwasher detergents, perfumery, non-medicated cosmetics, fragrances, deodorants for personal use and animals, soaps, dental care preparations, dentifrices, denture polishes, tooth whitening preparations, mouth washes, not for medical purposes, abrasive preparations, emery cloth, sandpaper, pumice stone, abrasive pastes, polishing preparations for leather, vinyl, metal and wood, polishes and

creams for leather, vinyl, metal and wood, wax for polishing, dust absorbing, wetting and binding compositions, solid fuels, coal, firewood, liquid and gas fuels, petrol, diesel oil, liquified petroleum gas, natural gas, fuel oil and their non-chemical additives, candles, paraffin for lighting purposes, electrical energy, pharmaceutical and veterinary preparations for medical purposes, chemical preparations for medical and veterinary purposes, chemical reagents for pharmaceutical and veterinary purposes, medicated cosmetics, dietary supplements for pharmaceutical and veterinary purposes, dietary supplements, nutritional supplements, medical preparations for slimming purposes, food for babies, herbs and herbal beverages adapted for medicinal purposes, dental preparations and articles, teeth filling material, dental impression material, dental adhesives and material for repairing teeth, sanitary preparations for medical use, hygienic pads, hygienic tampons, plasters, materials for dressings, diapers made of paper and textiles for babies, adults and pets, preparations for destroying vermin, herbicides, fungicides, preparations for destroying rodents, deodorants, other than for human beings or for animals, air purifying preparations, air deodorising preparations, disinfectants, antiseptics, detergents for medical purposes, medicated soaps, disinfectant soaps, antibacterial hand lotions, common metals in the form of plate, billet, stick, profile, sheet and sheeting, goods and materials of common metal used for storage namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Tanks [containers] of metal, Security containers of metal, and sheltering purposes, containers of metal (storage, transport), metal boxes, packaging containers of metal, aluminium foil, fences made of metal, metal tubes, storage containers of metal, ladders of metal, doors, windows, shutters, jalousies and their cases and fittings of metal, non-electric cables and wires of metal, ironmongery, small hardware of metal, screws of metal, nails, bolts of metal, nuts of metal, pegs of metal, metal chains, furniture casters of metal, fittings of metal for furniture, door handles of metal, window handles of metal, hinges of metal, metal

latches, metal locks, metal keys for locks, metal rings, metal pulleys, ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, underground electricity and air conditioning installations, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes, safes (strong boxes) of metal, wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration, machine tools for processing and shaping wood, metals, glass, plastics and minerals, bulldozers, diggers (machines), engines and motors, other than for land vehicles, parts and fittings therefor, hydraulic and pneumatic controls for engines and motors, brake linings for engines, crankshafts, gearboxes, other than for land vehicles, gearboxes, cylinders for engines, pistons for engines, turbines, not for land vehicles, filters for engines and motors, oil, air and fuel filters for land vehicle engines, exhausts for land vehicle engines, exhaust manifolds for land vehicle engines, engine cylinders for land vehicles, engine cylinder heads for land vehicles, pistons for land vehicle engines, carburetors for land vehicles, fuel conversion apparatus for land vehicle engines, injectors for land vehicle engines, fuel economisers for land vehicle engines, pumps for land vehicle engines, valves for land vehicle engines, starter motors for land vehicles, dynamos for land vehicle engines, sparking plugs for land vehicle engines, bearings (parts of machines), roller or ball bearings, alternators, current generators, electric generators, current generators operated with solar energy, painting machines, automatic spray guns for paint, electric, hydraulic and pneumatic punching machines and guns, electric guns for compressed gas or liquid spraying machines, electric hand drills, electric hand saws, electric jigsaw machines, vehicle washing installations, electric and gas-operated welding apparatus, electric arc welding apparatus, electric soldering apparatus, electric arc cutting apparatus, electrodes for welding machines, machines for textile processing, sewing machines, pumps other than parts of machines or engines, electric kitchen machines for chopping, grinding, crushing, mixing and

mincing foodstuff, washing machines, laundry washing machines, dishwashers, spin driers (not heated), electric cleaning machines for cleaning floors, carpets or floorings, vacuum cleaners and parts thereof, gaskets for engines and motors, forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals, side arms and blades (weapons), tools and apparatus included in this class for personal beauty care use, tools and apparatus included in this class for shaving, epilation, manicure and pedicure, electric hand implements for straightening and curling hair, scissors, hand-operated [non-electric] hand tools for the repair of machines, apparatus and vehicles and for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons, steam irons, handles for hand-operated hand tools, measurement apparatus and equipment including those for scientific, nautical, topographic, meteorologic, industrial and laboratory purposes, thermometers, not for medical purposes, barometers, ammeters, voltmeters, hygrometers, testing apparatus not for medical purposes, telescopes, periscopes, directional compasses, speed indicators, laboratory apparatus, microscopes, magnifying glasses, stills, binoculars, ovens and furnaces for laboratory experiments, apparatus for recording, transmission or reproduction of sound or images, cameras, photographic cameras, television apparatus, video recorders, CD and DVD players and recorders, MP3 players, computers, desktop computers, tablet computers, wearable technological devices (smart watches, wristbands, head-mounted devices) microphones, loudspeakers, earphones, telecommunications apparatus, apparatus for the reproduction of sound or images, computer peripheral devices, cell phones, covers for cell phones, telephone apparatus, computer printers, scanners [data processing equipment], photocopiers, magnetic and optic data carriers and computer software and programmes recorded thereto, downloadable and recordable electronic publications, encoded magnetic and optic cards, movies, tv series and video music clips recorded on magnetic, optical and electronic media, antennas, satellite antennas, amplifiers for antennas, parts of the aforementioned goods, ticket

dispensers, automatic teller machines (ATM), electronic components used in the electronic parts of machines and apparatus, semi-conductors, electronic circuits, integrated circuits, chips [integrated circuits], diodes, transistors [electronic], magnetic heads for electronic apparatus, electronic locks, photocells, optical sensors, counters and quantity indicators for measuring the quantity of consumption, automatic time switches, clothing for protection against accidents, irradiation and fire, safety vests and life-saving apparatus and equipment, eyeglasses, sunglasses, optical lenses and cases, containers, parts and components thereof, apparatus and instruments for conducting, transforming, accumulating or controlling electricity, electric plugs, junction boxes [electricity], electric switches, circuit breakers, fuses, lighting ballasts, battery starter cables, electrical circuit boards, electric resistances, electric sockets, transformers [electricity], electrical adapters, battery chargers, electric door bells, electric and electronic cables, batteries, electric accumulators, solar panels for production of electricity, alarms and anti-theft alarms, other than for vehicles, electric bells, signalling apparatus and instruments, luminous or mechanical signs for traffic use, fire extinguishing apparatus, fire engines, fire hose and fire hose nozzles, radar apparatus, sonars, night vision apparatus and instruments, decorative magnets, metronomes, surgical, medical, dental and veterinary apparatus and instruments, furniture especially made for medical purposes, artificial limbs and prostheses, medical orthopaedic article, corsets for medical purposes, orthopaedic shoes, elastic bandages and supportive bandages, surgical gowns and surgical sterile sheets, adult sexual aids, condoms, babies' bottles, babies' pacifiers, teats, teethers for babies, bracelets and rings for medical purposes, anti-rheumatism bracelets, anti-rheumatism rings, lighting installations, lights for vehicles and interior-exterior spaces, heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchangers, not parts of machines, stoves, kitchen stoves, solar thermal collectors [heating], steam, gas and fog generators, steam boilers, other than parts of machines, installations for air-conditioning and ventilating, cooling installations and freezers,

electric and gas-powered devices, installations and apparatus for cooking, drying and boiling, cookers, electric cooking pots, electric water heaters, barbecues, electric laundry driers, hair driers, hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, stuffings (tap valves), water softening apparatus, water purification apparatus, water purification installations, waste water purification installations, electric bed warmers and electric blankets, not for medical use, electric pillow warmers, electric or non-electric footwarmers, hot water bottles, electrically heated socks, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers, motor land vehicles, motorcycles, mopeds, engines and motors for land vehicles, clutches for land vehicles, transmissions, transmission belts and transmission chains for land vehicles, gearing for land vehicles, brakes, brake discs and brake linings for land vehicles, vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies, handlebars and mudguards for bicycles, vehicle bodies, tipping bodies for trucks, trailers for tractors, frigorific bodies for land vehicles, trailer hitches for vehicles, vehicle seats, head-rests for vehicle seats, safety seats for children, for vehicles, seat covers for vehicles, vehicle covers (shaped), sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles, windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels, tubeless tire, tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles, bicycle and ski carriers for cars, saddles for bicycles or motorcycles, air pumps for vehicles, for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety bells for vehicle seats, air bags (safety devices for automobiles), baby carriages, pushchairs, rail vehicles, locomotives, trains, trams, wagons, cable cars, chairlifts, vehicles for locomotion by

water and their parts, other than their motors and engines, vehicles for locomotion by air and their parts, other than their motors and engines, firearms, air pistols (weapons), spring-loaded firearms, adapted cases and shoulder straps therefor, heavy weapons, mortars and rockets, fireworks, sprays for personal defence purposes, jewellery, imitation jewellery, gold, precious stones and jewellery made thereof, cufflinks, tie pins, statuettes and figurines of precious metal, clocks, watches and chronometrical instruments, chronometers and their parts, watch straps, trophies made of precious metal, rosaries, musical instruments and cases for musical instruments, paper and cardboard, paper and cardboard for packaging and wrapping purposes, cardboard boxes, paper towels, toilet paper, paper napkins, plastic materials for packaging and wrapping purposes, printing blocks and types, bookbinding material, printed publications, printed matter, books, magazines, newspapers, bill books, printed dispatch notes, printed vouchers, calendars, posters, photographs [printed], paintings, slickers [stationery], postage stamps, stationery, office stationery, instructional and teaching material [except furniture and apparatus], writing and drawing implements, artists' materials, paper products for stationery purposes, adhesives for stationery purposes, pens, pencils, erasers, adhesive tapes for stationery purposes, cardboard cartons [artists' materials], writing paper, copying paper, paper rolls for cash registers, drawing materials, chalkboards, painting pencils, watercolors [paintings], office requisites, paint rollers and paintbrushes for painting, rubber, gutta-percha, gum, asbestos, mica and semi-finished synthetic goods made from these materials in the form of powder, bars, panels and foils, insulation, slopping and sealing materials, insulation paints, insulation fabrics, insulating tape and band, insulation covers for industrial machinery, joint sealant compounds for joints, gaskets, O-rings for sealing purposes (other than gaskets for motors, cylinders and washer for water taps), flexible pipes made from rubber and plastic, hoses made of plastic and rubber, including those used for vehicles, junctions for pipes of plastic and rubber, pipe jackets of plastic and rubber, hoses of textile material, junctions for pipes, not of metal, pipe jackets, not of metal, connecting

hose for vehicle radiators, profile laths made of synthetic materials for vehicles for the purposes of decoration, unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, goods made of leather, imitations of leather or other materials, designed for carrying items, bags, wallets, boxes and trunks made of leather or stout leather, keycases, trunks [luggage], suitcases, umbrellas, parasols, sun umbrellas, walking sticks, traffic signs not of metal, non-luminous and non-mechanical, for roads, furniture, made of any kind of material, mattresses, pillows, air mattresses and cushions, not for medical purposes, water beds, mirrors, bouncing chairs for babies, playpens for babies, cradles, infant walkers, display boards, frames for pictures and paintings, identification plates, identification tags, nameplates, identification labels made of wood or synthetic materials, packaging containers of wood or plastics, kennels, nesting boxes and beds for household pets, portable ladders and mobile boarding stairs of wood or synthetic materials, bamboo curtains, roller indoor blinds [for interiors], slatted indoor blinds, strip curtains, bead curtains for decoration, curtain hooks, curtain rings, curtain tie-backs, curtain rods, non-metal wheel chocks, hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, gloves for dishwashing, non-electric polishing machines for household purposes, brooms for carpets, mops, toothbrushes, electric toothbrushes, dental floss, shaving brushes, hair brushes, combs, non-electric household or kitchen utensils, [other than forks, knives, spoons], services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils, ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers, cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals and plant cultivation, ornaments and decorative goods of glass, porcelain, earthenware or clay namely statues, figurines, vases and trophies, mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters, perfume burners, perfume sprayers, perfume vaporizers,

electric or non-electric make-up removing appliances, powder puffs, toilet cases, nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans, mosaics of glass and powdered glass for decoration, except for building, ropes, strings, rope ladders, hammocks, fishing nets, tents, awnings, tarpaulins, sails, vehicle covers, not fitted, bags of textile, for packaging, padding and stuffing materials, except of rubber and plastics, including those of wool and cotton, textile fibers, raw spun fiber, glass fibers for textile use, yarns and threads for textile use, threads and yarns for sewing, embroidery and knitting, thread, elastic yarns and threads for textile use, woven or non-woven textile fabrics, textile goods for household use namely curtains, bed covers, sheets (textile), pillowcases, blankets, quilts, towels, labels of textile, swaddling blankets, sleeping bags for camping, clothing, including underwear and outerclothing, other than special purpose protective clothing, socks, mufflers [clothing], shawls, bandanas, scarves, belts [clothing], footwear, shoes, slippers, sandals, headgear, hats, caps with visors, berets, caps [headwear], skull caps, laces and embroidery, guipures, festoons, ribbons (haberdashery), ribbons and braid, fastening tapes for clothing, cords for clothing, letters and numerals for marking linen, embroidered emblems, badges for wear, not of precious metal, shoulder pads for clothing, buttons for clothing, fasteners for clothing, eyelets for clothing, zippers, buckles for shoes and belts, fasteners, shoe and belt buckles, pins, other than jewellery, adhesive patches for decoration of textile articles, laces, needles, sewing needles, needles for sewing machines, needles for knitting and embroidery, boxes for needles, needle cushions, artificial flowers, artificial fruits, hair pins, hair buckles, hair bands, decorative articles for the hair, not made of precious metal, wigs, hair extensions, electric or non-electric hair curlers, other than hand implements, carpets, rugs, mats, prayer rugs, linoleum, artificial turf, linoleum for covering floors, gymnasium mats, wallpaper, wall hangings not of textile, games and toys, arcade video game machines, game apparatus and machines for use with an external display screen and monitor, including those coin-operated, toys for animals, toys for outdoor playgrounds, parks and

game parks, gymnastic and sporting articles, fishing tackle, artificial fishing bait, decoys for hunting and fishing, Christmas trees of artificial material, ornaments for Christmas trees, artificial snow for Christmas trees, rattles (playthings), novelties for parties, dances (party favors), paper party hats, meat, fish, poultry and game, processed meat products, dried pulses, soups, bouillon, processed olives, olive paste, milks of animal origin, milks of herbal origin, milk products, butter, edible oils, dried, preserved, frozen, cooked, smoked or salted fruits and vegetables, tomato paste, prepared nuts and dried fruits as snacks, hazelnut spreads and peanut butter, tahini (sesame seed paste), eggs and powdered eggs, potato chips, coffee, cocoa, coffee or cocoa based beverages, chocolate based beverages, pasta, stuffed dumplings, noodles, pastries and bakery products based on flour, desserts based on flour and chocolate, bread, simit [Turkish ring-shaped bagel covered with sesame seeds], pogaça [Turkish bagel], pita, sandwiches, katmer [Turkish pastry], pies, cakes, baklava [Turkish dessert based on dough coated with syrup], kadayif [Turkish dessert based on dough], desserts based on dough coated with syrup, puddings, custard, kazandibi [Turkish pudding], rice pudding, keskül [Turkish pudding], honey, bee glue for human consumption, propolis for food purposes, condiments for foodstuff, vanilla (flavoring), spices, sauces (condiments), tomato sauce, yeast, baking powder, flour, semolina, starch for food, sugar, cube sugar, powdered sugar, tea, ice tea, confectionery, chocolate, biscuits, crackers, wafers, chewing gums, ice-cream, edible ices, salt, cereal-based snack food, popcorn, crushed oats, corn chips, breakfast cereals, processed wheat for human consumption, crushed barley for human consumption, processed oats for human consumption, processed rye for human consumption, rice, molasses for food, agricultural and horticultural products, seeds, forestry products, live animals, fertilized eggs for hatching, plants, dried plants for decoration, fresh garden herbs, dried garden herbs for decoration, animal foodstuffs, malt not for human consumption, underlays for pets, cat litters, beers, preparations for making beer, mineral water, spring water, table water, soda water, fruit and vegetable juices, fruit and vegetable concentrates and extracts for

making beverages, non-alcoholic soft drinks, energy drinks, protein-enriched sports beverages, alcoholic beverages (except beers), wines, raki [traditional Turkish alcoholic drink], whisky, liqueurs, alcoholic cocktails, tobacco, chewing tobacco, cigarettes, cigars, smokers' articles including those made of precious metals, pipes, mouthpieces for cigars and cigarettes, ashtrays, tobacco boxes, pocket apparatus for rolling cigarettes, cigarette paper, tobacco pipes, firestones, lighters for smokers, electronic cigarettes and their cartridges, matches.

Class 40 Development of photographic and cinematographic films; photocomposing, photographic printing, photogravure, framing of works of art, production of energy; rental of generators.

128. The opposition fails in relation to the following goods and services, for which the application may proceed to registration:

Class 6 Ores of non-precious metal, common metals and their alloys and semi-finished products made of these materials; irons for construction; mats and stirrups of common metals for buildings; common metals in the form of plate, billet, stick, profile, sheet and sheeting, goods and materials of common metal used for storage, namely, Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, metal aerosol containers [empty]; wrapping, packaging, containers of metal (transport), buildings of metal, frames of metal for building, poles of metal for building, packaging containers of metal, guard barriers of metal, metal containers for the transportation of goods, flakes of metal; pitons of metal; industrial metal wheels [casters]; telephone installations, metal panels or boards (non-luminous and non-mechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signaling panels of metal, non-luminous and non-mechanical traffic signs of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal, floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of

common metal, metal closures, bottle caps of metal, metal poles; metal pillars; scaffolding of metal; metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes; metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying.

Class 11 Acetylene generators, oxygen generators, nitrogen generators, filters for aquariums and aquarium filtration apparatus.

Class 12 Wheelchairs, wheelbarrows; shopping carts; single or multi-wheeled wheelbarrows; shopping trolleys; grocery carts; handling carts.

Class 18 Whips; harness; saddlery; stirrups; straps of leather (saddlery).

Class 21 Unworked or semi-worked glass, except building glass, glass wool other than for insulation or textile use.

Class 24 Flags, pennants, sleeping bags for camping.

Class 35 Retail store services, wholesale services, mail order services by means of electronic media or through mail order catalogues enabling customers to conveniently view and purchase those goods and services namely, the bringing together, for the benefit of others, of a variety of goods, namely, unprocessed artificial resins and unprocessed plastics, shoe dyes, colorants for pharmaceuticals, raw natural resins, industrial oils and greases, cutting fluids, semi-finished wax, wax for lighting purposes, ores of non-precious metal, common metals and their alloys and semi-finished products made of these materials, irons for construction, mats and stirrups of common metals for buildings, goods and materials of common metal used for storage namely, Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, metal aerosol containers [empty], storage containers of metal, wrapping, packaging containers of metal (transport), buildings of metal, frames of metal for building, poles of metal

for building, guard barriers of metal, metal containers for the transportation of goods, goods of common metal for filtering and sifting purposes namely metal filters, metal sifters, flakes of metal, pitons of metal, industrial metal wheels, telephone installations, metal panels or boards (non-luminous and non-mechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signaling panels of metal, non-luminous and non-mechanical traffic signs of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal, floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of common metal, metal closures, bottle caps of metal, metal poles, metal pillars, scaffolding of metal, metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes, metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying, machines and industrial robots for processing and shaping wood, metals, glass, plastics and minerals, 3D printers, construction machines and robotic mechanisms (machines) for use in construction, excavators, road construction and road paving machines, drilling machines, rock drilling machines, road sweeping machines, lifting, loading and transmission machines and robotic mechanisms (machines) for lifting, loading and transmission purposes, elevators, escalators and cranes, machines and robotic mechanisms (machines) for use in agriculture and animal breeding, machines and robotic mechanisms (machines) for processing cereals, fruits, vegetables and food, machines for preparing and processing beverages, brakes other than for vehicles, machines for mounting and detaching tires, electric adhesive tape dispensers (machines), spiral machines, compressed air machines, compressors (machines), robotic mechanisms (machines) with the abovementioned functions, industrial robots (machines) with the abovementioned functions, printing machines, packaging machines, filling, plugging and sealing machines, labellers (machines), sorting machines, industrial robots (machines) with the abovementioned functions, electric packing machines for plugging and sealing of plastics,

industrial robots (machines) with the abovementioned functions, fuel dispensing pumps for service stations, self-regulating fuel pumps, automatic vending machines, galvanizing and electroplating machines, electric door openers and closers, remote control apparatus for opening and closing doors, acetylene generators, oxygen generators, nitrogen generators, filters for aquariums and aquarium filtration apparatus, wheelchairs, wheelbarrows, shopping carts, single or multi-wheeled wheelbarrows, shopping trolleys, grocery carts, handling carts, whips, harness, saddlery, stirrups, straps of leather (saddlery), dand, gravel, crushed stone, asphalt, bitumen, cement, gypsum, plaster, concrete, marble blocks for construction, building materials (as finished products) made of concrete, gypsum, clay, potters' clay, stone, marble, wood, plastics and synthetic materials for building, construction, road construction purposes, non-metallic buildings, non-metallic building materials, poles not of metal for power lines, barriers not of metal, natural and synthetic coatings in the form of panels and sheets, being building materials, bitumen cardboard coatings for roofing, bitumen coating for roofing, doors and windows of wood and synthetic materials, monuments and statuettes of stone, concrete and marble, building glass, prefabricated swimming pools not of metal (structures), aquarium sand, beehives, artificial honeycombs and sections of wood for honeycombs, casks for use in transportation or storage, barrels, storage drums, tanks, boxes, storage containers, transportation containers, chests, loading pallets and closures for the aforementioned goods, of wood or plastics, small hardware goods of wood or synthetic materials included in this class, furniture fittings, of wood or synthetic materials, opening and closing mechanisms of wood or synthetic materials, ornaments and decorative goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, beeswax, plastic or plaster namely figurines, holiday ornaments for walls, sculptures, trophies, baskets, fishing baskets, unworked or semi-worked glass, except building glass, glass wool other than for insulation or textile use, flags, pennants.

Class 40 Treatment of common metals, treatment of precious metals, drying, canning, freezing, smoking and preserving of foodstuffs; providing information in the field of food manufacturing, slaughtering of animals, leather working and fur conditioning, saddlery working, textile treating, wool treating, tailoring, embroidery, woodworking and timber processing, treatment of liquids, chemicals, gas and air for industrial use, grinding of glass and optical glass, custom assembling of materials for others, services of a dental technician, pottery firing, paper treating, printing, bookbinding, treatment of plastics.

COSTS

129. The opponent has enjoyed the greater degree of success. Consequently, it is entitled to a contribution towards its costs, based upon the scale published in Tribunal Practice Notice 2/2016. I have applied an appropriate reduction for the only partial success. I have also awarded only £100 in respect of the official fee, as the additional ground which attracted the higher fee did not put the opponent in any stronger position. In the circumstances, I award the opponent the sum of **£1,100**, calculated as follows:

Filing a Notice of opposition	£250
Preparing evidence	£500
Written submissions in lieu	£250
Official fee	£100
Total	£1,100

130. I therefore order ALI KARACA to pay Alibaba Group Holding Limited the sum of £1,100. This sum should be paid within 21 days of the expiry of the appeal period or, if there is an appeal, within 21 days of the conclusion of the appeal proceedings.

Dated this 10th day of May 2023

S WILSON

For the Registrar

ANNEX 1

The holder seeks protection for the following goods and services:

Class 6

Ores of non-precious metal, common metals and their alloys and semi-finished products made of these materials; irons for construction; mats and stirrups of common metals for buildings; common metals in the form of plate, billet, stick, profile, sheet and sheeting, goods and materials of common metal used for storage, namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, Tanks [containers] of metal, Security containers of metal, metal aerosol containers [empty], storage containers of metal; wrapping, packaging and sheltering purposes, containers of metal (storage, transport), buildings of metal, frames of metal for building, poles of metal for building, metal boxes, packaging containers of metal, aluminium foil, fences made of metal, guard barriers of metal, metal tubes, storage containers of metal, metal containers for the transportation of goods, ladders of metal, included in this class, doors, windows, shutters, jalousies and their cases and fittings of metal, non-electric cables and wires of metal, ironmongery; small hardware of metal; screws of metal; nails; bolts of metal; nuts of metal; pegs of metal; flakes of metal; pitons of metal; metal chains; furniture casters of metal; fittings of metal for furniture; industrial metal wheels [casters]; door handles of metal; window handles of metal; hinges of metal; metal latches; metal locks; metal keys for locks; metal rings; metal pulleys, ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, telephone, underground electricity and air conditioning installations, metal panels or boards (non-luminous and non-mechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signaling panels of metal, non-luminous and non-mechanical traffic signs of metal, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes; safes (strong boxes) of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal,

floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of common metal, metal closures, bottle caps of metal, metal poles; metal pillars; scaffolding of metal; metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes; metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying, wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration.

Class 8

Forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals, side arms and blades (weapons), tools and apparatus included in this class for personal beauty care use; tools and apparatus included in this class for shaving, epilation, manicure and pedicure, electric hand implements for straightening and curling hair, scissors, hand-operated [non-electric] hand tools included in this class for the repair of machines, apparatus and vehicles and for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons; steam irons, handles for hand-operated hand tools.

Class 11

Lighting installations; lights for vehicles and interior-exterior spaces, heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchangers, not parts of machines, stoves, kitchen stoves, solar thermal collectors [heating], steam, gas and fog generators, steam boilers, other than parts of machines, acetylene generators, oxygen generators, nitrogen generators, installations for air-conditioning and ventilating, cooling installations and freezers, electric and gas-powered devices, installations and apparatus for cooking, drying and boiling; cookers, electric cooking pots, electric water heaters, barbecues, electric laundry driers; hair driers; hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, taps for pipes and pipelines, water softening apparatus; water purification apparatus; water purification installations; waste water purification installations, electric bed warmers and electric blankets, not for medical

use; electric pillow warmers; electric or non-electric footwarmers; hot water bottles, electrically heated socks, filters for aquariums and aquarium filtration apparatus, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers.

Class 12

Motor land vehicles, motorcycles, mopeds; engines and motors for land vehicles; clutches for land vehicles; transmissions, transmission belts and transmission chains for land vehicles; gearing for land vehicles; brakes, brake discs and brake linings for land vehicles; vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies; handlebars and mudguards for bicycles, vehicle bodies; tipping bodies for trucks; trailers for tractors; frigorific bodies for land vehicles; trailer hitches for vehicles, vehicle seats; head-rests for vehicle seats; safety seats for children, for vehicles; seat covers for vehicles; vehicle covers (shaped); sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles; windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels; tubeless tires; tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles; bicycle and ski carriers for cars; saddles for bicycles or motorcycles, air pumps for vehicles, for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety belts for vehicle seats, air bags (safety devices for automobiles), baby carriages, wheelchairs, pushchairs, wheelbarrows; shopping carts; single or multi-wheeled wheelbarrows; shopping trolleys; grocery carts; handling carts, rail vehicles; locomotives; trains; trams; waggons; cable cars; chairlifts, vehicles for locomotion by water and their parts, other than their motors and engines, vehicles for locomotion by air and their parts, other than their motors and engines.

Class 14

Jewellery; imitation jewellery; gold; precious stones and jewellery made thereof; cufflinks; tie pins; statuettes and figurines of precious metal, clocks, watches and chronometrical instruments; chronometers and their parts; watch straps, trophies made of precious metal, rosaries.

Class 18

Unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, imitations of leather or other materials, designed for carrying items, included in this class; bags, wallets, boxes and trunks made of leather or stout leather; keycases, trunks [luggage], suitcases, umbrellas; parasols; sun umbrellas; walking sticks, whips; harness; saddlery; stirrups; straps of leather (saddlery).

Class 21

Hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, gloves for dishwashing, non-electric polishing machines for household purposes, brooms for carpets, mops, toothbrushes, electric toothbrushes, dental floss, shaving brushes, hair brushes, combs, non-electric household or kitchen utensils, included in this class, [other than forks, knives, spoons], services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils; ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers, cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals and plant cultivation, ornaments and decorative goods of glass, porcelain, earthenware or clay namely statues, figurines, vases and trophies, mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters, perfume burners, perfume sprayers, perfume vaporizers, electric or non-electric make-up removing appliances, powder puffs, toilet cases; nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans, unworked or semi-worked glass, except building glass, mosaics of glass and powdered glass for decoration, except for building, glass wool other than for insulation or textile use.

Class 24

Woven or non-woven textile fabrics, textile goods for household use, not included in other classes: curtains, bed covers, sheets (textile), pillowcases, blankets, quilts, towels, flags, pennants, labels of textile, swaddling blankets, sleeping bags for camping.

Class 25

Clothing, namely underwear and outerclothing, other than special purpose protective clothing; socks, mufflers [clothing], shawls, bandanas, scarves, belts [clothing], footwear, shoes, slippers, sandals, headgear, hats, caps with visors, berets, caps [headwear], skull caps.

Class 35

Advertising, marketing and public relations, organization of exhibitions and trade fairs for commercial or advertising purposes, development of advertising concepts, provision of an online marketplace for buyers and sellers of goods and services, Retail store services, wholesale services, mail order services by means of electronic media or through mail order catalogues enabling customers to conveniently view and purchase those goods and services namely, office functions, secretarial services, arranging newspaper subscriptions for others, compilation of statistics, rental of office machines, systemization of information into computer databases, telephone answering for unavailable subscribers, business management, business administration and business consultancy, accounting, commercial consultancy services, personnel recruitment, personnel placement, employment agencies, import-export agencies, temporary personnel placement services, auctioneering, the bringing together, for the benefit of others, of a variety of goods, namely, chemicals used in industry, science, photography, agriculture, horticulture and forestry, unprocessed artificial resins and unprocessed plastics, fire extinguishing compositions, adhesives not for medical, household and stationery purposes, paints, varnishes, lacquers, preservatives against rust, preservatives against deterioration of wood, thinners and binders for paints, pigments, preservatives for metals, shoe dyes, printing dyes and ink, toners (including filled toner cartridges), colorants for food, pharmaceuticals and beverages, raw natural resins, metals in foil and powder form for painters, decorators, printers and artists, bleaching and cleaning preparations, detergents other than for use in manufacturing operations and for medical purposes, laundry bleach, fabric softeners for laundry use, stain removers, dishwasher detergents, perfumery, non-medicated cosmetics, fragrances, deodorants for personal use and animals, soaps, dental care preparations, dentifrices, denture polishes, tooth whitening preparations, mouth washes, not for medical purposes, abrasive preparations, emery cloth, sandpaper, pumice stone, abrasive pastes, polishing preparations for leather, vinyl, metal and

wood, polishes and creams for leather, vinyl, metal and wood, wax for polishing, industrial oils and greases, cutting fluids, dust absorbing, wetting and binding compositions, solid fuels, coal, firewood, liquid and gas fuels, petrol, diesel oil, liquified petroleum gas, natural gas, fuel oil and their non-chemical additives, candles, wicks, semi-finished wax, wax and paraffin for lighting purposes, electrical energy, pharmaceutical and veterinary preparations for medical purposes, chemical preparations for medical and veterinary purposes, chemical reagents for pharmaceutical and veterinary purposes, medicated cosmetics, dietary supplements for pharmaceutical and veterinary purposes, dietary supplements, nutritional supplements, medical preparations for slimming purposes, food for babies, herbs and herbal beverages adapted for medicinal purposes, dental preparations and articles, teeth filling material, dental impression material, dental adhesives and material for repairing teeth, sanitary preparations for medical use, hygienic pads, hygienic tampons, plasters, materials for dressings, diapers made of paper and textiles for babies, adults and pets, preparations for destroying vermin, herbicides, fungicides, preparations for destroying rodents, deodorants, other than for human beings or for animals, air purifying preparations, air deodorising preparations, disinfectants, antiseptics, detergents for medical purposes, medicated soaps, disinfectant soaps, antibacterial hand lotions, ores of non-precious metal, common metals and their alloys and semi-finished products made of these materials, irons for construction, mats and stirrups of common metals for buildings, common metals in the form of plate, billet, stick, profile, sheet and sheeting, goods and materials of common metal used for storage namely, metal storage shelters, metal storage sheds, metal storage drums, steel storage silos, metal storage tanks, storage tanks of metal, capsules [metal containers], metal tanks [containers], Drums [containers] of metal other than household containers, Floating containers of metal, packaging containers of metal, Tanks [containers] of metal, Security containers of metal, metal aerosol containers [empty], storage containers of metal, wrapping, packaging and sheltering purposes, containers of metal (storage, transport), buildings of metal, frames of metal for building, poles of metal for building, metal boxes, packaging containers of metal, aluminium foil, fences made of metal, guard barriers of metal, metal tubes, storage containers of metal, metal containers for the transportation of goods, ladders of metal, goods of common metal for filtering and sifting purposes namely metal filters, metal sifters, doors, windows, shutters, jalousies and their cases and fittings of metal, non-

electric cables and wires of metal, ironmongery, small hardware of metal, screws of metal, nails, bolts of metal, nuts of metal, pegs of metal, flakes of metal, pitons of metal, metal chains, furniture casters of metal, fittings of metal for furniture, industrial metal wheels, door handles of metal, window handles of metal, hinges of metal, metal latches, metal locks, metal keys for locks, metal rings, metal pulleys, ventilation ducts, vents, vent covers, pipes, chimney caps, manhole covers, grilles of metal for ventilation, heating, sewage, telephone, underground electricity and air conditioning installations, metal panels or boards (non-luminous and non-mechanical) used for signalling, route showing, publicity purposes, signboards of metal, advertisement columns of metal, signaling panels of metal, non-luminous and non-mechanical traffic signs of metal, pipes of metal for transportation of liquids and gas, drilling pipes of metal and their metal fittings, valves of metal, couplings of metal for pipes, elbows of metal for pipes, clips of metal for pipes, connectors of metal for pipes, safes (strong boxes) of metal, metal railway materials, metal rails, metal railway ties, railway switches, bollards of metal, floating docks of metal, mooring buoys of metal, anchors, metal moulds for casting, other than machine parts, works of art made of common metals or their alloys, trophies of common metal, metal closures, bottle caps of metal, metal poles, metal pillars, scaffolding of metal, metal stakes, metal towers, metal pallets and metal ropes for lifting, loading and transportation purposes, metal hangers, ties, straps, tapes and bands used for load-lifting and load-carrying, wheel chocks made primarily of metal, metal profile laths for vehicles for the purposes of decoration, machines, machine tools and industrial robots for processing and shaping wood, metals, glass, plastics and minerals, 3D printers, construction machines and robotic mechanisms (machines) for use in construction, bulldozers, diggers (machines), excavators, road construction and road paving machines, drilling machines, rock drilling machines, road sweeping machines, lifting, loading and transmission machines and robotic mechanisms (machines) for lifting, loading and transmission purposes, elevators, escalators and cranes, machines and robotic mechanisms (machines) for use in agriculture and animal breeding, machines and robotic mechanisms (machines) for processing cereals, fruits, vegetables and food, machines for preparing and processing beverages, engines and motors, other than for land vehicles, parts and fittings therefor, hydraulic and pneumatic controls for engines and motors, brakes other than for vehicles, brake linings for engines, crankshafts, gearboxes, other than for land vehicles, gearboxes, cylinders for engines, pistons for engines, turbines, not

for land vehicles, filters for engines and motors, oil, air and fuel filters for land vehicle engines, exhausts for land vehicle engines, exhaust manifolds for land vehicle engines, engine cylinders for land vehicles, engine cylinder heads for land vehicles, pistons for land vehicle engines, carburetors for land vehicles, fuel conversion apparatus for land vehicle engines, injectors for land vehicle engines, fuel economisers for land vehicle engines, pumps for land vehicle engines, valves for land vehicle engines, starter motors for land vehicles, dynamos for land vehicle engines, sparking plugs for land vehicle engines, bearings (parts of machines), roller or ball bearings, machines for mounting and detaching tires, alternators, current generators, electric generators, current generators operated with solar energy, painting machines, automatic spray guns for paint, electric, hydraulic and pneumatic punching machines and guns, electric adhesive tape dispensers (machines), electric guns for compressed gas or liquid spraying machines, electric hand drills, electric hand saws, electric jigsaw machines, spiral machines, compressed air machines, compressors (machines), vehicle washing installations, robotic mechanisms (machines) with the abovementioned functions, electric and gas-operated welding apparatus, electric arc welding apparatus, electric soldering apparatus, electric arc cutting apparatus, electrodes for welding machines, industrial robots (machines) with the abovementioned functions, printing machines, packaging machines, filling, plugging and sealing machines, labellers (machines), sorting machines, industrial robots (machines) with the abovementioned functions, electric packing machines for plugging and sealing of plastics, machines for textile processing, sewing machines, industrial robots (machines) with the abovementioned functions, pumps other than parts of machines or engines, fuel dispensing pumps for service stations, self-regulating fuel pumps, electric kitchen machines for chopping, grinding, crushing, mixing and mincing foodstuff, washing machines, laundry washing machines, dishwashers, spin driers (not heated), electric cleaning machines for cleaning floors, carpets or floorings, vacuum cleaners and parts thereof, automatic vending machines, galvanizing and electroplating machines, electric door openers and closers, gaskets for engines and motors, forks, spoons, knives and non-electric cutters, slicers, peelers for kitchen use, including those made of precious metals, side arms and blades (weapons), tools and apparatus included in this class for personal beauty care use, tools and apparatus included in this class for shaving, epilation, manicure and pedicure, electric hand implements for straightening and curling hair, scissors, hand-operated [non-electric]

hand tools for the repair of machines, apparatus and vehicles and for use in construction, agriculture, horticulture and forestry, none of them being power tools, electric or non-electric irons, steam irons, handles for hand-operated hand tools, measurement apparatus and equipment including those for scientific, nautical, topographic, meteorologic, industrial and laboratory purposes, thermometers, not for medical purposes, barometers, ammeters, voltmeters, hygrometers, testing apparatus not for medical purposes, telescopes, periscopes, directional compasses, speed indicators, laboratory apparatus, microscopes, magnifying glasses, stills, binoculars, ovens and furnaces for laboratory experiments, apparatus for recording, transmission or reproduction of sound or images, cameras, photographic cameras, television apparatus, video recorders, CD and DVD players and recorders, MP3 players, computers, desktop computers, tablet computers, wearable technological devices (smart watches, wristbands, head-mounted devices) microphones, loudspeakers, earphones, telecommunications apparatus, apparatus for the reproduction of sound or images, computer peripheral devices, cell phones, covers for cell phones, telephone apparatus, computer printers, scanners [data processing equipment], photocopiers, magnetic and optic data carriers and computer software and programmes recorded thereto, downloadable and recordable electronic publications, encoded magnetic and optic cards, movies, tv series and video music clips recorded on magnetic, optical and electronic media, antennas, satellite antennas, amplifiers for antennas, parts of the aforementioned goods, ticket dispensers, automatic teller machines (ATM), electronic components used in the electronic parts of machines and apparatus, semi-conductors, electronic circuits, integrated circuits, chips [integrated circuits], diodes, transistors [electronic], magnetic heads for electronic apparatus, electronic locks, photocells, remote control apparatus for opening and closing doors, optical sensors, counters and quantity indicators for measuring the quantity of consumption, automatic time switches, clothing for protection against accidents, irradiation and fire, safety vests and life-saving apparatus and equipment, eyeglasses, sunglasses, optical lenses and cases, containers, parts and components thereof, apparatus and instruments for conducting, transforming, accumulating or controlling electricity, electric plugs, junction boxes [electricity], electric switches, circuit breakers, fuses, lighting ballasts, battery starter cables, electrical circuit boards, electric resistances, electric sockets, transformers [electricity], electrical adapters, battery chargers, electric door bells, electric and electronic cables, batteries, electric accumulators, solar

panels for production of electricity, alarms and anti-theft alarms, other than for vehicles, electric bells, signalling apparatus and instruments, luminous or mechanical signs for traffic use, fire extinguishing apparatus, fire engines, fire hose and fire hose nozzles, radar apparatus, sonars, night vision apparatus and instruments, decorative magnets, metronomes, surgical, medical, dental and veterinary apparatus and instruments, furniture especially made for medical purposes, artificial limbs and prostheses, medical orthopaedic article, corsets for medical purposes, orthopaedic shoes, elastic bandages and supportive bandages, surgical gowns and surgical sterile sheets, adult sexual aids, condoms, babies' bottles, babies' pacifiers, teats, teethers for babies, bracelets and rings for medical purposes, anti-rheumatism bracelets, anti-rheumatism rings, lighting installations, lights for vehicles and interior-exterior spaces, heating installations using solid, liquid or gas fuels or electricity, central heating boilers, boilers for heating installations, radiators [heating], heat exchangers, not parts of machines, stoves, kitchen stoves, solar thermal collectors [heating], steam, gas and fog generators, steam boilers, other than parts of machines, acetylene generators, oxygen generators, nitrogen generators, installations for air-conditioning and ventilating, cooling installations and freezers, electric and gas-powered devices, installations and apparatus for cooking, drying and boiling, cookers, electric cooking pots, electric water heaters, barbecues, electric laundry driers, hair driers, hand drying apparatus, sanitary installations, taps [faucets], shower installations, toilets [water-closets], shower and bathing cubicles, bath tubs, toilet seats, sinks, wash-hand basins [parts of sanitary installations], washers for water taps, stuffings (tap valves), water softening apparatus, water purification apparatus, water purification installations, waste water purification installations, electric bed warmers and electric blankets, not for medical use, electric pillow warmers, electric or non-electric footwarmers, hot water bottles, electrically heated socks, filters for aquariums and aquarium filtration apparatus, industrial type installations for cooking, drying and cooling purposes, pasteurizers and sterilizers, motor land vehicles, motorcycles, mopeds, engines and motors for land vehicles, clutches for land vehicles, transmissions, transmission belts and transmission chains for land vehicles, gearing for land vehicles, brakes, brake discs and brake linings for land vehicles, vehicle chassis, automobile bonnets, vehicle suspension springs, shock absorbers for automobiles, gearboxes for land vehicles, steering wheels for vehicles, rims for vehicle wheels, bicycles and their bodies, handlebars and mudguards for bicycles, vehicle bodies, tipping bodies for trucks,

trailers for tractors, frigorific bodies for land vehicles, trailer hitches for vehicles, vehicle seats, head-rests for vehicle seats, safety seats for children, for vehicles, seat covers for vehicles, vehicle covers (shaped), sun-blinds adapted for vehicles, direction signals and arms for direction signals for vehicles, windscreen wipers and wiper arms for vehicles, inner and outer tires for vehicle wheels, tubeless tire, tire-fixing sets comprised of tire patches and tire valves for vehicles, windows for vehicles, safety windows for vehicles, rearview mirrors and wing mirrors for vehicles, anti-skid chains for vehicles, luggage carriers for vehicles, bicycle and ski carriers for cars, saddles for bicycles or motorcycles, air pumps for vehicles, for inflating tires, anti-theft alarms for vehicles, horns for vehicles, safety bells for vehicle seats, air bags (safety devices for automobiles), baby carriages, wheelchairs, pushchairs, wheelbarrows, shopping carts, single or multi-wheeled wheelbarrows, shopping trolleys, grocery carts, handling carts, rail vehicles, locomotives, trains, trams, wagons, cable cars, chairlifts, vehicles for locomotion by water and their parts, other than their motors and engines, vehicles for locomotion by air and their parts, other than their motors and engines, firearms, air pistols (weapons), spring-loaded firearms, adapted cases and shoulder straps therefor, heavy weapons, mortars and rockets, fireworks, sprays for personal defence purposes, jewellery, imitation jewellery, gold, precious stones and jewellery made thereof, cufflinks, tie pins, statuettes and figurines of precious metal, clocks, watches and chronometrical instruments, chronometers and their parts, watch straps, trophies made of precious metal, rosaries, musical instruments and cases for musical instruments, paper and cardboard, paper and cardboard for packaging and wrapping purposes, cardboard boxes, paper towels, toilet paper, paper napkins, plastic materials for packaging and wrapping purposes, printing blocks and types, bookbinding material, printed publications, printed matter, books, magazines, newspapers, bill books, printed dispatch notes, printed vouchers, calendars, posters, photographs [printed], paintings, slickers [stationery], postage stamps, stationery, office stationery, instructional and teaching material [except furniture and apparatus], writing and drawing implements, artists' materials, paper products for stationery purposes, adhesives for stationery purposes, pens, pencils, erasers, adhesive tapes for stationery purposes, cardboard cartons [artists' materials], writing paper, copying paper, paper rolls for cash registers, drawing materials, chalkboards, painting pencils, watercolors [paintings], office requisites, paint rollers and paintbrushes for painting, rubber, gutta-percha, gum, asbestos, mica and semi-finished synthetic goods made

from these materials in the form of powder, bars, panels and foils, insulation, slopping and sealing materials, insulation paints, insulation fabrics, insulating tape and band, insulation covers for industrial machinery, joint sealant compounds for joints, gaskets, O-rings for sealing purposes (other than gaskets for motors, cylinders and washer for water taps), flexible pipes made from rubber and plastic, hoses made of plastic and rubber, including those used for vehicles, junctions for pipes of plastic and rubber, pipe jackets of plastic and rubber, hoses of textile material, junctions for pipes, not of metal, pipe jackets, not of metal, connecting hose for vehicle radiators, profile laths made of synthetic materials for vehicles for the purposes of decoration, unworked or semi-worked leather and animal skins, imitations of leather, stout leather, leather used for linings, goods made of leather, imitations of leather or other materials, designed for carrying items, bags, wallets, boxes and trunks made of leather or stout leather, keycases, trunks [luggage], suitcases, umbrellas, parasols, sun umbrellas, walking sticks, whips, harness, saddlery, stirrups, straps of leather (saddlery), dand, gravel, crushed stone, asphalt, bitumen, cement, gypsum, plaster, concrete, marble blocks for construction, building materials (as finished products) made of concrete, gypsum, clay, potters' clay, stone, marble, wood, plastics and synthetic materials for building, construction, road construction purposes, non-metallic buildings, non-metallic building materials, poles not of metal for power lines, barriers not of metal, natural and synthetic coatings in the form of panels and sheets, being building materials, bitumen cardboard coatings for roofing, bitumen coating for roofing, doors and windows of wood and synthetic materials, traffic signs not of metal, non-luminous and non-mechanical, for roads, monuments and statuettes of stone, concrete and marble, building glass, prefabricated swimming pools not of metal (structures), aquarium sand, furniture, made of any kind of material, mattresses, pillows, air mattresses and cushions, not for medical purposes, water beds, mirrors, beehives, artificial honeycombs and sections of wood for honeycombs, bouncing chairs for babies, playpens for babies, cradles, infant walkers, display boards, frames for pictures and paintings, identification plates, identification tags, nameplates, identification labels made of wood or synthetic materials, packaging containers of wood or plastics, casks for use in transportation or storage, barrels, storage drums, tanks, boxes, storage containers, transportation containers, chests, loading pallets and closures for the aforementioned goods, of wood or plastics, small hardware goods of wood or synthetic materials included in this class, furniture fittings, of wood or synthetic materials, opening and closing mechanisms of

wood or synthetic materials, ornaments and decorative goods of wood, cork, reed, cane, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, beeswax, plastic or plaster namely figurines, holiday ornaments for walls, sculptures, trophies, baskets, fishing baskets, kennels, nesting boxes and beds for household pets, portable ladders and mobile boarding stairs of wood or synthetic materials, bamboo curtains, roller indoor blinds [for interiors], slatted indoor blinds, strip curtains, bead curtains for decoration, curtain hooks, curtain rings, curtain tie-backs, curtain rods, non-metal wheel chocks, hand-operated non-electric cleaning instruments and appliances, brushes, other than paintbrushes, steel chips for cleaning, sponges for cleaning, steel wool for cleaning, cloths of textile for cleaning, gloves for dishwashing, non-electric polishing machines for household purposes, brooms for carpets, mops, toothbrushes, electric toothbrushes, dental floss, shaving brushes, hair brushes, combs, non-electric household or kitchen utensils, [other than forks, knives, spoons], services [dishes], pots and pans, bottle openers, flower pots, drinking straws, non-electric cooking utensils, ironing boards and shaped covers therefor, drying racks for washing, clothes drying hangers, cages for household pets, indoor aquariums, vivariums and indoor terrariums for animals and plant cultivation, ornaments and decorative goods of glass, porcelain, earthenware or clay namely statues, figurines, vases and trophies, mouse traps, insect traps, electric devices for attracting and killing flies and insects, fly catchers, fly swatters, perfume burners, perfume sprayers, perfume vaporizers, electric or non-electric make-up removing appliances, powder puffs, toilet cases, nozzles for sprinkler hose, nozzles for watering cans, watering devices, garden watering cans, unworked or semi-worked glass, except building glass, mosaics of glass and powdered glass for decoration, except for building, glass wool other than for insulation or textile use, ropes, strings, rope ladders, hammocks, fishing nets, tents, awnings, tarpaulins, sails, vehicle covers, not fitted, bags of textile, for packaging, padding and stuffing materials, except of rubber and plastics, including those of wool and cotton, textile fibers, raw spun fiber, glass fibers for textile use, yarns and threads for textile use, threads and yarns for sewing, embroidery and knitting, thread, elastic yarns and threads for textile use, woven or non-woven textile fabrics, textile goods for household use namely curtains, bed covers, sheets (textile), pillowcases, blankets, quilts, towels, flags, pennants, labels of textile, swaddling blankets, sleeping bags for camping, clothing, including underwear and outerclothing, other than special purpose protective clothing, socks, mufflers

[clothing], shawls, bandanas, scarves, belts [clothing], footwear, shoes, slippers, sandals, headgear, hats, caps with visors, berets, caps [headwear], skull caps, laces and embroidery, guipures, festoons, ribbons (haberdashery), ribbons and braid, fastening tapes for clothing, cords for clothing, letters and numerals for marking linen, embroidered emblems, badges for wear, not of precious metal, shoulder pads for clothing, buttons for clothing, fasteners for clothing, eyelets for clothing, zippers, buckles for shoes and belts, fasteners, shoe and belt buckles, pins, other than jewellery, adhesive patches for decoration of textile articles, laces, needles, sewing needles, needles for sewing machines, needles for knitting and embroidery, boxes for needles, needle cushions, artificial flowers, artificial fruits, hair pins, hair buckles, hair bands, decorative articles for the hair, not made of precious metal, wigs, hair extensions, electric or non-electric hair curlers, other than hand implements, carpets, rugs, mats, prayer rugs, linoleum, artificial turf, linoleum for covering floors, gymnasium mats, wallpaper, wall hangings not of textile, games and toys, arcade video game machines, game apparatus and machines for use with an external display screen and monitor, including those coin-operated, toys for animals, toys for outdoor playgrounds, parks and game parks, gymnastic and sporting articles, fishing tackle, artificial fishing bait, decoys for hunting and fishing, Christmas trees of artificial material, ornaments for Christmas trees, artificial snow for Christmas trees, rattles (playthings), novelties for parties, dances (party favors), paper party hats, meat, fish, poultry and game, processed meat products, dried pulses, soups, bouillon, processed olives, olive paste, milks of animal origin, milks of herbal origin, milk products, butter, edible oils, dried, preserved, frozen, cooked, smoked or salted fruits and vegetables, tomato paste, prepared nuts and dried fruits as snacks, hazelnut spreads and peanut butter, tahini (sesame seed paste), eggs and powdered eggs, potato chips, coffee, cocoa, coffee or cocoa based beverages, chocolate based beverages, pasta, stuffed dumplings, noodles, pastries and bakery products based on flour, desserts based on flour and chocolate, bread, simit [Turkish ring-shaped bagel covered with sesame seeds], pogaça [Turkish bagel], pita, sandwiches, katmer [Turkish pastry], pies, cakes, baklava [Turkish dessert based on dough coated with syrup], kadayif [Turkish dessert based on dough], desserts based on dough coated with syrup, puddings, custard, kazandibi [Turkish pudding], rice pudding, keskül [Turkish pudding], honey, bee glue for human consumption, propolis for food purposes, condiments for foodstuff, vanilla (flavoring), spices, sauces (condiments), tomato sauce, yeast, baking powder, flour,

semolina, starch for food, sugar, cube sugar, powdered sugar, tea, ice tea, confectionery, chocolate, biscuits, crackers, wafers, chewing gums, ice-cream, edible ices, salt, cereal-based snack food, popcorn, crushed oats, corn chips, breakfast cereals, processed wheat for human consumption, crushed barley for human consumption, processed oats for human consumption, processed rye for human consumption, rice, molasses for food, agricultural and horticultural products, seeds, forestry products, live animals, fertilized eggs for hatching, plants, dried plants for decoration, fresh garden herbs, dried garden herbs for decoration, animal foodstuffs, malt not for human consumption, underlays for pets, cat litters, beers, preparations for making beer, mineral water, spring water, table water, soda water, fruit and vegetable juices, fruit and vegetable concentrates and extracts for making beverages, non-alcoholic soft drinks, energy drinks, protein-enriched sports beverages, alcoholic beverages (except beers), wines, raki [traditional Turkish alcoholic drink], whisky, liqueurs, alcoholic cocktails, tobacco, chewing tobacco, cigarettes, cigars, smokers' articles including those made of precious metals, pipes, mouthpieces for cigars and cigarettes, ashtrays, tobacco boxes, pocket apparatus for rolling cigarettes, cigarette paper, tobacco pipes, firestones, lighters for smokers, electronic cigarettes and their cartridges, matches.

Class 40

Treatment of common metals, treatment of precious metals, development of photographic and cinematographic films; photocomposing, photographic printing, photogravure, drying, canning, freezing, smoking and preserving of foodstuffs; providing information in the field of food manufacturing, slaughtering of animals, leather working and fur conditioning, saddlery working, textile treating, wool treating, tailoring, embroidery, woodworking and timber processing, framing of works of art, treatment of liquids, chemicals, gas and air for industrial use, grinding of glass and optical glass, custom assembling of materials for others, services of a dental technician, pottery firing, production of energy; rental of generators, paper treating, printing, bookbinding, treatment of plastics.

ANNEX 2

The earlier marks are registered for the following goods and services:

The First Earlier Mark

Class 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; computer programs; computer software in the form of an application for mobile devices and computers; software applications for use with mobile devices; software for processing electronic payments to and from others; authentication software; computer software supplied on the Internet; online electronic publications (downloadable from the Internet or a computer network or a computer database); instant messaging software; file sharing software; communications software for electronically exchanging data, audio, video, images and graphics via computer, mobile, wireless, and telecommunication networks; computer software for processing images, graphics, audio, video, and text; downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser; downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; downloadable cloud-computing software; downloadable cloud-based software; downloadable electronic publications in the nature of magazines, articles, brochures, leaflets, datasheets, information materials, instructional materials in the field of business, e-commerce, information technology, cloud computing, telecommunications, the Internet, business and e-commerce training, business, sales, marketing and financial management; computer software, computer peripherals; notebook computers; laptop computers; portable computers; handheld computers; personal digital assistants; personal media players; mobile

telephones; smart phones; digital cameras; batteries, battery chargers; computer workstations; computer servers; computer and telecommunications networking hardware; computer network adaptors, switches, routers and hubs; wireless and wired modems and communication cards and devices; laptop holders, computer bags; fire-extinguishing apparatus; computer hardware and firmware; computer software (including software downloadable from the Internet); automobile navigation system; compact discs; digital music (downloadable from the Internet); telecommunications apparatus; mouse mats; mobile phone handsets; mobile phone accessories; downloadable games, pictures, motion pictures, movies and music; alarm systems; security cameras; mobile radio and television broadcasting units; television broadcasting equipment; cameras; video cameras; headphones; earphones; speakers; Global Positioning System (GPS) apparatus and equipment; computer, electronic and video games programmes and software (including software downloadable from the Internet); liquid crystal displays for telecommunications and electronic equipment; set top box; remote control; data storage programs; spectacles and sunglasses; electronic signboards; encoded or magnetic bank credit, debit, cash and identification cards; automatic teller machines, cash dispensers; computer software applications, downloadable; electronic book readers; toner cartridges, unfilled, for printers and photocopiers; baby monitors; video baby monitors; lens hoods; tablet computers; encoded key cards; 3D spectacles; memory cards for video game machines.

Class 16

Newspapers; magazines; periodicals; journals; 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 packaging; printers' type; printing blocks; books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels; carry bags of paper, cardboard and plastic; printed telephone, facsimile, electronic mail and web site directories; cards in the form of debit cards, credit cards, charge cards and telephone cards other than encoded and magnetic cards; marketing and promotional materials; printed advertisements; user manuals; packaging materials; tissues; handkerchiefs made of paper; models and figurines made of paper; paper party bags; page holders.

Class 35

Advertising; business management; business administration; office functions; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; advertising agency services; advertising services provided for others; database management; compilation of information into computer databases; business consulting services; business consulting services in the field of web based events, conferences, training programs, learning programs, and seminars; business consulting services in the field of delivering web-based knowledge; business consulting services in the field of online collaboration and collaboration technologies; business consulting services in the fields of sales and marketing; business project management services; business project management services relating to development, set up, staging, production, recording, monitoring and follow-up for web based events, conferences, training programs, learning programs, and seminars; market research and business consulting services; business consultancy services relating to facilitating the transaction of business via local and global computer networks by locating and providing referrals for the delivery of a wide variety of business and consumer products and services; dissemination of business information of goods and services of others via local and global computer networks; business consultancy services relating to providing a web site on a global computer network by which third parties can offer and source goods and services, place, determine the status of and fulfil trade leads and orders, enter into contracts and transact business; providing computerized online ordering services; advertising of goods and services of others via local and global computer networks; international import and export agency services; rental of advertising space on communication media; online trading services relating to electronic auctioneering and providing online business evaluation relating thereto; providing a directory of third party web sites to facilitate business transactions; business consultancy services relating to operating an electronic marketplace for the buyers and sellers of goods and/or services on a global computer network; business assistance relating to facilitating business transaction via local and global computer networks; corporate management consultancy services; marketing and promotion services; publication of publicity materials; marketing of vacant premises;

dissemination of advertising materials, updating of advertising materials, compilation of advertisements for use as web pages on the Internet; rental of advertising space; computer data processing; sales, business and promotional information services; telephone answering (for unavailable subscribers); telephone answering (for others); auctioneering provided on the Internet; personnel management; provision of sales, business, advertising and promotional information through a global computer network and via the Internet; presentation of goods on communication media for retail purposes; retail and wholesale of bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, medicated soap, extracts of flowers [perfumes], massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs, telephones, mobile phone handsets, mobile phone accessories, electronic

goods, namely, radios cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, computer hardware and computer software, batteries, battery chargers, apparatus and instruments for recording, receiving, transmitting and/or reproducing data, information, pictures, images and/or sound, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes, precious metals, jewellery, precious stones, printed matter, stationery, magnetically and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, games and electronic toys, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes, electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, computers, calculating machines, photographic, cinematographic and optical apparatus and instruments, spectacles and sun glasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, musical instruments, magazine, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars,

price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), tissues and handkerchiefs made of paper, models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, picture, typewriters and office requisites, packaging materials, rubber and plastics for manufacture use, packing and insulating materials, leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, playthings and sporting articles, foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, flowers, flower baskets, bowls and pots for flowers and plants, floral decorations, tobacco, smokers' articles and matches; direct mail advertising; buying and selling agency services; selection of goods and procurement of goods for individuals and businesses; ordering services (for others); retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, soaps, medicated soap, perfumery, extracts of flowers [perfumes], essential oils, massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], cosmetics, lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, after-shave lotions,

shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs, scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, mechanisms for coin-operated apparatus, cash registers, calculating machines, data processing equipment, computers, computer peripherals, notebook computers, laptop computers, portable computers, handheld computers, personal digital assistants, Global Positioning System (GPS) apparatus and equipment, computer workstations, servers, computer and telecommunications networking hardware, computer network adaptors, switches, routers and hubs, wireless and wired modems and communication cards and devices, laptop holders, computer bags, computer hardware and firmware, computer software, computer programs, computer software (including software downloadable from the Internet), software for processing electronic payments to and from others, authentication software, computer software supplied on the Internet, online electronic publications (downloadable from the Internet or a computer network or a computer database), downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet, downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a

web browser, downloadable computer software for accessing, viewing, and controlling remote computers and computer networks, downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telecommunications, the Internet, training, business, sales and marketing, alarm systems, fire-extinguishing apparatus, security cameras, cameras, video cameras, digital cameras, telephones, mobile telephones, smart phones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, personal media players, compact discs, digital music (downloadable from the Internet), telecommunications apparatus, mouse mats, downloadable games, pictures, motion pictures, movies and music, mobile radio and television broadcasting units, television broadcasting equipment, headphones, ear pieces, speakers, electronic and video games programmes and software (including software downloadable from the Internet), electronic amusement and game apparatus, games and electronic toys, liquid crystal displays for telecommunications and electronic equipment, set top box, remote control, data storage programs, spectacles and sunglasses, signboards, automatic teller machines, cash dispensers, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes, newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, models

and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, printed matter, bookbinding material, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes, artists' materials, paint brushes, instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, carry bags of plastic, printed telephone, facsimile, electronic mail and web site directories, printed marketing and promotional materials, printed advertisements, user manuals, electrical apparatus for the kitchen, electric razors, electric toothbrushes, batteries, battery chargers, magnetic and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes, electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, photographic, cinematographic and optical apparatus and instruments, spectacles and sunglasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, precious metals, jewellery, precious stones, leather covers for electronic devices, leather garments, leather bags, leather belts, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, playthings and sporting articles, foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other nonalcoholic drinks, alcoholic beverages, fresh flowers, dried flowers, tobacco, smokers' articles and matches, also enabling customers to conveniently view and purchase these goods

from a general merchandise Internet web site and in a wholesale outlet, a general merchandise catalogue by mail order or by means of telecommunications and from retail outlets; secretarial services; provision of business statistical information; organization of exhibitions for commercial or advertising purposes; business assistance services relating to compilation and rental of mailing lists; business investigation; business administration services for the processing of sales made on the Internet; business referral services and personnel placement; import-export clearance agencies (import-export agency services); import-export clearance agencies (custom clearance); agency for newspapers subscriptions; document reproduction; transcription (including stencil-paper writing); rental of office equipment; customer relationship management; business management services relating to electronic commerce; business management and administration services relating to sponsorship programmes; accounting services; charitable services, namely organizing and conducting volunteer programmes and community service projects; rental of sales stands; provision of commercial and business contact information; search engine optimization; web site traffic optimization; pay per click advertising; commercial intermediation services; business management for freelance service providers; negotiation and conclusion of commercial transactions for third parties; updating and maintenance of data in computer databases; business project management services for construction projects; providing business information via a web site; information and advisory services all relating to the aforesaid services.

Class 36

Insurance; financial affairs; monetary affairs; real estate affairs; clearing and reconciling financial transactions via a global computer network; online banking services and financial services; credit card services, processing and transmission of bills and payments thereof, and providing insurance for financial transactions; funds transfer services; transmission of funds by electronic means for others; transfer of payments for others via the internet; financial services in the nature of billing and payment processing services; arrangement and management of leases and tenancy; renting and leasing of real estate; real estate appraisal; real estate valuation, real estate financing, real estate investment; real estate brokerage services; real estate agency services; housing agency services; actuarial services; real estate management and consultancy services; rent collection; rental of offices (real estate);

rental of apartments and flats; provision of financial information via the Internet; safety deposit and issuing of travel vouchers services; capital investments; financial evaluation [insurance, banking, real estate]; financial and asset management services; insurance and financial services; financial services provided by telecommunication means; financial consultancy and advisory services; online banking; banking services provided on-line from a computer databases or the Internet; securities brokerage services, stock exchange quotation services; stocks and bonds brokerage, financial analysis; debit card services, charge card services and cheque guarantee services; banking, savings account and investment services; financial clearing services; credit verification via global computer information network; electronic credit risk management services; electronic purchase payment and electronic bill payment services; financial accounts debiting and crediting services; electronic banking services; issuance of stored value cards, charge cards and debit cards; telephone credit cards services; information services relating to finance and insurance, provided online from a computer database or Internet; agency for collection of gas and electricity fees; antique appraisal; art appraisal; jewellery appraisal; used car appraisal; tax information supply; charitable fund raising; organizing of charitable collections; charitable collections; rental of paper money and coin counting or processing machines; rental of cash dispensers or automated-teller machines; online payment services; arranging finance for construction projects; consultancy, information and advisory services relating to the aforesaid services.

Class 38

Telecommunications; telecommunication services, namely, data transmission and reception services via telecommunication networks; providing web-based multimedia teleconferencing videoconferencing, and online meeting services that allow simultaneous and asynchronous viewing, sharing, editing, and discussion of documents, data, and images by participants via a web browser; providing customers with online access to online reports regarding the performance, effectiveness, and status of web-based applications, teleconferences, videoconferences, and meetings; providing users with secure remote access via the Internet to private computer networks; providing online collaboration services allowing users to access applications, platforms, jointly-shared documents, data, task lists, and discussion forums; Internet broadcasting services, providing an online database of information

regarding web-based broadcasting complaint submission platform; provision of telecommunication access and links to computer database and to the Internet; electronic communication services; interactive telecommunications services; telecommunication of information (web pages), computer programs and data; providing telecommunications connections to the Internet or data bases; provision of telecommunication access to world-wide web facilities and structures; communication by computer terminals; communication by fibre optic networks; computer aided transmission of messages, information, data, documents and images; facsimile transmission; message sending; paging services; rental of modems; data communication services by electronic means; rental of telecommunication equipment; electronic message sending, receiving and forwarding services; electronic exchange of voice, data, audio, video, text and graphics accessible via computer and telecommunication networks; instant messaging services; mobile phone communication services; collection, transmission and delivery of data by electronic means; collection, transmission and delivery of mail messages, still picture and/or moving picture information such as characters, messages, music and images, telegrams, information and data by mechanical, electronic, telephone, telex, cable, computer and satellite means; transmission, broadcast and reception of audio, video, still and moving images and data whether in compressed or uncompressed form and whether in real or delayed time; electronic messaging, conferencing and order-transmission services; video conferencing services; communication by electronic bulletin board that enables users to perform a real-time interactive talk between a computer terminal and an electronic bulletin board containing still picture and moving picture information and voice information such as characters; providing electronic bulletin boards and message boards for transmission of messages; provision of online discussion forums; television broadcasting services; broadcasting and transmission of radio and television programmes; music broadcasting; transmission of music, films, interactive programmes, videos, electronic computer games; transmission of information relating to online~ shopping and general retail services; video-on-demand transmission services; news agency services; providing access to computer database on the global computer network for searching and retrieving information, data, web sites and resources available on computer networks; providing user access to a computer database containing electronic publications, bulletin boards, database and information accessible via computer; operation of chat rooms (chat room services);

multiple user access to global computer information networks for the transfer and dissemination of a wide range of information; providing access to a website on a global computer network by which third parties can offer goods and services, place and fulfill orders, enter into contracts and transact business; providing access to an interactive website on a global computer network for third parties to post information, respond to requests and place and fulfill orders for products, services and business opportunities; communication services, namely, text and numeric digital messaging services; transmission of information by data communications for assisting decision making; transmission of information through video communication systems; web conferencing services; electronic communication services for establishing virtual chatrooms via text messaging; providing electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business leads and opportunities; providing an online interactive bulletin board for the posting, promotion, sale and resale of items via a global computer network; providing electronic mail and electronic mail forwarding services; audio and video communication via computers and computer networks, and via a global communications network; providing computer access and leasing access time to online interactive bulletin boards and databases; providing access to electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business opportunities; providing access to electronic calendar, address book and electronic notebook, via local and global computer networks; providing distant video and/or telephone conferencing access and facilities; providing direct connection services between computer users for exchanging data; consultancy services in the field of secure data and information transmission services; consultancy, information and advisory services relating to the aforesaid services; provision of electronic data links; provision of telecommunication access and links to computer databases and to the internet.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, cloud computing, web site

design, e-commerce, business management, financial management and advertising; provision of education, recreation, instruction, tuition and training both interactive and non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing online electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops in relation to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and

performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, and environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging, organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional services relating to operation of machines and equipment, including audiovisual equipment, used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine-films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; providing online videos, not downloadable; tutoring; consultancy, information and advisory services relating to the aforesaid services.

Class 42

Scientific and technological services and research and design relating thereto, industrial analysis and research services; design and development of computer hardware and software; software as a service (SaaS); computer services in connection with transmitting information, data, documents, and images over the Internet; application service provider (ASP) services, namely, hosting computer software applications of others; application service provider (ASP) services providing software in the fields of web-based conferencing, audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing online non- downloadable software for facilitating the interoperability of multiple software applications; technical support services relating to computer software and applications provided online, by email and by telephone; computer services, namely,

creating an online community for registered users to participate in discussions, get feedback from their peers, form virtual communities, engage in social networking, and exchange documents; computer technology advice provided to Internet users by means of a support hotline; computer service relating to creating indexes of information, sites and resources on computer networks; providing search engines; design of computers, notebook computers, laptop computers, portable computers and handheld computers; design of personal digital assistants and personal media players; design of mobile telephones and smart phones; design of digital cameras; computer services; computer programming; computer integration services; computer analysis services; computer programming in relation to the defence against virus; computer system software services; computer software design; computer system design; design and development of webpages; hosting webpages for others; hosting computer application software for searching and retrieving information from databases and computer networks; providing technical information at the specific request of end-users by means of telephone or global computer network; consultancy services in relation to computer software; computer services relating to customized searching of computer databases and websites; computer and electronic signal coding and decoding; conversion of physical data and documents into electronic media format; testing and evaluation services; architectural and design services; interior designs of buildings, offices and apartments; computer information services; network information services, namely, providing technical information relating to computers and networks in the field of business and e-commerce; provision of computer security risk management programs; computer security information, knowledge, and testing services; quality assurance services; computer services relating to certification of business transactions and preparation of reports therefor; access control to (security services for-) computers, electronic networks and databases; security of data transmission services and of transactions via computer networks services; consultancy in the field of data security; technological consultancy concerning securing telecommunications; computerized communication network security services; providing information in the fields of Internet, world wide web and computerized communication network security and the secure transmission of data and information; consulting services in the fields of Internet, world wide web and computerized communication network security services, information security services; authentication services for computer security; online authentication of electronic

signatures; off-site data backup; electronic data storage; providing information on computer technology and programming via a web site; cartography services; cloud computing; cloud hosting provider services; providing temporary use of non-downloadable cloud-based software and cloud computing software; electronic storage of data; providing virtual computer systems and virtual computer environments through cloud computing; rental of entertainment software; consultancy, information and advisory services relating to the aforesaid services.

The Second Earlier Mark

Class 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; computer programs; computer software in the form of an application for mobile devices and computers; software applications for use with mobile devices; software for processing electronic payments to and from others; authentication software; computer software supplied on the Internet; online electronic publications (downloadable from the Internet or a computer network or a computer database); instant messaging software; file sharing software; communications software for electronically exchanging data, audio, video, images and graphics via computer, mobile, wireless, and telecommunication networks; computer software for processing images, graphics, audio, video, and text; downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser; downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; downloadable cloud-computing software; downloadable cloud-based software; downloadable electronic publications in the nature of magazines, articles, brochures, leaflets, datasheets, information materials, instructional materials in the field of business, e-commerce, information technology,

cloud computing, telecommunications, the Internet, business and e-commerce training, business, sales, marketing and financial management; computer software, computer peripherals; notebook computers; laptop computers; portable computers; handheld computers; personal digital assistants; personal media players; mobile telephones; smart phones; digital cameras; batteries, battery chargers; computer workstations; computer servers; computer and telecommunications networking hardware; computer network adaptors, switches, routers and hubs; wireless and wired modems and communication cards and devices; laptop holders, computer bags; fire-extinguishing apparatus; computer hardware and firmware; computer software (including software downloadable from the Internet); automobile navigation system; compact discs; digital music (downloadable from the Internet); telecommunications apparatus; mouse mats; mobile phone handsets; mobile phone accessories; downloadable games, pictures, motion pictures, movies and music; alarm systems; security cameras; mobile radio and television broadcasting units; television broadcasting equipment; cameras; video cameras; headphones; earphones; speakers; Global Positioning System (GPS) apparatus and equipment; computer, electronic and video games programmes and software (including software downloadable from the Internet); liquid crystal displays for telecommunications and electronic equipment; set top box; remote control; data storage programs; spectacles and sunglasses; electronic signboards; encoded or magnetic bank credit, debit, cash and identification cards; automatic teller machines, cash dispensers; computer software applications, downloadable; electronic book readers; toner cartridges, unfilled, for printers and photocopiers; baby monitors; video baby monitors; lens hoods; tablet computers; encoded key cards; 3D spectacles; memory cards for video game machines.

Class 35

Advertising; business management; business administration; office functions; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; advertising agency services; advertising services provided for others; database management; compilation of information into computer databases; business consulting services; business consulting services in the field of web based

events, conferences, training programs, learning programs, and seminars; business consulting services in the field of delivering web-based knowledge; business consulting services in the field of online collaboration and collaboration technologies; business consulting services in the fields of sales and marketing; business project management services; business project management services relating to development, set up, staging, production, recording, monitoring and follow-up for web based events, conferences, training programs, learning programs, and seminars; market research and business consulting services; business consultancy services relating to facilitating the transaction of business via local and global computer networks by locating and providing referrals for the delivery of a wide variety of business and consumer products and services; dissemination of business information of goods and services of others via local and global computer networks; business consultancy services relating to providing a web site on a global computer network by which third parties can offer and source goods and services, place, determine the status of and fulfil trade leads and orders, enter into contracts and transact business; providing computerized online ordering services; advertising of goods and services of others via local and global computer networks; international import and export agency services; rental of advertising space on communication media; online trading services relating to electronic auctioneering and providing online business evaluation relating thereto; providing a directory of third party web sites to facilitate business transactions; business consultancy services relating to operating an electronic marketplace for the buyers and sellers of goods and/or services on a global computer network; business assistance relating to facilitating business transaction via local and global computer networks; corporate management consultancy services; marketing and promotion services; publication of publicity materials; marketing of vacant premises; dissemination of advertising materials, updating of advertising materials, compilation of advertisements for use as web pages on the Internet; rental of advertising space; computer data processing; sales, business and promotional information services; telephone answering (for unavailable subscribers); telephone answering (for others); auctioneering provided on the Internet; personnel management; provision of sales, business, advertising and promotional information through a global computer network and via the Internet; presentation of goods on communication media for retail purposes; retail and wholesale of bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning,

polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations; retail and wholesale of canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, medicated soap, extracts of flowers [perfumes]; retail and wholesale of massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes; retail and wholesale of adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes; retail and wholesale of sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes; retail and wholesale of plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale of telephones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, computer hardware and computer software; retail and wholesale of batteries, battery chargers, apparatus and instruments for recording, receiving, transmitting and/or reproducing data, information, pictures,

images and/or sound, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors; retail and wholesale of massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers; retail and wholesale of X-ray photographs for medical purposes, precious metals, jewellery, precious stones, printed matter, stationery, magnetically and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, games and electronic toys; retail and wholesale of chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, computers, calculating machines, photographic, cinematographic and optical apparatus and instruments, spectacles and sun glasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes; retail and wholesale of vehicles, firearms, fireworks, silverware, horological and chronometric instruments, musical instruments, magazine, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), tissues and handkerchiefs made of paper; retail and wholesale of models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery,

picture, typewriters and office requisites, packaging materials, rubber and plastics for manufacture use, packing and insulating materials; retail and wholesale of leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, playthings and sporting articles; retail and wholesale of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, flowers, flower baskets, bowls and pots for flowers and plants, floral decorations, tobacco, smokers' articles and matches; direct mail advertising; buying and selling agency services; selection of goods and procurement of goods for individuals and businesses; ordering services (for others); retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, soaps, medicated soap; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to perfumery, extracts of flowers [perfumes], essential oils, massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], cosmetics, lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving

preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes royal jelly dietary supplements, food for babies; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, mechanisms for coin-operated apparatus, cash registers, calculating machines; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to data processing equipment, computers, computer peripherals, notebook computers, laptop computers, portable computers, handheld computers, personal digital assistants, Global Positioning System (GPS) apparatus and equipment, computer workstations, servers, computer and telecommunications networking hardware, computer network adaptors, switches, routers and hubs; retail and wholesale services, online retail services,

department store services, supermarket retailing services, all in relation to wireless and wired modems and communication cards and devices, laptop holders, computer bags, computer hardware and firmware, computer software, computer programs, computer software (including software downloadable from the Internet), software for processing electronic payments to and from others, authentication software, computer software supplied on the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to online electronic publications (downloadable from the Internet or a computer network or a computer database), downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser, downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telecommunications, the Internet, training, business, sales and marketing, alarm systems, fire-extinguishing apparatus, security cameras, cameras, video cameras, digital cameras; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telephones, mobile telephones, smart phones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cameras, compact disc players, video recorders

and camcorders, telecommunications goods, personal media players, compact discs, digital music (downloadable from the Internet), telecommunications apparatus, mouse mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of downloadable games, pictures, motion pictures, movies and music, mobile radio and television broadcasting units, television broadcasting equipment, headphones, ear pieces, speakers; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electronic and video games programmes and software (including software downloadable from the Internet), electronic amusement and game apparatus, games and electronic toys, liquid crystal displays for telecommunications and electronic equipment, set top box; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of remote control, data storage programs, spectacles and sunglasses, signboards, automatic teller machines, cash dispensers, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of armchairs for medical or dental purposes, artificial limbs, eyes

and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of stationery, printed matter, bookbinding material, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of artists' materials, paint brushes, instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, carry bags of plastic; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of printed telephone, facsimile, electronic mail and web site directories, printed marketing and promotional materials, printed advertisements, user manuals; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for the kitchen, electric razors, electric toothbrushes, batteries, battery chargers, magnetic and non-

magnetically encoded cards, furniture, picture frames, household and kitchen utensils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of glassware, porcelain and earthenware, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, photographic, cinematographic and optical apparatus and instruments, spectacles and sunglasses, surgical and medical apparatus and instruments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, precious metals, jewellery, precious stones; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of leather covers for electronic devices, leather garments, leather bags, leather belts, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of dressmaker's articles, bed and table covers, textiles, clothing, footwear, headgear,

laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, playthings and sporting articles; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, fresh flowers, dried flowers, tobacco, smokers' articles and matches; all of the aforementioned also enabling customers to conveniently view and purchase these goods from a general merchandise Internet web site and in a wholesale outlet, a general merchandise catalogue by mail order or by means of telecommunications and from retail outlets; secretarial services; provision of business statistical information; organization of exhibitions for commercial or advertising purposes; business assistance services relating to compilation and rental of mailing lists; business investigation; business administration services for the processing of sales made on the Internet; business referral services and personnel placement; import-export clearance agencies (import export agency services); import-export clearance agencies (custom clearance); agency for newspapers subscriptions; document reproduction; transcription (including stencil-paper writing); rental of office equipment; customer relationship management; business management services relating to electronic commerce; business management and administration services relating to sponsorship programmes; accounting services; charitable services, namely organizing and conducting volunteer programmes and community service projects; rental of sales stands; provision of commercial and business contact information; search engine optimization; web site traffic optimization; pay per click advertising; commercial intermediation services; business management for freelance service providers; negotiation and conclusion of commercial transactions for third parties; updating and maintenance of data in computer databases; business project management services for construction projects; providing business information via a web site; information and advisory services all relating to the aforesaid services.

Class 36

Insurance; financial affairs; monetary affairs; real estate affairs; clearing and reconciling financial transactions via a global computer network; online banking services and financial services; credit card services, processing and transmission of bills and payments thereof, and providing insurance for financial transactions; funds transfer services; transmission of funds by electronic means for others; transfer of payments for others via the internet; financial services in the nature of billing and payment processing services; arrangement and management of leases and tenancy; renting and leasing of real estate; real estate appraisal; real estate valuation, real estate financing, real estate investment; real estate brokerage services; real estate agency services; housing agency services; actuarial services; real estate management and consultancy services; rent collection; rental of offices (real estate); rental of apartments and flats; provision of financial information via the Internet; safety deposit and issuing of travel vouchers services; capital investments; financial evaluation [insurance, banking, real estate]; financial and asset management services; insurance and financial services; financial services provided by telecommunication means; financial consultancy and advisory services; online banking; banking services provided on-line from a computer databases or the Internet; securities brokerage services, stock exchange quotation services; stocks and bonds brokerage, financial analysis; debit card services, charge card services and cheque guarantee services; banking, savings account and investment services; financial clearing services; credit verification via global computer information network; electronic credit risk management services; electronic purchase payment and electronic bill payment services; financial accounts debiting and crediting services; electronic banking services; issuance of stored value cards, charge cards and debit cards; telephone credit cards services; information services relating to finance and insurance, provided online from a computer database or Internet; agency for collection of gas and electricity fees; antique appraisal; art appraisal; jewellery appraisal; used car appraisal; tax information supply; charitable fund raising; organizing of charitable collections; charitable collections; rental of paper money and coin counting or processing machines; rental of cash dispensers or automated-teller machines; online payment services; arranging finance for construction projects; consultancy, information and advisory services relating to the aforesaid services.

Class 38

Telecommunications; telecommunication services, namely, data transmission and reception services via telecommunication networks; providing web-based multimedia teleconferencing videoconferencing, and online meeting services that allow simultaneous and asynchronous viewing, sharing, editing, and discussion of documents, data, and images by participants via a web browser; providing customers with online access to online reports regarding the performance, effectiveness, and status of web-based applications, teleconferences, videoconferences, and meetings; providing users with secure remote access via the Internet to private computer networks; providing online collaboration services allowing users to access applications, platforms, jointly-shared documents, data, task lists, and discussion forums; Internet broadcasting services, providing an online database of information regarding web-based broadcasting complaint submission platform; provision of telecommunication access and links to computer database and to the Internet; electronic communication services; interactive telecommunications services; telecommunication of information (web pages), computer programs and data; providing telecommunications connections to the Internet or data bases; provision of telecommunication access to world-wide web facilities and structures; communication by computer terminals; communication by fibre optic networks; computer aided transmission of messages, information, data, documents and images; facsimile transmission; message sending; paging services; rental of modems; data communication services by electronic means; rental of telecommunication equipment; electronic message sending, receiving and forwarding services; electronic exchange of voice, data, audio, video, text and graphics accessible via computer and telecommunication networks; instant messaging services; mobile phone communication services; collection, transmission and delivery of data by electronic means; collection, transmission and delivery of mail messages, still picture and/or moving picture information such as characters, messages, music and images, telegrams, information and data by mechanical, electronic, telephone, telex, cable, computer and satellite means; transmission, broadcast and reception of audio, video, still and moving images and data whether in compressed or uncompressed form and whether in real or delayed time; electronic messaging, conferencing and order-transmission services; video conferencing services; communication by electronic

bulletin board that enables users to perform a real-time interactive talk between a computer terminal and an electronic bulletin board containing still picture and moving picture information and voice information such as characters; providing electronic bulletin boards and message boards for transmission of messages; provision of online discussion forums; television broadcasting services; broadcasting and transmission of radio and television programmes; music broadcasting; transmission of music, films, interactive programmes, videos, electronic computer games; transmission of information relating to online shopping and general retail services; video-on-demand transmission services; news agency services; providing access to computer database on the global computer network for searching and retrieving information, data, web sites and resources available on computer networks; providing user access to a computer database containing electronic publications, bulletin boards, database and information accessible via computer; operation of chat rooms (chat room services); multiple user access to global computer information networks for the transfer and dissemination of a wide range of information; providing access to a website on a global computer network by which third parties can offer goods and services, place and fulfill orders, enter into contracts and transact business; providing access to an interactive website on a global computer network for third parties to post information, respond to requests and place and fulfill orders for products, services and business opportunities; communication services, namely, text and numeric digital messaging services; transmission of information by data communications for assisting decision making; transmission of information through video communication systems; web conferencing services; electronic communication services for establishing virtual chatrooms via text messaging; providing electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business leads and opportunities; providing an online interactive bulletin board for the posting, promotion, sale and resale of items via a global computer network; providing electronic mail and electronic mail forwarding services; audio and video communication via computers and computer networks, and via a global communications network; providing computer access and leasing access time to online interactive bulletin boards and databases; providing access to electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business opportunities; providing access to electronic calendar, address book and electronic notebook, via local and global

computer networks; providing distant video and/or telephone conferencing access and facilities; providing direct connection services between computer users for exchanging data; consultancy services in the field of secure data and information transmission services; consultancy, information and advisory services relating to the aforesaid services; provision of electronic data links; provision of telecommunication access and links to computer databases and to the internet.

Class 39

Transport; packaging and storage of goods; travel arrangement; storage of electronically- stored data or documents; transportation information; shipbrokerage; car transport; air transport; vehicle rental; water supplying; message delivery; reservation (travel-); transport by pipeline; delivery of goods by mail order; courier services [messages or merchandise]; transport services in the nature of transport management; car rental services; car parking services; yacht and/or boat trips; travel agency services; travel reservation and travel information services; travel ticket agency services; arranging travel and information therefor, all provided on-line from a computer database or the Internet; provision of information relating to travel and tourism through the Internet or through telecommunication networks; transport of goods and passengers; packaging; providing road and traffic information, chauffeur services; loading and unloading of cargo; freight brokerage; removal services; brokerage for rental, leasing, selling, purchasing and/or chartering of ships and/or boats; salvage and refloating of ships and/or boats; piloting; gas distribution and supply; electricity distribution and supply; heat distribution and supply; water distribution and supply; mooring facility services; rental of warehouses; providing flying areas; providing toll road; rental and/or leasing of wheelchairs; management of parking spaces; rental and/or leasing of airplanes; rental and/or leasing of containers; rental and/or leasing of bicycles; rental and/or leasing of cars; rental and/or leasing of ships and/or boats; rental and/or leasing of man-powered vehicles; rental and/or leasing of mechanical parking systems; rental and/or leasing of pallets; rental and/or leasing of packaging or wrapping, machines; rental and/or leasing of refrigerator; collection of domestic waste and trash; collection of industrial waste and trash; rental of navigational systems; providing driving directions for travel purposes; consultancy, information and advisory services relating to the aforesaid services.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; provision of education, recreation, instruction, tuition and training both interactive and non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing online electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging,

conducting and provision of conferences, conventions, congresses, seminars and training workshops; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops in relation to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, and environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging, organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional services relating to operation of machines and equipment, including audiovisual equipment, used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine -films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; providing online videos, not downloadable; tutoring; consultancy, information and advisory services relating to the aforesaid services.

Class 42

Scientific and technological services and research and design relating thereto, industrial analysis and research services; design and development of computer hardware and software; software as a service (SaaS); computer services in connection with transmitting information, data, documents, and images over the Internet; application service provider (ASP) services, namely, hosting computer software

applications of others; application service provider (ASP) services providing software in the fields of web-based conferencing, audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing online non-downloadable software for facilitating the interoperability of multiple software applications; technical support services relating to computer software and applications provided online, by email and by telephone; computer services, namely, creating an online community for registered users to participate in discussions, get feedback from their peers, form virtual communities, engage in social networking, and exchange documents; computer technology advice provided to Internet users by means of a support hotline; computer service relating to creating indexes of information, sites and resources on computer networks; providing search engines; design of computers, notebook computers, laptop computers, portable computers and handheld computers; design of personal digital assistants and personal media players; design of mobile telephones and smart phones; design of digital cameras; computer services; computer programming; computer integration services; computer analysis services; computer programming in relation to the defence against virus; computer system software services; computer software design; computer system design; design and development of webpages; hosting webpages for others; hosting computer application software for searching and retrieving information from databases and computer networks; providing technical information at the specific request of end-users by means of telephone or global computer network; consultancy services in relation to computer software; computer services relating to customized searching of computer databases and websites; computer and electronic signal coding and decoding; conversion of physical data and documents into electronic media format; testing and evaluation services; architectural and design services; interior designs of buildings, offices and apartments; computer information services; network information services, namely, providing technical information relating to computers and networks in the field of business and e-commerce; provision of computer security risk management programs; computer security information, knowledge, and testing services; quality assurance services; computer services relating to certification of business transactions and preparation of reports therefor; access control to (security services for-) computers, electronic networks and databases; security of data transmission services and of transactions via computer networks services; consultancy in the field of data security; technological consultancy concerning

securing telecommunications; computerized communication network security services; providing information in the fields of Internet, world wide web and computerized communication network security and the secure transmission of data and information; consulting services in the fields of Internet, world wide web and computerized communication network security services, information security services; authentication services for computer security; online authentication of electronic signatures; off-site data backup; electronic data storage; providing information on computer technology and programming via a web site; cartography services; cloud computing; cloud hosting provider services; providing temporary use of non-downloadable cloud-based software and cloud computing software; electronic storage of data; providing virtual computer systems and virtual computer environments through cloud computing; rental of entertainment software; consultancy, information and advisory services relating to the aforesaid services.

The Third Earlier Mark

Class 16

Newspapers; magazines; periodicals; journals; 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 packaging (not included in other classes); printers' type; printing blocks; books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels; carry bags of paper, cardboard and plastic; printed telephone, facsimile, electronic mail and web site directories; cards in the form of debit cards, credit cards, charge cards and telephone cards other than encoded and magnetic cards; marketing and promotional materials; printed advertisements; user manuals; packaging materials; tissues; handkerchiefs made of paper; models and figurines made of paper; paper party bags; all included in class 16.

Class 35

Import-export clearance agencies (custom clearance).

Class 36

Insurance; financial affairs; monetary affairs; real estate affairs; clearing and reconciling financial transactions via a global computer network; online banking services and financial services; credit card services, processing and transmission of bills and payments thereof, and providing insurance for financial transactions; funds transfer services; transmission of funds by electronic means for others; transfer of payments for others via the internet; financial services in the nature of billing and payment processing services; arrangement and management of leases and tenancy; renting and leasing of real estate; real estate appraisal; real estate valuation, real estate financing, real estate investment; real estate brokerage services; real estate agency services; housing agency services; actuarial services; real estate management and consultancy services; rent collection; rental of offices (real estate); rental of apartments and flats; provision of financial information via the Internet; safety deposit and issuing of travel vouchers services; capital investments; financial evaluation [insurance, banking, real estate]; financial and asset management services; insurance and financial services; financial services provided by telecommunication means; financial consultancy and advisory services; home banking; banking services provided on-line from a computer databases or the Internet; securities brokerage services, stock exchange quotation services; stocks and bonds brokerage, financial analysis; debit card services, charge card services and cheque guarantee services; banking, savings account and investment services; financial clearing services; credit verification via global computer information network; electronic credit risk management services; electronic purchase payment and electronic bill payment services; financial accounts debiting and crediting services; electronic banking services; issuance of stored value cards, charge cards and debit cards; telephone credit cards services; information services relating to finance and insurance, provided online from a computer database or Internet; agency for collection of gas and electricity fees; antique appraisal; art appraisal; jewelry appraisal; used car appraisal; tax information supply; charitable fund raising; organizing of charitable collections; charitable collections; rental of paper money and coin counting or processing machines; rental of cash dispensers or automated-teller machines; online payment services; authentication and verification services in relation to online payment or transfer of funds; rental and/or leasing of safes; consultancy, information and advisory services relating to the aforesaid services; all included in class 36.

Class 39

Transport; packaging and storage of goods; travel arrangement; storage of electronically-stored data or documents; transportation information; shipbrokering; car transport; air transport; vehicle rental; water supplying; message delivery; reservation (travel-); transport by pipeline; delivery of goods by mail order; courier services [messages or merchandise]; transport services in the nature of logistic management relating to transport; car rental services; car parking services; yacht and/or boat trips; travel agency services; travel reservation and information services; travel ticket agency services; arranging travel and information therefor, all provided on-line from a computer database or the Internet; provision of information relating to travel and tourism through the Internet or through telecommunication networks; transport of goods and passengers; packaging; providing road and traffic information, chauffeur services; loading and unloading of cargo; freight brokerage; removal services; brokerage for rental, leasing, selling, purchasing and/or chartering of ships and/or boats; salvage and refloating of ships and/or boats; piloting; gas distribution and supply; electricity distribution and supply; heat distribution and supply; water distribution and supply; mooring facility services; rental of warehouses; providing flying areas; providing toll road; rental and/or leasing of wheel chairs; management of parking spaces; rental and/or leasing of airplanes; rental and/or leasing of containers; rental and/or leasing of bicycles; rental and/or leasing of cars; rental and/or leasing of ships and/or boats; rental and/or leasing of man-powered vehicles; rental and/or leasing of mechanical parking systems; rental and/or leasing of pallets; rental and/or leasing of packaging or wrapping machines; rental and/or leasing of refrigerator; collection of domestic waste and trash; collection of industrial waste and trash; consultancy, information and advisory services relating to the aforesaid services; all included in class 39.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, web site design, e-commerce, business management and advertising; provision of education, recreation, instruction,

tuition and training both interactive and non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing on-line electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging, organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional

services relating to operation of machines and equipment, including audiovisual equipment, which is used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine-films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; consultancy, information and advisory services relating to the aforesaid services; all included in class 41.

Class 42

Rental of entertainment software.

The Fourth Earlier Mark

Class 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; computer programs; computer software in the form of an application for mobile devices and computers; software applications for use with mobile devices; software for processing electronic payments to and from others; authentication software; computer software supplied on the Internet; online electronic publications (downloadable from the Internet or a computer network or a computer database); instant messaging software; file sharing software; communications software for electronically exchanging data, audio, video, images and

graphics via computer, mobile, wireless, and telecommunication networks; computer software for processing images, graphics, audio, video, and text; downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser; downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; downloadable cloud-computing software; downloadable cloud-based software; downloadable electronic publications in the nature of magazines, articles, brochures, leaflets, datasheets, information materials, instructional materials in the field of business, e-commerce, information technology, cloud computing, telecommunications, the Internet, business and e-commerce training, business, sales, marketing and financial management; computer software, computer peripherals; notebook computers; laptop computers; portable computers; handheld computers; personal digital assistants; personal media players; mobile telephones; smart phones; digital cameras; batteries, battery chargers; computer workstations; computer servers; computer and telecommunications networking hardware; computer network adaptors, switches, routers and hubs; wireless and wired modems and communication cards and devices; laptop holders, computer bags; fire-extinguishing apparatus; computer hardware and firmware; computer software (including software downloadable from the Internet); automobile navigation system; compact discs; digital music (downloadable from the Internet); telecommunications apparatus; mouse mats; mobile phone handsets; mobile phone accessories; downloadable games, pictures, motion pictures, movies and music; alarm systems; security cameras; mobile radio and television broadcasting units; television broadcasting equipment; cameras; video cameras; headphones; earphones; speakers; Global Positioning System (GPS) apparatus and equipment; computer, electronic and video games programmes and software (including software downloadable from the Internet); liquid crystal displays for telecommunications and electronic equipment; set top box; remote control; data storage programs; spectacles and sunglasses; electronic signboards; encoded or magnetic bank credit, debit, cash and identification cards; automatic teller machines, cash dispensers; computer software applications, downloadable; electronic book readers; toner cartridges, unfilled, for printers and photocopiers; baby monitors; video baby monitors; lens

hoods; tablet computers; encoded key cards; 3D spectacles; memory cards for video game machines.

Class 16

Newspapers; magazines; periodicals; journals; 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 packaging; printers' type; printing blocks; books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels; carry bags of paper, cardboard and plastic; printed telephone, facsimile, electronic mail and web site directories; cards in the form of debit cards, credit cards, charge cards and telephone cards other than encoded and magnetic cards; marketing and promotional materials; printed advertisements; user manuals; packaging materials; tissues; handkerchiefs made of paper; models and figurines made of paper; paper party bags; page holders.

Class 35

Advertising; business management; business administration; office functions; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; advertising agency services; advertising services provided for others; database management; compilation of information into computer databases; business consulting services; business consulting services in the field of web based events, conferences, training programs, learning programs, and seminars; business consulting services in the field of delivering web-based knowledge; business consulting services in the field of online collaboration and collaboration technologies; business consulting services in the fields of sales and marketing; business project management services; business project management services relating to development, set up, staging, production, recording, monitoring and follow-up for web based events, conferences, training programs, learning programs, and seminars; market research and business consulting services; business consultancy services relating to facilitating the transaction of business via local and global computer networks by locating and providing referrals for the delivery of a wide variety of

business and consumer products and services; dissemination of business information of goods and services of others via local and global computer networks; business consultancy services relating to providing a web site on a global computer network by which third parties can offer and source goods and services, place, determine the status of and fulfil trade leads and orders, enter into contracts and transact business; providing computerized online ordering services; advertising of goods and services of others via local and global computer networks; international import and export agency services; rental of advertising space on communication media; online trading services relating to electronic auctioneering and providing online business evaluation relating thereto; providing a directory of third party web sites to facilitate business transactions; business consultancy services relating to operating an electronic marketplace for the buyers and sellers of goods and/or services on a global computer network; business assistance relating to facilitating business transaction via local and global computer networks; corporate management consultancy services; marketing and promotion services; publication of publicity materials; marketing of vacant premises; dissemination of advertising materials, updating of advertising materials, compilation of advertisements for use as web pages on the Internet; rental of advertising space; computer data processing; sales, business and promotional information services; telephone answering (for unavailable subscribers); telephone answering (for others); auctioneering provided on the Internet; personnel management; provision of sales, business, advertising and promotional information through a global computer network and via the Internet; presentation of goods on communication media for retail purposes; retail and wholesale of bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations; retail and wholesale of canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, medicated soap, extracts of flowers [perfumes]; retail and wholesale of massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes; retail and

wholesale of adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes; retail and wholesale of sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes; retail and wholesale of plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale of telephones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, computer hardware and computer software; retail and wholesale of batteries, battery chargers, apparatus and instruments for recording, receiving, transmitting and/or reproducing data, information, pictures, images and/or sound, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors; retail and wholesale of massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue

scrapers; retail and wholesale of X-ray photographs for medical purposes, precious metals, jewellery, precious stones, printed matter, stationery, magnetically and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, games and electronic toys; retail and wholesale of chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, computers, calculating machines, photographic, cinematographic and optical apparatus and instruments, spectacles and sun glasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes; retail and wholesale of vehicles, firearms, fireworks, silverware, horological and chronometric instruments, musical instruments, magazine, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), tissues and handkerchiefs made of paper; retail and wholesale of models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, picture, typewriters and office requisites, packaging materials, rubber and plastics for manufacture use, packing and insulating materials; retail and wholesale of leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, playthings and sporting articles; retail and wholesale of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and

other non-alcoholic drinks, alcoholic beverages, flowers, flower baskets, bowls and pots for flowers and plants, floral decorations, tobacco, smokers' articles and matches; direct mail advertising; buying and selling agency services; selection of goods and procurement of goods for individuals and businesses; ordering services (for others); retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, soaps, medicated soap; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to perfumery, extracts of flowers [perfumes], essential oils, massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], cosmetics, lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes royal jelly dietary supplements, food for babies; retail and wholesale services, online retail services, department store services, supermarket retailing

services, all in relation to dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, mechanisms for coin-operated apparatus, cash registers, calculating machines; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to data processing equipment, computers, computer peripherals, notebook computers, laptop computers, portable computers, handheld computers, personal digital assistants, Global Positioning System (GPS) apparatus and equipment, computer workstations, servers, computer and telecommunications networking hardware, computer network adaptors, switches, routers and hubs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to wireless and wired modems and communication cards and devices, laptop holders, computer bags, computer hardware and firmware, computer software, computer programs, computer software (including software downloadable from the Internet), software for processing electronic payments to and from others, authentication software, computer software supplied on the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to online electronic publications (downloadable from the Internet or a computer network or a computer database), downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet;

retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser, downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telecommunications, the Internet, training, business, sales and marketing, alarm systems, fire-extinguishing apparatus, security cameras, cameras, video cameras, digital cameras; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telephones, mobile telephones, smart phones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cameras, compact disc players, video recorders and camcorders, telecommunications goods, personal media players, compact discs, digital music (downloadable from the Internet), telecommunications apparatus, mouse mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of downloadable games, pictures, motion pictures, movies and music, mobile radio and television broadcasting units, television broadcasting equipment, headphones, ear pieces, speakers; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of

electronic and video games programmes and software (including software downloadable from the Internet), electronic amusement and game apparatus, games and electronic toys, liquid crystal displays for telecommunications and electronic equipment, set top box; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of remote control, data storage programs, spectacles and sunglasses, signboards, automatic teller machines, cash dispensers, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic

publications in the nature of articles, papers and instructional materials in the fields of containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of stationery, printed matter, bookbinding material, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of artists' materials, paint brushes, instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, carry bags of plastic; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of printed telephone, facsimile, electronic mail and web site directories, printed marketing and promotional materials, printed advertisements, user manuals; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for the kitchen, electric razors, electric toothbrushes, batteries, battery chargers, magnetic and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of glassware, porcelain and earthenware, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cleaning and bleaching preparations,

lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, photographic, cinematographic and optical apparatus and instruments, spectacles and sunglasses, surgical and medical apparatus and instruments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, precious metals, jewellery, precious stones; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of leather covers for electronic devices, leather garments, leather bags, leather belts, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of dressmaker's articles, bed and table covers, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, playthings and sporting articles; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of

fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, fresh flowers, dried flowers, tobacco, smokers' articles and matches; all of the aforementioned also enabling customers to conveniently view and purchase these goods from a general merchandise Internet web site and in a wholesale outlet, a general merchandise catalogue by mail order or by means of telecommunications and from retail outlets; secretarial services; provision of business statistical information; organization of exhibitions for commercial or advertising purposes; business assistance services relating to compilation and rental of mailing lists; business investigation; business administration services for the processing of sales made on the Internet; business referral services and personnel placement; import-export clearance agencies (import export agency services); import-export clearance agencies (custom clearance); agency for newspapers subscriptions; document reproduction; transcription (including stencil-paper writing); rental of office equipment; customer relationship management; business management services relating to electronic commerce; business management and administration services relating to sponsorship programmes; accounting services; charitable services, namely organizing and conducting volunteer programmes and community service projects; rental of sales stands; provision of commercial and business contact information; search engine optimization; web site traffic optimization; pay per click advertising; commercial intermediation services; business management for freelance service providers; negotiation and conclusion of commercial transactions for third parties; updating and maintenance of data in computer databases; business project management services for construction projects; providing business information via a web site; information and advisory services all relating to the aforesaid services.

Class 38

Telecommunications; telecommunication services, namely, data transmission and reception services via telecommunication networks; providing web-based multimedia teleconferencing videoconferencing, and online meeting services that allow simultaneous and asynchronous viewing, sharing, editing, and discussion of documents, data, and images by participants via a web browser; providing customers with online access to online reports regarding the performance, effectiveness, and status of web-based applications, teleconferences, videoconferences, and meetings; providing users with secure remote access via the Internet to private computer

networks; providing online collaboration services allowing users to access applications, platforms, jointly-shared documents, data, task lists, and discussion forums; Internet broadcasting services, providing an online database of information regarding web-based broadcasting complaint submission platform; provision of telecommunication access and links to computer database and to the Internet; electronic communication services; interactive telecommunications services; telecommunication of information (web pages), computer programs and data; providing telecommunications connections to the Internet or data bases; provision of telecommunication access to world-wide web facilities and structures; communication by computer terminals; communication by fibre optic networks; computer aided transmission of messages, information, data, documents and images; facsimile transmission; message sending; paging services; rental of modems; data communication services by electronic means; rental of telecommunication equipment; electronic message sending, receiving and forwarding services; electronic exchange of voice, data, audio, video, text and graphics accessible via computer and telecommunication networks; instant messaging services; mobile phone communication services; collection, transmission and delivery of data by electronic means; collection, transmission and delivery of mail messages, still picture and/or moving picture information such as characters, messages, music and images, telegrams, information and data by mechanical, electronic, telephone, telex, cable, computer and satellite means; transmission, broadcast and reception of audio, video, still and moving images and data whether in compressed or uncompressed form and whether in real or delayed time; electronic messaging, conferencing and order-transmission services; video conferencing services; communication by electronic bulletin board that enables users to perform a real-time interactive talk between a computer terminal and an electronic bulletin board containing still picture and moving picture information and voice information such as characters; providing electronic bulletin boards and message boards for transmission of messages; provision of online discussion forums; television broadcasting services; broadcasting and transmission of radio and television programmes; music broadcasting; transmission of music, films, interactive programmes, videos, electronic computer games; transmission of information relating to online shopping and general retail services; video-on-demand transmission services; news agency services; providing access to computer database on the global computer network for searching and retrieving information, data, web

sites and resources available on computer networks; providing user access to a computer database containing electronic publications, bulletin boards, database and information accessible via computer; operation of chat rooms (chat room services); multiple user access to global computer information networks for the transfer and dissemination of a wide range of information; providing access to a website on a global computer network by which third parties can offer goods and services, place and fulfill orders, enter into contracts and transact business; providing access to an interactive website on a global computer network for third parties to post information, respond to requests and place and fulfill orders for products, services and business opportunities; communication services, namely, text and numeric digital messaging services; transmission of information by data communications for assisting decision making; transmission of information through video communication systems; web conferencing services; electronic communication services for establishing virtual chatrooms via text messaging; providing electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business leads and opportunities; providing an online interactive bulletin board for the posting, promotion, sale and resale of items via a global computer network; providing electronic mail and electronic mail forwarding services; audio and video communication via computers and computer networks, and via a global communications network; providing computer access and leasing access time to online interactive bulletin boards and databases; providing access to electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business opportunities; providing access to electronic calendar, address book and electronic notebook, via local and global computer networks; providing distant video and/or telephone conferencing access and facilities; providing direct connection services between computer users for exchanging data; consultancy services in the field of secure data and information transmission services; consultancy, information and advisory services relating to the aforesaid services; provision of electronic data links; provision of telecommunication access and links to computer databases and to the internet.

Class 39

Transport; packaging and storage of goods; travel arrangement; storage of electronically- stored data or documents; transportation information; shipbrokerage;

car transport; air transport; vehicle rental; water supplying; message delivery; reservation (travel-); transport by pipeline; delivery of goods by mail order; courier services [messages or merchandise]; transport services in the nature of transport management; car rental services; car parking services; yacht and/or boat trips; travel agency services; travel reservation and travel information services; travel ticket agency services; arranging travel and information therefor, all provided on-line from a computer database or the Internet; provision of information relating to travel and tourism through the Internet or through telecommunication networks; transport of goods and passengers; packaging; providing road and traffic information, chauffeur services; loading and unloading of cargo; freight brokerage; removal services; brokerage for rental, leasing, selling, purchasing and/or chartering of ships and/or boats; salvage and refloating of ships and/or boats; piloting; gas distribution and supply; electricity distribution and supply; heat distribution and supply; water distribution and supply; mooring facility services; rental of warehouses; providing flying areas; providing toll road; rental and/or leasing of wheelchairs; management of parking spaces; rental and/or leasing of airplanes; rental and/or leasing of containers; rental and/or leasing of bicycles; rental and/or leasing of cars; rental and/or leasing of ships and/or boats; rental and/or leasing of man-powered vehicles; rental and/or leasing of mechanical parking systems; rental and/or leasing of pallets; rental and/or leasing of packaging or wrapping, machines; rental and/or leasing of refrigerator; collection of domestic waste and trash; collection of industrial waste and trash; rental of navigational systems; providing driving directions for travel purposes; consultancy, information and advisory services relating to the aforesaid services.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; provision of education, recreation, instruction, tuition and training both interactive and non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games

services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing online electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops in relation to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, and environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging,

organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional services relating to operation of machines and equipment, including audiovisual equipment, used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine -films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; providing online videos, not downloadable; tutoring; consultancy, information and advisory services relating to the aforesaid services.

Class 42

Scientific and technological services and research and design relating thereto, industrial analysis and research services; design and development of computer hardware and software; software as a service (SaaS); computer services in connection with transmitting information, data, documents, and images over the Internet; application service provider (ASP) services, namely, hosting computer software applications of others; application service provider (ASP) services providing software in the fields of web-based conferencing, audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing online non-downloadable software for facilitating the interoperability of multiple software applications; technical support services relating to computer software and applications provided online, by email and by telephone; computer services, namely, creating an online community for registered users to participate in discussions, get feedback from their peers, form virtual communities, engage in social networking, and exchange documents; computer technology advice provided to Internet users by means of a support hotline; computer service relating to creating indexes of

information, sites and resources on computer networks; providing search engines; design of computers, notebook computers, laptop computers, portable computers and handheld computers; design of personal digital assistants and personal media players; design of mobile telephones and smart phones; design of digital cameras; computer services; computer programming; computer integration services; computer analysis services; computer programming in relation to the defence against virus; computer system software services; computer software design; computer system design; design and development of webpages; hosting webpages for others; hosting computer application software for searching and retrieving information from databases and computer networks; providing technical information at the specific request of end-users by means of telephone or global computer network; consultancy services in relation to computer software; computer services relating to customized searching of computer databases and websites; computer and electronic signal coding and decoding; conversion of physical data and documents into electronic media format; testing and evaluation services; architectural and design services; interior designs of buildings, offices and apartments; computer information services; network information services, namely, providing technical information relating to computers and networks in the field of business and e-commerce; provision of computer security risk management programs; computer security information, knowledge, and testing services; quality assurance services; computer services relating to certification of business transactions and preparation of reports therefor; access control to (security services for-) computers, electronic networks and databases; security of data transmission services and of transactions via computer networks services; consultancy in the field of data security; technological consultancy concerning securing telecommunications; computerized communication network security services; providing information in the fields of Internet, world wide web and computerized communication network security and the secure transmission of data and information; consulting services in the fields of Internet, world wide web and computerized communication network security services, information security services; authentication services for computer security; online authentication of electronic signatures; off-site data backup; electronic data storage; providing information on computer technology and programming via a web site; cartography services; cloud computing; cloud hosting provider services; providing temporary use of non-downloadable cloud-based software and cloud computing software; electronic storage

of data; providing virtual computer systems and virtual computer environments through cloud computing; rental of entertainment software; consultancy, information and advisory services relating to the aforesaid services.

Class 45

Personal and social services rendered by others to meet the needs of individuals, namely personal shopper services, non-medical personal care services for others in the nature of planning, organizing, coordinating, arranging and assisting individuals to perform daily tasks, personal reminder services, personal bodyguard services, social escorting; consultancy services relating to social planning, chaperoning, personal introduction agency services, house sitting, babysitting, pet sitting, detective agencies, undertaking, horoscope casting; social work services; dating services; legal services; domain name registration services (legal services); guard and security services; personal safety services; rental and/or leasing of safes; rental of apparel; providing protection services through electric central stations for intruders, burglar and fire protection systems; intruder and burglar alarms monitoring services, fire and flood detecting device and alarm monitoring services; licensing of digital data, still images, moving images, audio and text; creation, compilation and maintenance of a register of domain names; baggage inspection for security purposes; personal background investigation services; security services for the protection of property and individuals; funeral services; on-line social networking services; releasing doves for special occasions; embalming services; consultancy, information and advisory services relating to the aforesaid services.

The Fifth Earlier Mark

Class 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; computer programs; computer software in the form of an application for mobile devices and computers; software applications for

use with mobile devices; software for processing electronic payments to and from others; authentication software; computer software supplied on the Internet; online electronic publications (downloadable from the Internet or a computer network or a computer database); instant messaging software; file sharing software; communications software for electronically exchanging data, audio, video, images and graphics via computer, mobile, wireless, and telecommunication networks; computer software for processing images, graphics, audio, video, and text; downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser; downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; downloadable cloud-computing software; downloadable cloud-based software; downloadable electronic publications in the nature of magazines, articles, brochures, leaflets, datasheets, information materials, instructional materials in the field of business, e-commerce, information technology, cloud computing, telecommunications, the Internet, business and e-commerce training, business, sales, marketing and financial management; computer software, computer peripherals; notebook computers; laptop computers; portable computers; handheld computers; personal digital assistants; personal media players; mobile telephones; smart phones; digital cameras; batteries, battery chargers; computer workstations; computer servers; computer and telecommunications networking hardware; computer network adaptors, switches, routers and hubs; wireless and wired modems and communication cards and devices; laptop holders, computer bags; fire-extinguishing apparatus; computer hardware and firmware; computer software (including software downloadable from the Internet); automobile navigation system; compact discs; digital music (downloadable from the Internet); telecommunications apparatus; mouse mats; mobile phone handsets; mobile phone accessories; downloadable games, pictures, motion pictures, movies and music; alarm systems; security cameras; mobile radio and television broadcasting units; television broadcasting equipment; cameras; video cameras; headphones; earphones; speakers; Global Positioning System (GPS) apparatus and equipment; computer, electronic and video games programmes and software (including software downloadable from the Internet); liquid crystal displays for telecommunications and

electronic equipment; set top box; remote control; data storage programs; spectacles and sunglasses; electronic signboards; encoded or magnetic bank credit, debit, cash and identification cards; automatic teller machines, cash dispensers; computer software applications, downloadable; electronic book readers; toner cartridges, unfilled, for printers and photocopiers; baby monitors; video baby monitors; lens hoods; tablet computers; encoded key cards; 3D spectacles; memory cards for video game machines; computer software for gaming; computer gaming software downloadable from or distributed via the Internet; computer software for betting and gambling.

Class 16

Newspapers; magazines; periodicals; journals; 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 packaging (not included in other classes); printers' type; printing blocks; books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels; carry bags of paper, cardboard and plastic; printed telephone, facsimile, electronic mail and web site directories; cards in the form of debit cards, credit cards, charge cards and telephone cards other than encoded and magnetic cards; marketing and promotional materials; printed advertisements; user manuals; packaging materials; tissues; handkerchiefs made of paper; models and figurines made of paper; paper party bags; page holders.

Class 35

Advertising; business management; business administration; office functions; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; advertising agency services; advertising services provided for others; database management; compilation of information into computer databases; business consulting services; business consulting services in the field of web based events, conferences, training programs, learning programs, and seminars; business consulting services in the field of delivering web-based knowledge; business

consulting services in the field of online collaboration and collaboration technologies; business consulting services in the fields of sales and marketing; business project management services; business project management services relating to development, set up, staging, production, recording, monitoring and follow-up for web based events, conferences, training programs, learning programs, and seminars; market research and business consulting services; business consultancy services relating to facilitating the transaction of business via local and global computer networks by locating and providing referrals for the delivery of a wide variety of business and consumer products and services; dissemination of business information of goods and services of others via local and global computer networks; business consultancy services relating to providing a web site on a global computer network by which third parties can offer and source goods and services, place, determine the status of and fulfil trade leads and orders, enter into contracts and transact business; providing computerized online ordering services; advertising of goods and services of others via local and global computer networks; international import and export agency services; rental of advertising space on communication media; online trading services relating to electronic auctioneering and providing online business evaluation relating thereto; providing a directory of third party web sites to facilitate business transactions; business consultancy services relating to operating an electronic marketplace for the buyers and sellers of goods and/or services on a global computer network; business assistance relating to facilitating business transaction via local and global computer networks; corporate management consultancy services; marketing and promotion services; publication of publicity materials; marketing of vacant premises; dissemination of advertising materials, updating of advertising materials, compilation of advertisements for use as web pages on the Internet; rental of advertising space; computer data processing; sales, business and promotional information services; telephone answering (for unavailable subscribers); telephone answering (for others); auctioneering provided on the Internet; personnel management; provision of sales, business, advertising and promotional information through a global computer network and via the Internet; presentation of goods on communication media for retail purposes; retail and wholesale of bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture

and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations; retail and wholesale of canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, medicated soap, extracts of flowers [perfumes]; retail and wholesale of massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes; retail and wholesale of adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, after-shave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes; retail and wholesale of sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes; retail and wholesale of plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale of telephones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios, cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, computer hardware and computer software; retail and wholesale of batteries, battery chargers, apparatus and instruments for recording, receiving, transmitting and/or reproducing data, information, pictures, images and/or sound, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air

therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors; retail and wholesale of massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers; retail and wholesale of X-ray photographs for medical purposes, precious metals, jewellery, precious stones, printed matter, stationery, magnetically and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, games and electronic toys; retail and wholesale of chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, computers, calculating machines, electrical, photographic, cinematographic and optical apparatus and instruments, spectacles and sun glasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes; retail and wholesale of vehicles, firearms, fireworks, silverware, horological and chronometric instruments, musical instruments, magazine, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), tissues and handkerchiefs made of paper; retail and wholesale of models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, picture, typewriters and office requisites, packaging materials, rubber and plastics for manufacture use, packing and insulating materials; retail and wholesale of leather and

imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, playthings and sporting articles; retail and wholesale of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, floral products, tobacco, smokers' articles and matches; direct mail advertising; buying and selling agency services; selection of goods and procurement of goods for individuals and businesses; ordering services (for others); retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, soaps, medicated soap; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to perfumery, extracts of flowers [perfumes], essential oils, massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], cosmetics, lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to shampoos, dry shampoos, shampoos for pets, hair lotions, after-shave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, Pharmaceutical and veterinary preparations, vaccines, sunburn

ointments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, mechanisms for coin-operated apparatus, cash registers, calculating machines; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to data processing equipment, computers, computer peripherals, notebook computers, laptop computers, portable computers, handheld computers, personal digital assistants, Global Positioning System (GPS) apparatus and equipment, computer workstations, servers, computer and telecommunications networking hardware, computer network adaptors, switches, routers and hubs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to wireless and wired modems and communication cards and devices, laptop holders, computer bags, computer hardware and firmware, computer software, computer programs,

computer software (including software downloadable from the Internet), software for processing electronic payments to and from others, authentication software, computer software supplied on the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to online electronic publications (downloadable from the Internet or a computer network or a computer database), downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser, downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telecommunications, the Internet, training, business, sales and marketing, alarm systems, fire-extinguishing apparatus, security cameras, cameras, video cameras, digital cameras; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telephones, mobile telephones, smart phones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios, cameras, personal digital assistants (PDA), MP3 players; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cameras, compact disc players, video recorders and camcorders, telecommunications goods, personal media players, compact discs, digital music (downloadable from the Internet), telecommunications apparatus, mouse mats; retail and wholesale services, online retail services, department store services,

supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of downloadable games, pictures, motion pictures, movies and music, mobile radio and television broadcasting units, television broadcasting equipment, headphones, ear pieces, speakers; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electronic and video games programmes and software (including software downloadable from the Internet), electronic amusement and game apparatus, games and electronic toys, liquid crystal displays for telecommunications and electronic equipment, set top box; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of remote control, data storage programs, spectacles and sunglasses, signboards, automatic teller machines, cash dispensers, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes; retail and wholesale services, online retail services, department

store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of stationery, printed matter, bookbinding material, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of artists' materials, paint brushes, instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, carry bags of plastic; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of printed telephone, facsimile, electronic mail and web site directories, printed marketing and promotional materials, printed advertisements, user manuals; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for the kitchen, electric razors, electric toothbrushes, batteries, battery chargers, magnetic and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications

in the nature of articles, papers and instructional materials in the fields of glassware, porcelain and earthenware, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, electrical, photographic, cinematographic and optical apparatus and instruments, spectacles and sunglasses, surgical and medical apparatus and instruments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, precious metals, jewellery, precious stones; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of leather covers for electronic devices, leather garments, leather bags, leather belts, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of dressmaker's articles, bed and table covers, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, playthings and sporting articles; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to

downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, fresh flowers, dried flowers, tobacco, smokers' articles and matches; all of the aforementioned also enabling customers to conveniently view and purchase these goods from a general merchandise Internet web site and in a wholesale outlet, a general merchandise catalogue by mail order or by means of telecommunications and from retail outlets; secretarial services; provision of business statistical information; organization of exhibitions for commercial or advertising purposes; business assistance services relating to compilation and rental of mailing lists; business investigation; business administration services for the processing of sales made on the Internet; business referral services and personnel placement; import-export clearance agencies (import export agency services); import-export clearance agencies (custom clearance); agency for newspapers subscriptions; document reproduction; transcription (including stencil-paper writing); rental of office equipment; customer relationship management; business management services relating to electronic commerce; business management and administration services relating to sponsorship programmes; accounting services; charitable services, namely organizing and conducting volunteer programmes and community service projects; rental of sales stands; provision of commercial and business contact information; search engine optimization; web site traffic optimization; pay per click advertising; commercial intermediation services; business management for freelance service providers; negotiation and conclusion of commercial transactions for third parties; updating and maintenance of data in computer databases; business project management services for construction projects; providing business information via a web site; information and advisory services all relating to the aforesaid services.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; provision of education, recreation, instruction, tuition and training both interactive and non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing online electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging, conducting and provision of conferences, conventions, congresses, seminars and

training workshops; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops in relation to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, and environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging, organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional services relating to operation of machines and equipment, including audiovisual equipment used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; providing online videos, not downloadable; tutoring; consultancy, information and advisory services relating to the aforesaid services; providing gaming facilities; providing gambling and casino facilities; conducting and operating of lotteries; provision of online gambling games; provision of online gaming services; providing information in the fields of casino and gaming services; provision of information on betting, gaming and/or gambling results; provision of non-downloadable on-line electronic newsletters in the field of gaming, amusement and entertainment; interactive Internet services for the purposes of gaming, amusement and entertainment, namely, for computer gaming contests, games of chance and interactive games; gaming services; providing on-line information relating to computer gaming entertainment.

Class 42

Scientific and technological services and research and design relating thereto, industrial analysis and research services; design and development of computer hardware and software; software as a service (SaaS); computer services in connection with transmitting information, data, documents, and images over the Internet; application service provider (ASP) services, namely, hosting computer software applications of others; application service provider (ASP) services providing software in the fields of web-based conferencing, audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing online non downloadable software for facilitating the interoperability of multiple software applications; technical support services relating to computer software and applications provided online, by email and by telephone; computer services, namely, creating an online community for registered users to participate in discussions, get feedback from their peers, form virtual communities, engage in social networking, and exchange documents; computer technology advice provided to Internet users by means of a support hotline; computer service relating to creating indexes of information, sites and resources on computer networks; providing search engines; design of computers, notebook computers, laptop computers, portable computers and handheld computers; design of personal digital assistants and personal media players; design of mobile telephones and smart phones; design of digital cameras; computer services; computer programming; computer integration services; computer analysis services; computer programming in relation to the defence against virus; computer system software services; computer software design; computer system design; design and development of webpages; hosting webpages for others; hosting computer application software for searching and retrieving information from databases and computer networks; providing technical information at the specific request of end-users by means of telephone or global computer network; consultancy services in relation to computer software; computer services relating to customized searching of computer databases and websites; computer and electronic signal coding and decoding; conversion of physical data and documents into electronic media format; testing and evaluation services; architectural and design services; interior designs of buildings, offices and apartments; computer information services; network information services, namely, providing technical information relating to computers and networks

in the field of business and e-commerce; provision of computer security risk management programs; computer security information, knowledge, and testing services; quality assurance services; computer services relating to certification of business transactions and preparation of reports therefor; access control to (security services for-) computers, electronic networks and databases; security of data transmission services and of transactions via computer networks services; consultancy in the field of data security; technological consultancy concerning securing telecommunications; computerized communication network security services; providing information in the fields of Internet, world wide web and computerized communication network security and the secure transmission of data and information; consulting services in the fields of Internet, world wide web and computerized communication network security services, information security services; authentication services for computer security; online authentication of electronic signatures; off-site data backup; electronic data storage; providing information on computer technology and programming via a web site; cartography services; cloud computing; cloud hosting provider services; providing temporary use of non-downloadable cloud-based software and cloud computing software; electronic storage of data; providing virtual computer systems and virtual computer environments through cloud computing; rental of entertainment software; consultancy, information and advisory services relating to the aforesaid services.

The Sixth Earlier Mark

Class 9

Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; apparatus for recording, transmission or reproduction of sound or images; magnetic data carriers, recording discs; mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; computer programs; computer software in the form of an application for mobile devices and computers; software applications for use with mobile devices; software for processing electronic payments to and from others; authentication software; computer software supplied on the Internet; online electronic publications (downloadable from the Internet or a computer network or a

computer database); instant messaging software; file sharing software; communications software for electronically exchanging data, audio, video, images and graphics via computer, mobile, wireless, and telecommunication networks; computer software for processing images, graphics, audio, video, and text; downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser; downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; downloadable cloud-computing software; downloadable cloud-based software; downloadable electronic publications in the nature of magazines, articles, brochures, leaflets, datasheets, information materials, instructional materials in the field of business, e-commerce, information technology, cloud computing, telecommunications, the Internet, business and e-commerce training, business, sales, marketing and financial management; computer software, computer peripherals; notebook computers; laptop computers; portable computers; handheld computers; personal digital assistants; personal media players; mobile telephones; smart phones; digital cameras; batteries, battery chargers; computer workstations; computer servers; computer and telecommunications networking hardware; computer network adaptors, switches, routers and hubs; wireless and wired modems and communication cards and devices; laptop holders, computer bags; fire-extinguishing apparatus; computer hardware and firmware; computer software (including software downloadable from the Internet); automobile navigation system; compact discs; digital music (downloadable from the Internet); telecommunications apparatus; mouse mats; mobile phone handsets; mobile phone accessories; downloadable games, pictures, motion pictures, movies and music; alarm systems; security cameras; mobile radio and television broadcasting units; television broadcasting equipment; cameras; video cameras; headphones; earphones; speakers; Global Positioning System (GPS) apparatus and equipment; computer, electronic and video games programmes and software (including software downloadable from the Internet); liquid crystal displays for telecommunications and electronic equipment; set top box; remote control; data storage programs; spectacles and sunglasses; electronic signboards; encoded or magnetic bank credit, debit, cash and identification cards; automatic teller machines, cash dispensers; computer

software applications, downloadable; electronic book readers; toner cartridges, unfilled, for printers and photocopiers; baby monitors; video baby monitors; lens hoods; tablet computers; encoded key cards; 3D spectacles; memory cards for video game machines.

Class 16

Newspapers; magazines; periodicals; journals; 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 packaging; printers' type; printing blocks; books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels; carry bags of paper, cardboard and plastic; printed telephone, facsimile, electronic mail and web site directories; cards in the form of debit cards, credit cards, charge cards and telephone cards other than encoded and magnetic cards; marketing and promotional materials; printed advertisements; user manuals; packaging materials; tissues; handkerchiefs made of paper; models and figurines made of paper; paper party bags; page holders.

Class 35

Advertising; business management; business administration; office functions; organization, operation and supervision of loyalty and incentive schemes; advertising services provided via the Internet; production of television and radio advertisements; accountancy; auctioneering; trade fairs; opinion polling; data processing; provision of business information; advertising agency services; advertising services provided for others; database management; compilation of information into computer databases; business consulting services; business consulting services in the field of web based events, conferences, training programs, learning programs, and seminars; business consulting services in the field of delivering web-based knowledge; business consulting services in the field of online collaboration and collaboration technologies; business consulting services in the fields of sales and marketing; business project management services; business project management services relating to development, set up, staging, production, recording, monitoring and follow-up for web based events, conferences, training programs, learning programs, and seminars; market research and business consulting services; business consultancy services

relating to facilitating the transaction of business via local and global computer networks by locating and providing referrals for the delivery of a wide variety of business and consumer products and services; dissemination of business information of goods and services of others via local and global computer networks; business consultancy services relating to providing a web site on a global computer network by which third parties can offer and source goods and services, place, determine the status of and fulfil trade leads and orders, enter into contracts and transact business; providing computerized online ordering services; advertising of goods and services of others via local and global computer networks; international import and export agency services; rental of advertising space on communication media; online trading services relating to electronic auctioneering and providing online business evaluation relating thereto; providing a directory of third party web sites to facilitate business transactions; business consultancy services relating to operating an electronic marketplace for the buyers and sellers of goods and/or services on a global computer network; business assistance relating to facilitating business transaction via local and global computer networks; corporate management consultancy services; marketing and promotion services; publication of publicity materials; marketing of vacant premises; dissemination of advertising materials, updating of advertising materials, compilation of advertisements for use as web pages on the Internet; rental of advertising space; computer data processing; sales, business and promotional information services; telephone answering (for unavailable subscribers); telephone answering (for others); auctioneering provided on the Internet; personnel management; provision of sales, business, advertising and promotional information through a global computer network and via the Internet; presentation of goods on communication media for retail purposes; retail and wholesale of bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring, detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations; retail and wholesale of canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, medicated soap, extracts of flowers [perfumes]; retail and wholesale of massage gels other than for medical purposes, sunscreen

preparations, sun-tanning preparations [cosmetics], lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes; retail and wholesale of adhesives for cosmetic purposes, nail care preparations, make-up removing preparations, shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments, sanitary preparations for medical purposes; retail and wholesale of sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical purposes, royal jelly dietary supplements, food for babies, dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes; retail and wholesale of plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes, disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale of telephones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players, portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices, cameras, compact disc players, video recorders and camcorders, telecommunications goods, computer hardware and computer software; retail and wholesale of batteries, battery chargers, apparatus and instruments for recording, receiving, transmitting and/or reproducing data, information, pictures, images and/or sound, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes, hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors; retail and wholesale of massage apparatus, air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes, armchairs for medical or dental

purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers; retail and wholesale of X-ray photographs for medical purposes, precious metals, jewellery, precious stones, printed matter, stationery, magnetically and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils, glassware, porcelain and earthenware, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, games and electronic toys; retail and wholesale of chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils, cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, computers, calculating machines, photographic, cinematographic and optical apparatus and instruments, spectacles and sun glasses, surgical and medical apparatus and instruments, apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes; retail and wholesale of vehicles, firearms, fireworks, silverware, horological and chronometric instruments, musical instruments, magazine, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards, greeting cards, containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), tissues and handkerchiefs made of paper; retail and wholesale of models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes, stationery, picture, typewriters and office requisites, packaging materials, rubber and plastics for manufacture use, packing and insulating materials; retail and wholesale of leather and imitations of leather and leather garments, leather belts, leather bags, leather covers for electronic devices, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats, dressmaker's articles, bed and table covers, playthings and sporting articles; retail and wholesale of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk

and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments, fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, flowers, flower baskets, bowls and pots for flowers and plants, floral decorations, tobacco, smokers' articles and matches; direct mail advertising; buying and selling agency services; selection of goods and procurement of goods for individuals and businesses; ordering services (for others); retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to bleaching preparations and other substances for laundry use, leather bleaching preparations, fabric softeners for laundry use, cleaning, polishing, scouring and abrasive preparations, shining preparations [polish], abrasive cloth, polishing paper, glass cloth, glass paper, floor wax, shoe wax, polish for furniture and flooring; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to detergents other than for use in manufacturing operations and for medical purposes, dry-cleaning preparations, canned pressurized air for cleaning and dusting purposes, color-removing preparations, varnish-removing preparations, wallpaper cleaning preparations, windscreen cleaning liquids, air fragrancing preparations, joss sticks, soaps, medicated soap; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to perfumery, extracts of flowers [perfumes], essential oils, massage gels other than for medical purposes, sunscreen preparations, sun-tanning preparations [cosmetics], cosmetics, lipsticks, lipstick cases, cosmetic preparations for skin care, cosmetic preparations for slimming purposes, adhesives for cosmetic purposes, nail care preparations, make-up removing preparations; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to shampoos, dry shampoos, shampoos for pets, hair lotions, aftershave lotions, shaving preparations, dentifrices, dental bleaching gels, mouth washes not for medical purposes, hair spray, hair dyes, antiperspirants [toiletries], deodorants for human beings or for animals, pharmaceutical and veterinary preparations, vaccines, sunburn ointments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to sanitary preparations for medical purposes, sterilising preparations, solutions for contact lenses, panty liners [sanitary], remedies for foot perspiration, dietetic food and substances adapted for medical or veterinary use, yeast for pharmaceutical purposes, sugar for medical

purposes royal jelly dietary supplements, food for babies; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to dietary supplements for humans and animals, nutritional supplements, vitamin preparations, tanning pills, slimming pills, tobacco-free cigarettes for medical purposes, plasters, materials for dressings, surgical cloth [tissues], surgical implants [living tissues], material for stopping teeth, teeth filling material, dental wax, mouthwashes for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to disinfectants, preparations for destroying vermin, fungicides, herbicides, rat poison, repellents for dogs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), life-saving and teaching apparatus and instruments, apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to apparatus and instruments for recording, receiving, transmission and/or reproduction of data, information, pictures, images and/or sound, magnetic data carriers, recording discs, mechanisms for coin-operated apparatus, cash registers, calculating machines; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to data processing equipment, computers, computer peripherals, notebook computers, laptop computers, portable computers, handheld computers, personal digital assistants, Global Positioning System (GPS) apparatus and equipment, computer workstations, servers, computer and telecommunications networking hardware, computer network adaptors, switches, routers and hubs; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to wireless and wired modems and communication cards and devices, laptop holders, computer bags, computer hardware and firmware, computer software, computer programs, computer software (including software downloadable from the Internet), software for processing electronic payments to and from others, authentication software, computer software supplied on the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to online electronic publications (downloadable from the Internet or a computer network or a

computer database), downloadable computer software to facilitate the electronic transmission of information, data, documents, voice, and images over the Internet; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable computer software which allows users to participate in web-based meetings and classes, with access to data, documents, images and software applications through a web browser, downloadable computer software for accessing, viewing, and controlling remote computers and computer networks; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telecommunications, the Internet, training, business, sales and marketing, alarm systems, fire-extinguishing apparatus, security cameras, cameras, video cameras, digital cameras; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of telephones, mobile telephones, smart phones, mobile phone handsets, mobile phone accessories, electronic goods, namely, radios cameras, personal digital assistants (PDA), MP3 players; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of portable and handheld digital electronic devices for recording, organizing, transmitting, manipulating and reviewing audio files, mobile phones, portable electronic communications devices; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cameras, compact disc players, video recorders and camcorders, telecommunications goods, personal media players, compact discs, digital music (downloadable from the Internet), telecommunications apparatus, mouse mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of downloadable games, pictures, motion pictures, movies and music, mobile radio and television broadcasting units, television broadcasting equipment, headphones, ear pieces, speakers; retail and wholesale services, online retail services, department

store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electronic and video games programmes and software (including software downloadable from the Internet), electronic amusement and game apparatus, games and electronic toys, liquid crystal displays for telecommunications and electronic equipment, set top box; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of remote control, data storage programs, spectacles and sunglasses, signboards, automatic teller machines, cash dispensers, surgical, medical, dental and veterinary apparatus and instruments, obstetric apparatus, X-ray apparatus for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of hot air therapeutic apparatus, electric blankets for medical purposes, testing apparatus for medical purposes, blood testing apparatus, hearing aids for the deaf, hearing protectors, massage apparatus; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of air pillows for medical purposes, air cushions for medical purposes, physical exercise apparatus for medical purposes, vaporizers for medical purposes, fumigation apparatus for medical purposes, thermal packs for first aid purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of armchairs for medical or dental purposes, artificial limbs, eyes and teeth, orthopedic articles, suture materials, supportive bandages, surgical implants [artificial materials], babies' bottles, tongue scrapers, X-ray photographs for medical purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of newspapers, magazines, periodicals, journals, cards, books, pamphlets, posters, printed cards, circulars, catalogues, calendars, price tags, price labels, carrier bags of paper and cardboard, advertisement boards of paper or cardboard, postcards,

greeting cards; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of containers of paper for packaging, paperboard boxes, paper bags and sacks, stickers (stationery), cards, tissues and handkerchiefs made of paper, models and figurines made of paper, paper party bags, paper, cardboard, wrapping paper, paper cards, paper boxes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of stationery, printed matter, bookbinding material, photographs, stationery, cards, picture, typewriters and office requisites, rubber and plastics for manufacture use, packing and insulating materials, adhesives for stationery or household purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of artists' materials, paint brushes, instructional and teaching material (except apparatus), plastic materials for packaging, printers' type, printing blocks, carry bags of plastic; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of printed telephone, facsimile, electronic mail and web site directories, printed marketing and promotional materials, printed advertisements, user manuals; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for the kitchen, electric razors, electric toothbrushes, batteries, battery chargers, magnetic and non-magnetically encoded cards, furniture, picture frames, household and kitchen utensils; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of glassware, porcelain and earthenware, chemicals used in industry, science, photography and agriculture, paints, varnishes and lacquers, personal hygiene products, soaps, perfumery, cosmetics, hair and body lotions, essential oils; retail and wholesale services, online retail services, department store services, supermarket retailing

services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of cleaning and bleaching preparations, lubricants, fuels, candles, pharmaceutical, veterinary and sanitary preparations, ironmongery and small items of metal hardware, electrical apparatus for the kitchen, electrical apparatus for domestic cleaning purposes; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of electrical apparatus for personal hygiene purposes and machine tools, cutlery, razors and hand tools, photographic, cinematographic and optical apparatus and instruments, spectacles and sunglasses, surgical and medical apparatus and instruments; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of apparatus for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes, vehicles, firearms, fireworks, silverware, horological and chronometric instruments, precious metals, jewellery, precious stones; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of leather covers for electronic devices, leather garments, leather bags, leather belts, handbags, purses, wallets, leather holders, bags, luggage, umbrellas, mirrors, ropes, string, nets, tents, yarns and threads for textile use, coat hangers, place mats; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of dressmaker's articles, bed and table covers, textiles, clothing, footwear, headgear, laces and embroidery, buttons, ribbons, pins and needles, artificial flowers, carpets, rugs, playthings and sporting articles; retail and wholesale services, online retail services, department store services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of foodstuffs and beverages, meat, fish, poultry, preserved, dried and cooked fruits and vegetables, jams and fruits sauces, eggs, milk and milk products, edible oils and fats, coffee, tea, cocoa, sugar, rice, flour, bread and cakes, condiments; retail and wholesale services, online retail services, department store

services, supermarket retailing services, all in relation to downloadable electronic publications in the nature of articles, papers and instructional materials in the fields of fresh fruit and vegetables, beer, mineral water, fruit juices and other non-alcoholic drinks, alcoholic beverages, fresh flowers, dried flowers, tobacco, smokers' articles and matches; all of the aforementioned also enabling customers to conveniently view and purchase these goods from a general merchandise Internet web site and in a wholesale outlet, a general merchandise catalogue by mail order or by means of telecommunications and from retail outlets; secretarial services; provision of business statistical information; organization of exhibitions for commercial or advertising purposes; business assistance services relating to compilation and rental of mailing lists; business investigation; business administration services for the processing of sales made on the Internet; business referral services and personnel placement; import-export clearance agencies (import export agency services); import-export clearance agencies (custom clearance); agency for newspapers subscriptions; document reproduction; transcription (including stencil-paper writing); rental of office equipment; customer relationship management; business management services relating to electronic commerce; business management and administration services relating to sponsorship programmes; accounting services; charitable services, namely organizing and conducting volunteer programmes and community service projects; rental of sales stands; provision of commercial and business contact information; search engine optimization; web site traffic optimization; pay per click advertising; commercial intermediation services; business management for freelance service providers; negotiation and conclusion of commercial transactions for third parties; updating and maintenance of data in computer databases; business project management services for construction projects; providing business information via a web site; information and advisory services all relating to the aforesaid services.

Class 38

Telecommunications; telecommunication services, namely, data transmission and reception services via telecommunication networks; providing web-based multimedia teleconferencing videoconferencing, and online meeting services that allow simultaneous and asynchronous viewing, sharing, editing, and discussion of documents, data, and images by participants via a web browser; providing customers with online access to online reports regarding the performance, effectiveness, and

status of web-based applications, teleconferences, videoconferences, and meetings; providing users with secure remote access via the Internet to private computer networks; providing online collaboration services allowing users to access applications, platforms, jointly-shared documents, data, task lists, and discussion forums; Internet broadcasting services, providing an online database of information regarding web-based broadcasting complaint submission platform; provision of telecommunication access and links to computer database and to the Internet; electronic communication services; interactive telecommunications services; telecommunication of information (web pages), computer programs and data; providing telecommunications connections to the Internet or data bases; provision of telecommunication access to world-wide web facilities and structures; communication by computer terminals; communication by fibre optic networks; computer aided transmission of messages, information, data, documents and images; facsimile transmission; message sending; paging services; rental of modems; data communication services by electronic means; rental of telecommunication equipment; electronic message sending, receiving and forwarding services; electronic exchange of voice, data, audio, video, text and graphics accessible via computer and telecommunication networks; instant messaging services; mobile phone communication services; collection, transmission and delivery of data by electronic means; collection, transmission and delivery of mail messages, still picture and/or moving picture information such as characters, messages, music and images, telegrams, information and data by mechanical, electronic, telephone, telex, cable, computer and satellite means; transmission, broadcast and reception of audio, video, still and moving images and data whether in compressed or uncompressed form and whether in real or delayed time; electronic messaging, conferencing and order-transmission services; video conferencing services; communication by electronic bulletin board that enables users to perform a real-time interactive talk between a computer terminal and an electronic bulletin board containing still picture and moving picture information and voice information such as characters; providing electronic bulletin boards and message boards for transmission of messages; provision of online discussion forums; television broadcasting services; broadcasting and transmission of radio and television programmes; music broadcasting; transmission of music, films, interactive programmes, videos, electronic computer games; transmission of information relating to online shopping and general retail services; video-on-demand

transmission services; news agency services; providing access to computer database on the global computer network for searching and retrieving information, data, web sites and resources available on computer networks; providing user access to a computer database containing electronic publications, bulletin boards, database and information accessible via computer; operation of chat rooms (chat room services); multiple user access to global computer information networks for the transfer and dissemination of a wide range of information; providing access to a website on a global computer network by which third parties can offer goods and services, place and fulfill orders, enter into contracts and transact business; providing access to an interactive website on a global computer network for third parties to post information, respond to requests and place and fulfill orders for products, services and business opportunities; communication services, namely, text and numeric digital messaging services; transmission of information by data communications for assisting decision making; transmission of information through video communication systems; web conferencing services; electronic communication services for establishing virtual chatrooms via text messaging; providing electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business leads and opportunities; providing an online interactive bulletin board for the posting, promotion, sale and resale of items via a global computer network; providing electronic mail and electronic mail forwarding services; audio and video communication via computers and computer networks, and via a global communications network; providing computer access and leasing access time to online interactive bulletin boards and databases; providing access to electronic bulletin boards for the posting and transmission of messages among and between computer users concerning products, services and business opportunities; providing access to electronic calendar, address book and electronic notebook, via local and global computer networks; providing distant video and/or telephone conferencing access and facilities; providing direct connection services between computer users for exchanging data; consultancy services in the field of secure data and information transmission services; consultancy, information and advisory services relating to the aforesaid services; provision of electronic data links; provision of telecommunication access and links to computer databases and to the internet.

Class 39

Transport; packaging and storage of goods; travel arrangement; storage of electronically- stored data or documents; transportation information; shipbrokerage; car transport; air transport; vehicle rental; water supplying; message delivery; reservation (travel-); transport by pipeline; delivery of goods by mail order; courier services [messages or merchandise]; transport services in the nature of transport management; car rental services; car parking services; yacht and/or boat trips; travel agency services; travel reservation and travel information services; travel ticket agency services; arranging travel and information therefor, all provided on-line from a computer database or the Internet; provision of information relating to travel and tourism through the Internet or through telecommunication networks; transport of goods and passengers; packaging; providing road and traffic information, chauffeur services; loading and unloading of cargo; freight brokerage; removal services; brokerage for rental, leasing, selling, purchasing and/or chartering of ships and/or boats; salvage and refloating of ships and/or boats; piloting; gas distribution and supply; electricity distribution and supply; heat distribution and supply; water distribution and supply; mooring facility services; rental of warehouses; providing flying areas; providing toll road; rental and/or leasing of wheelchairs; management of parking spaces; rental and/or leasing of airplanes; rental and/or leasing of containers; rental and/or leasing of bicycles; rental and/or leasing of cars; rental and/or leasing of ships and/or boats; rental and/or leasing of man-powered vehicles; rental and/or leasing of mechanical parking systems; rental and/or leasing of pallets; rental and/or leasing of packaging or wrapping, machines; rental and/or leasing of refrigerator; collection of domestic waste and trash; collection of industrial waste and trash; rental of navigational systems; providing driving directions for travel purposes; consultancy, information and advisory services relating to the aforesaid services.

Class 41

Education; providing of training; entertainment; sporting and cultural activities; publication of texts, books and journals (others than publicity texts); publication of diagrams, images and photographs; publication of newspapers, magazines and periodicals; education, training and instruction services relating to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; provision of education, recreation, instruction, tuition and training both interactive and

non-interactive; design of educational courses, examinations and qualifications; entertainment provided via electronic and digital interactive media; electronic games services provided by means of the Internet; provision of information relating to education, training, entertainment, recreation, sporting, social and cultural activities; providing online electronic publications (not downloadable); arranging, organizing, hosting and conducting singing competitions; arranging, organizing, hosting and conducting concerts; arranging, organizing, hosting and conducting events and competitions for education or entertainment purposes; arranging, organizing, hosting and conducting game shows and quests; entertainment ticket agency services; information relating to entertainment or education, provided online from a computer database or the Internet; providing digital music (not downloadable) from the Internet; providing digital music (not downloadable) from MP3 (Moving Picture Experts Group-1 audio layer 3) Internet web sites; entertainment and education services relating to planning, production and distribution of sound, images, digital music, movies, live or recorded audio, visual or audiovisual material for broadcasting on terrestrial cable, satellite channels, the Internet, wireless or wire-link systems and other means of communications; music entertainment services; rental of sound recordings; preparation of entertainment, educational, documentary and news programmes for broadcasting; news reporters' services; information relating to sporting or cultural events, current affairs and breaking news provided by satellite television transmission, the Internet or by other electronic means; television, radio and film production; preparation and production of television programmes; provision of information, data, graphics, sound, music, videos, animation and text for entertainment purpose; game services; provision of club recreation, sporting and gymnasium facilities; band performances; club entertainment, discotheque, fashion show and night club services; club services relating to entertainment, education and cultural services; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops; arranging, conducting and provision of conferences, conventions, congresses, seminars and training workshops in relation to telecommunications, computers, computer programs, cloud computing, web site design, e-commerce, business management, financial management and advertising; organizing and conducting exhibitions, fashion shows, educational shows and cultural shows and performances; art exhibition and gallery services; art gallery services relating to fine arts leasing; training services in relation to occupation health and safety, and

environmental conservation; provision of cigar classes, wine tasting classes; providing education information about research materials and agency thereof; arranging, organizing, planning and management of seminars; animal training; direction in producing broadcasting programs; instructional services relating to operation of machines and equipment, including audiovisual equipment, used for the production of broadcasting programs; providing audio and visual studios; providing sports facilities; providing facilities for movies, shows, plays, music or educational training; entertainment booking agencies; rental and leasing of motion pictures (cine -films); rental and leasing of musical instruments; rental and leasing of television programmes; rental and leasing of television sets; lending libraries; archive library services; subtitling services; sign language interpretation services; providing video games, computer games, sound or images, or movies through telecommunication or computer networks; providing online computer games and contests; rental of pre-recorded video tapes; rental and leasing of game machines; lending of arcade game equipment; lending of pictures; photography; translation; language interpretation; educational and training programs in the field of risk management; educational and training programs relating to certification; provision of news; lottery services; providing online videos, not downloadable; tutoring; consultancy, information and advisory services relating to the aforesaid services.

Class 42

Scientific and technological services and research and design relating thereto, industrial analysis and research services; design and development of computer hardware and software; software as a service (SaaS); computer services in connection with transmitting information, data, documents, and images over the Internet; application service provider (ASP) services, namely, hosting computer software applications of others; application service provider (ASP) services providing software in the fields of web-based conferencing, audio conferencing, electronic messaging, document collaboration, video conferencing, and voice and call processing; providing online non-downloadable software for facilitating the interoperability of multiple software applications; technical support services relating to computer software and applications provided online, by email and by telephone; computer services, namely, creating an online community for registered users to participate in discussions, get feedback from their peers, form virtual communities, engage in social networking, and

exchange documents; computer technology advice provided to Internet users by means of a support hotline; computer service relating to creating indexes of information, sites and resources on computer networks; providing search engines; design of computers, notebook computers, laptop computers, portable computers and handheld computers; design of personal digital assistants and personal media players; design of mobile telephones and smart phones; design of digital cameras; computer services; computer programming; computer integration services; computer analysis services; computer programming in relation to the defence against virus; computer system software services; computer software design; computer system design; design and development of webpages; hosting webpages for others; hosting computer application software for searching and retrieving information from databases and computer networks; providing technical information at the specific request of end-users by means of telephone or global computer network; consultancy services in relation to computer software; computer services relating to customized searching of computer databases and websites; computer and electronic signal coding and decoding; conversion of physical data and documents into electronic media format; testing and evaluation services; architectural and design services; interior designs of buildings, offices and apartments; computer information services; network information services, namely, providing technical information relating to computers and networks in the field of business and e-commerce; provision of computer security risk management programs; computer security information, knowledge, and testing services; quality assurance services; computer services relating to certification of business transactions and preparation of reports therefor; access control to (security services for-) computers, electronic networks and databases; security of data transmission services and of transactions via computer networks services; consultancy in the field of data security; technological consultancy concerning securing telecommunications; computerized communication network security services; providing information in the fields of Internet, world wide web and computerized communication network security and the secure transmission of data and information; consulting services in the fields of Internet, world wide web and computerized communication network security services, information security services; authentication services for computer security; online authentication of electronic signatures; off-site data backup; electronic data storage; providing information on computer technology and programming via a web site; cartography services; cloud

computing; cloud hosting provider services; providing temporary use of non-downloadable cloud-based software and cloud computing software; electronic storage of data; providing virtual computer systems and virtual computer environments through cloud computing; rental of entertainment software; consultancy, information and advisory services relating to the aforesaid services.