

**DECISION**

**International registration has no effect in Sweden**  
IR 804986

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94, avenue Kléber  
F-75116 PARIS  
France

**HOLDER**

Maxibell SA  
77, avenue des Champs-Élysées  
F-75008 PARIS  
France

**REPRESENTATIVE**

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94, avenue Kléber  
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France

*Exp. Patent- och registreringsverket*

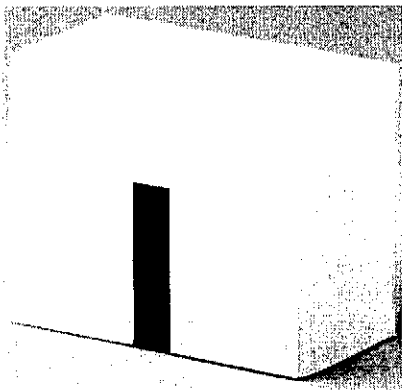
**2005-01-19**

**DECISION**

The Swedish Patent and Registration Office decides that the international registration 804986 has no effect in Sweden according to Article 56 par. 2 of the Swedish Trademark Act (1960:644).

**THE MATTER**

Effect in Sweden of the international registration, see below, registered for toilet soaps; perfumes; eau de toilette and eau de cologne; essential oils for personal use; milks, lotions, emulsions and creams for cosmetic purposes for the face and body; lipsticks, nail polish, foundations, tinted creams, mascara, eye shadows, make-up, cosmetic pencils, make-up powders, make-up removing products such as lotions, milks, creams, gels; sun cosmetics; bath and shower creams, gels and oils; non-medical bath salts; talcum powder for toiletry use; deodorants for personal use; pre-shave lotions, after-shave lotions, shaving creams, gels and foams; non-medicated hair preparations namely hair sprays, gels, creams, balms, foams and shampoos; fragrant potpourris, class 3. The mark is a three-dimensional mark.



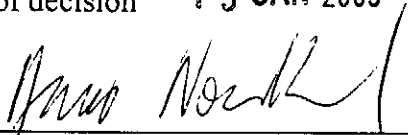
The holder has not requested a review of the provisional refusal within the time limit.

### GROUND FOR REFUSAL

An obstacle to admitting effect in Sweden exists according to Article 54 par. 2 of the Swedish Trademark Act if the trademark referred to in the international registration does not fulfil the requirements under Article 13 or if an obstacle to a national registration would have existed according to Article 14.

The mark is not distinctive, Article 13 of the Swedish Trademark Act.

Date of decision 19 JAN 2005

  
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Hans Nordlund

  
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Sara Winther

An appeal shall be lodged with the Court of Patent Appeals (Patentbesvärsträtten) within 2 (two) months from the date of the decision. The communications between the Court and the holder must be in Swedish. The appeal must be sent to:

The Swedish Patent and Registration Office  
Box 530  
S-826 27 SÖDERHAMN  
Sweden

*Enclosure: Extract from the Swedish Trademarks Act.*