

BESLUT

Internationell registrering skall inte gälla i Sverige

IR 959328

Exp. Patent- och registreringsverket

2009 -11- 0 3

Bryan M. Friedman, Friedman Stroffe & Gerard,
P.C.

19800 MacArthur Blvd., Suite 1100

Irvine, CA 92612

United States

INNEHAVARE

Brixton, LLC

4040 Calle Platino #102

Oceanside, CA 92056

United States

OMBUD

Bryan M. Friedman, Friedman Stroffe & Gerard, P.C.

19800 MacArthur Blvd., Suite 1100

Irvine, CA 92612

United States

BESLUT

Patent- och registreringsverket (PRV) beslutar med stöd av 56 § 2 stycket varumärkeslagen (1960:644) att den under ovanstående nummer angivna internationella registreringen inte skall gälla i Sverige.

ÄRENDET

Ärendet avser giltighet i Sverige av den internationella varumärkesregistreringen BRIXTON registrerad för clothing, namely shirts, T-shirts, tank tops, undershirts, sweaters, sweatshirts, vests, jackets, coats, ties, belts for clothing, pants, trousers, socks, neckerchiefs, scarves, rain coats, wind-resistant jackets, gloves, and mittens; and headwear, namely hats, caps and visors, beanies and head bands, class 25.

Innehavaren har inte inom utsatt tid besvarat föreläggandet.

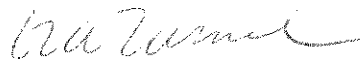
SKÄL

Hinder mot att en internationell varumärkesregistrering skall gälla i Sverige finns enligt 54 § 2 stycket varumärkeslagen om det varumärke som den internationella registreringen avser inte uppfyller förutsättningarna enligt 13 § eller om något hinder mot en nationell registrering skulle ha funnits enligt 14 §.

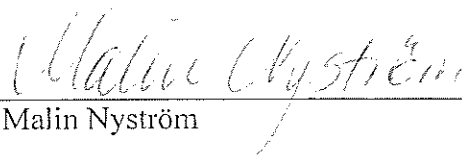
Märket är förväxlingsbart med gemenskapsvarumärket BREXTON med registreringsnummer 2081578, 14 § första stycket 9 punkten varumärkeslagen.

Kopior på de förväxlingsbara hindren bifogas.

Beslutat den 03 NOV 2009



Eva Zamel



Malin Nyström

HUR BESLUTET ÖVERKLAGAS

Den som vill överklaga beslutet skall göra det skriftligt. Skrivelsen skall vara ställd till Patentbesvärsrätten, men sändas till Patent- och registreringsverket, Box 530, 826 27 Söderhamn. I skrivelsen skall anges det beslut som överklagas och den ändring av beslutet som begärs. Skrivelsen skall ha kommit in till verket inom två (2) månader från beslutsdagen.

NOTIFICATION

You have received a decision from the Swedish Patent and Registration Office. The decision states *inter alia* that the international registration 959328 has no effect in Sweden. If you wish to appeal the decision you shall lodge an appeal with the Court of Patent Appeals (Patentbesvärsrätten) 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:

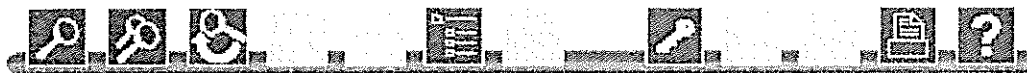
The Swedish Patent and Registration Office
Box 530
S-826 27 Söderhamn
Sweden

Site language

Select site language: English (en) ▼

- [FAQ](#)
- [Contact us](#)
- [Site Map](#)
- [Links](#)

CTM-ONLINE - Detailed trade mark information



Trade mark name : BREXTON
 Trade mark No : 002081578
 Trade mark basis: CTM
 Number of results: 1 of 1

Online Inspection Request form (for MyPage users with current account only)

	Trade mark	
Filing date:	12/02/2001	
Date of registration:	19/04/2006	
Expiry Date:	12/02/2011	
Nice Classification:	25 (↔ Nice classification)	
Trade mark:	Individual	
Type of mark:	Word	
Acquired distinctiveness:	No	
Status of trade mark:	CTM registered (↔ Glossary)	
	CTM registration published (B1) <input checked="" type="checkbox"/>	
	(↔ Publication B1 or Publication B2)	
	(↔ History of statuses)	
Filing language:	Italian	
Second language:	English	

Graphic representation

No entry for application number: 002081578.

List of goods and services

Nice Classification: 25
List of goods and services Sportswear for men, women and children and in particular winter sportswear and skiwear; for example, jackets, thermal jackets, heavy jackets, waistcoats, tracksuits, thermal tracksuits, turtle neck sweaters in technofabric, trousers, thermal trousers, over trousers, leg warmers, fleeces, thermal gloves, thermal hats and headgear.

Description

Description of the mark: -

Owner

Name: Sabrina Colle
ID No: 108437
Natural or legal person: Physical person
Address: Viale Matteotti, 33
Post code: 31044
Town: Montebelluna
Country: ITALY
Correspondence address: Sabrina Colle Viale Matteotti, 33 I-31044 Montebelluna
 ITALIA

Telephone: 00 39-0423665151
Fax: 00 39-0423665065

Representative

Name: STUDIO TORTA S.r.l.
ID No: 14918
Address: Via Viotti, 9
Post code: 10121
Town: Torino
Country: ITALY
Correspondence address: STUDIO TORTA S.r.l. Via Viotti, 9 I-10121 Torino
 ITALIA
Telephone: 00 39-0115611320
Fax: 00 39-0115622102
E-mail: ✉ marchi@studiotorta.it

Seniority

No entry for application number: 002081578.

Exhibition priority

No entry for application number: 002081578

Priority

Country: ITALY
Number of basic application: TV2000C000743
Filing date of basic application: 07/12/2000
Trade mark status: Accepted

Publication

Bulletin no.: 2001/085
Date of publication: 01/10/2001
Part: A.1

Bulletin no.: ✚ 2006/019
Date of publication: 08/05/2006
Part: B.2

Bulletin no.: ✚ 2007/031
Date of publication: 09/07/2007
Part: B.4.2

✚ Opposition

Opposition No: 000470841
Reception date: 31/12/2001
Opponent name: BRETON S.p.A.
Opponent ID No: 17761

Opposition No: 000470239
Reception date: 27/12/2001
Opponent name: Javaloyes TorresRafael
Opponent ID No: 120226

Opposition No: 000447955
Reception date: 25/10/2001
Opponent name: B.G. A/S
Opponent ID No: 38995

Cancellation

No entry for application number: 002081578

✚ Appeals

Appeal number: R0505/2004-1
Date of receipt: 24/06/2004
Appellant name: Sabrina Colle
Appellant number: 108437

Records



Title: Error
Sub-title: Relative errors of CTM
ID No: 002115841

Renewals



No entry for application number: 002081578.

| | | | 金

- © 1995-2008
- [Legal Notices](#)
- [Data Protection](#)
- [Compatibility](#)

Version: 9.2.0

Office for Harmonization in the Internal Market (Trade Marks and Designs) Avenida de