

Invändningsärende nr 2012/0107/0001

Registrering nr 506012

INVÄNDARE

ABB Asea Brown Boveri Ltd
Affolternstrasse 44
CH-8050 Zürich
Schweiz

Exp. Patent- och registreringsverket

2013 -12- 04

OMBUD

ADVOKATFIRMAN VINGE KOMMANDITBOLAG
Box 11025
404 21 Göteborg

INNEHAVARE

BESLUT

Patent- och registreringsverket (PRV) upphäver varumärkesregistreringen nr 506012 med stöd av 2 kap. 28 § varumärkeslagen (2010:1877).

ÄRENDET

Invändningen avser varumärket AAB med registreringsnummer 506012, registrerat för följande varor/tjänster:

Klass 9: Laddningsbara batterier för mobiltelefoner; galvaniska batterier; batterier för mobiltelefoner; elektriska batterier för strömförsörjning av eldrivna fordon; batterier för avbrottsfria strömförsörjningsapparater; elektriska batterier för bilar; batterier till elektriska fordon; batterier för fordon; batterier, elektriska, för fordon; krafttillförselenheter [batterier]; batterier för belysning; batterier för ficklampor; elektriska batterier för landfordon; elektriska batterier och monteringsenheter; elektrokemiska batterier; separatorer (delar av batterier); elektriska batterier; nätdelar [batterier]; ackumulatörer [batterier]; elektriska batterier för fordon och farkoster; fasthållande anslutningsdon för batterier; bärbara strömförsörjningsapparater (batterier); återuppladdningsbara batterier; laddningsaggregat för elektriska batterier; galler för batterier; elektriska batterier för vattenfarkoster; jordanslutningsdon för batterier; återuppladdningsbara batterier för användning med handverktyg; kraftenheter [batterier]; elektriska batterier för användning i luftfartyg; batterier för fordon och farkoster; batterier; fodral anpassade för batterier; provningsapparater för batterier; elektriska batterier, kablar, stickproppar och förbindningsdelar; stationära batterier; omkopplare för bortkoppling av batterier; strömkällor [batterier];

uppladdningsbara elektriska batterier; torrceller och batterier; torra batterier; syramätare för batterier; centralenheter för datorer (processorer); databärare för datorer med registrerad programvara; elektroniska komponenter för datorer; kylkropp som används för datorer; kylelement för datorer; komponenter för datorer; moderkort för datorer samt dotterkort för datorer; kretsar för datorer; kretskort för användning med datorer; interna kylfläktar för datorer; tangentbord för användning med datorer; röstgränssnitt (för datorer); skivenheter för användning med datorer; parallellportar för datorer.

Invändaren yrkar att innehavarens registrering ska upphävas och anför som grund att märket är förväxlingsbart med följande kännetecken:

Det nationella varumärket ABB (i figur) med registreringsnummer 250346:



Märket är utfört i svartvitt

Klass 1: Samtliga varor.
Klass 6: Samtliga varor.
Klass 7: Samtliga varor.
Klass 9: Samtliga varor.
Klass 11: Samtliga varor.
Klass 12: Samtliga varor.
Klass 16: Samtliga varor.
Klass 17: Samtliga varor.

Det internationella varumärket ABB med registreringsnummer 781685 registrerad för bland annat följande: För fullständig varuförteckning, se bifogad bilaga 1.

Klass 9: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, analyzing, indicating, signaling, monitoring apparatus, instruments and devices, including parts for all aforementioned goods, emergency and teaching apparatus and instruments; apparatus and instruments for conveying, distributing, transforming, storing, regulating or controlling electric current, including parts for all the above products; compact disks; downloadable electronic publications; apparatus for sound and image recording, transmission and reproduction; data processing equipment and computers; microprocessors; computer software; lasers, not for medical purposes; charging units for electric accumulators; timers (except for clockwork mechanisms); capacitors; electric collectors; electric pliers; electric wires, lines and cables; accumulator boxes and connection boxes; cable identification sheaths for electrical transmission lines and cable identification yarns for electrical transmission lines; cable ducts; inductors; magnetic recording media; semiconductors; electric and electronic apparatus, devices and instruments including their parts for energy production, distribution and supply, in particular for alternative energy; fuel cells; sound recording disks; automatic vending machines and mechanisms for coin-operated apparatus; cash registers; calculating machines; data processing equipment and computers; fire extinguishers; electronic, magnetic and optical memories, diskettes, magnetic disks, optical disks; data protection apparatus; computer peripherals; current inverters; current rectifiers; current converters; electrical connection parts; connecting sleeves; transistors,

thyristors, electric diodes; semiconductor power elements; electrical transformers; electrical resistors; distribution panels and cabinets; batteries; integrated switching circuits (chips); printed circuit boards; computer operating programs; diagnostic apparatus (except for medical use); remote control apparatus; anti-interference devices; memories for data processing apparatus; switching panels and consoles; commutators; electric relays; modems; electrical conduits; splices for electrical transmission lines; electrical measuring and controlling instruments in the form of voltage regulators; sensors; fuses and electrical safety devices included in this class; distribution connection panels; tensiometers; counters; electric current switches; dosing and measuring apparatus; electric power supplying installations; electric and electronic installations for (remote) control of automated industrial processes, including electronic notice boards as well as visual and acoustic warning signals, control panels, distribution consoles, control cables and buttons; electric current transmission, distribution and control installations and apparatus included in this class, and parts thereof, particularly high, medium and low-voltage electrical distribution installations and installations for transmitting high-voltage direct current; circuits for heavy current; aerial cables for heavy currents; transformers, electrical power reactors and components relating thereto; distribution transformers; power switches; electrical sockets; solar batteries.

Det internationella varumärket ABB (i figur) med registreringsnummer 781684 registrerad för bland annat följande: För fullständig varuförteckning, se bifogad bilaga 2.



Märket är utfört i svartvitt

Klass 9: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, analyzing, indicating, signaling, monitoring apparatus, instruments and devices, including parts for all aforementioned goods, emergency and teaching apparatus and instruments; apparatus and instruments for conveying, distributing, transforming, storing, regulating or controlling electric current, including parts for all the above products; compact disks; downloadable electronic publications; apparatus for sound and image recording, transmission and reproduction; data processing equipment and computers; microprocessors; computer software; lasers, not for medical purposes; charging units for electric accumulators; timers (except for clockwork mechanisms); capacitors; electric collectors; electric pliers; electric wires, lines and cables; accumulator boxes and connection boxes; cable identification sheaths for electrical transmission lines and cable identification yarns for electrical transmission lines; cable ducts; inductors; magnetic recording media; semiconductors; electric and electronic apparatus, devices and instruments including their parts for energy production, distribution and supply, in particular for alternative energy; fuel cells; sound recording disks; automatic vending machines and mechanisms for coin-operated apparatus; cash registers; calculating machines; data processing equipment and computers; fire extinguishers; electronic, magnetic and optical memories, diskettes, magnetic disks, optical disks; data protection apparatus; computer peripherals; current inverters; current rectifiers; current converters; electrical connection parts; connecting sleeves; transistors, thyristors, electric diodes; semiconductor power elements; electrical transformers; electrical resistors; distribution panels and cabinets; batteries; integrated switching circuits (chips);

printed circuit boards; computer operating programs; diagnostic apparatus (except for medical use); remote control apparatus; anti-interference devices; memories for data processing apparatus; switching panels and consoles; commutators; electric relays; modems; electrical conduits; splices for electrical transmission lines; electrical measuring and controlling instruments in the form of voltage regulators; sensors; fuses and electrical safety devices included in this class; distribution connection panels; tensiometers; counters; electric current switches; dosing and measuring apparatus; electric power supplying installations; electric and electronic installations for (remote) control of automated industrial processes, including electronic notice boards as well as visual and acoustic warning signals, control panels, distribution consoles, control cables and buttons; electric current transmission, distribution and control installations and apparatus included in this class, and parts thereof, particularly high, medium and low-voltage electrical distribution installations and installations for transmitting high-voltage direct current; circuits for heavy current; aerial cables for heavy currents; transformers, electrical power reactors and components relating thereto; distribution transformers; power switches; electrical sockets; solar batteries.

Firman ABB AB med organisationsnummer 556029-7029, registrerad för följande verksamhet:

För egen del eller annans räkning utveckla, konstruera, tillverka, marknadsföra, försälja, ta i drift samt underhålla produkter, reservdelar, system och anläggningar för överföring och distribution av elektrisk kraft, för automatisering och effektivisering inom olika verksamheter samt erbjuda service och underhållslösningar för ökat anläggningsutnyttjande och tillgänglighet även som andra tjänster i anslutning därtill. Idka annan liknande industrirörelse och handel. Bedriva in- och utlåning från och till närstående bolag, svenska och utländska. Utfärda garantier för närstående bolag, svenska och utländska. Bedriva med förestående verksamhetsgrenar sammanhängande rörelse även som att förvärva och förvalta aktier och andelar i andra företag.

Vidare har invändaren anfört att varumärkena är väl ansedda och att användningen av innehavarens märken skulle dra otillbörlig fördel av eller vara till skada för varukännetecknens särskiljningsförmåga eller anseende.

Invändaren anför vidare att innehavarens registrering är förväxlingsbart med de kännetecken som invändaren använde vid tidpunkten för ansökan och att innehavaren har varit i ond tro.

Till stöd för sin invändning anför invändaren i huvudsak följande: Det råder klar märkeslikhet mellan AAB och ABB och förväxlingsrisk föreligger. Båda är trebokstavsmärken som inleds och avslutas med identiska bokstäver. Detta medför både ett visuellt och fonetiskt förväxlingsbart intryck. Det föreligger också identitet och samband mellan samtliga de varor som varumärket AAB avser och de varor och tjänster som omfattas av invändarens kännetecken. Invändaren har härvid hänvisat till Patentbesvärsträtts dom i mål nummer 09-222 (SBF).

ABB är en internationell koncern med verksamhet i fler än 100 länder. ABB går tillbaka till slutet av 1800-talet och ABB är idag marknadsledande inom produkter och system för kraftöverföring sam process- och industriautomation. År 1931 registrerades firman ABB AB. Innehavarens registrering drar otillbörlig fördel av ABBs anseende genom att AAB associeras med ABB. Innehavaren hade kännedom om användningen av ABB-koncernens kännetecken och var därmed i ond tro.

Innehavaren, som beretts tillfälle att yttra sig, har inte bemött invändningen.

SKÄL

Enligt 2 kap. 8 § första stycket 2 varumärkeslagen får ett varumärke inte registreras om det är identiskt med eller liknar ett äldre varukännetecken för varor eller tjänster av samma eller liknande slag, om det finns en risk för förväxling, inbegripet risken för att användningen av varumärket leder till uppfattningen att det finns ett samband mellan den som använder varumärket och innehavaren av varukännetecknet.

Med ett varukännetecken avses, enligt 2 kap 8 § andra stycket 2 varumärkeslagen, bland annat en nationell varumärkesregistrering och en internationell varumärkesregistrering som fått giltighet i Sverige.

Av 2 kap. 9 § andra punkten varumärkeslagen framgår att de hinder som avses i 2 kap. 8 § första stycket 1-3 ska gälla på motsvarande sätt i fråga om en registrerad firma som används i näringsverksamhet.

Frågan om förväxlingsbarhet ska avgöras vid en helhetsbedömning där samtliga omständigheter av betydelse i sammanhanget ska beaktas, framför allt märkenas likhet samt likheten avseende de varor/tjänster som märkena avser. Om varu- eller tjänsteslagslikhet är för handen ska en bedömning av märkenas visuella, fonetiska och begreppsmässiga/konceptuella likheter göras med utgångspunkt i det helhetsintryck som varumärkena förmedlar med hänsyn till bland annat deras särskiljande och dominerande delar (EU-domstolens dom i mål C-251/95, ”Sabel”, punkterna 22 och 23). Hänsyn ska även tas till det faktum att genomsnittskonsumenten sällan har möjlighet att göra en direkt jämförelse mellan varumärkena utan måste förlita sig på en oklar minnesbild av märkenas utföranden. (EU-domstolens dom i mål C-342/97, ”Lloyd Schuhfabrik Meyer”, punkt 26).

Av 2 kap. 8 § första stycket 3 varumärkeslagen framgår att ett varumärke inte får registreras om det är identiskt med eller liknar ett äldre varukännetecken som är känt inom en betydande del av omsättningskretsen, och användningen av varumärket skulle dra otillbörlig fördel av eller utan skälig anledning vara till skada för varukännetecknets särskiljningsförmåga eller anseende.

Vid bedömningen av om ett varukännetecken är känt inom en betydande del av omsättningskretsen ska samtliga relevanta omständigheter i ärendet beaktas, särskilt varumärkets marknadsandel, i hur stor omfattning det använts, i vilket geografiskt område och hur länge varumärket har använts, samt hur stora investeringar företaget har gjort för att marknadsföra varumärket (se EU- domstolens dom i mål C-375/97, ”Chevy”, punkt 27).

Enligt 2 kap. 8 § första stycket 4 varumärkeslagen får ett varumärke inte registreras om det kan förväxlas med ett kännetecken som användes här i landet eller i utlandet av någon annan vid tidpunkten för ansökan och som fortfarande används, om sökanden var i ond tro vid tidpunkten för ansökan.

PRV gör följande bedömning

Invändaren har åberopat ett antal kännetecken bestående av eller innehållandes märkesordet ABB till stöd för sin invändning. Av processekonomiska skäl kommer prövningen inledningsvis begränsas till att avse de av invändarens varumärken som ligger närmast innehavarens registrering, nämligen registrering nr 781685.

Välkänt?

Invändaren har gjort gällande att dennes varumärke ABB är väl känt och att det därmed förvärvat ett utökat skyddsomfång. Vidare har anförts att användningen av varumärket skulle dra otillbörlig fördel av eller vara till skada för varukännetecknets särskiljningsförmåga eller anseende.

PRV konstaterar att det invändaren anført och den bevisning som åberopats, vilken enbart består av utdrag från varumärkesregister och bolagsverket inte kan ligga till grund för slutsatsen att varumärket ABB är känt inom en betydande del av omsättningskretsen för några av de aktuella varorna eller tjänsterna. Innehavarens registrering kan därmed inte upphävas på den grunden att användningen av varumärket skulle dra otillbörlig fördel av eller vara till skada för det äldre märkets särskiljningsförmåga eller anseende.

Emellertid får det invändaren anført anses visa att varumärket ABB har varit i bruk under en längre tidsperiod med en viss styrka vad gäller exponering och geografisk spridning. Mot denna bakgrund finner PRV att varumärket ABB åtnjuter en förstärkt känneteckenskraft i förhållande till de varor i klass 9 som är aktuella för bedömningen i detta fall. Detta är en omständighet som ska beaktas vid förväxlingsbedömningen.

Ond tro?

Bestämmelsen i 2 kap. 8 § första stycket 4 varumärkeslagen ger ett skydd för den som använder ett kännetecken mot att någon annan, i ond tro, får registrera ett varumärke som kan förväxlas med detta kännetecken. Det fordras att det åberopade kännetecknet användes vid tidpunkten för varumärkesansökan och att det alltjämt används. Bedömningen av om den som gett in varumärkesansökan varit i ond tro ska göras vid tidpunkten för ansökan (angående ond tro, se EU-domstolens avgörande i mål C-529/07, "Chocoladefabriken Lindt & Sprüngli AG"). En förutsättning för att det åberopade kännetecknet ska kunna utgöra hinder mot innehavarens registrering är att kännetecknet, när registreringsansökan gavs in, användes för att marknadsföra varor eller tjänster av samma eller liknande slag som de som registreringen avser. Det åligger invändaren att visa att sådan användning har skett.

Invändaren har till utredningen inte tillfört något material eller angett några uppgifter som stöder dennes anförda talan om ond tro. PRV finner heller inget annat i utredningen som kan läggas till grund för sådan slutsats. Vid dessa förhållanden kan innehavarens varumärke inte upphävas med stöd av 2 kap. 8 § första stycket 4 varumärkeslagen.

Förväxling ?

PRV gör följande bedömning vad gäller frågan om förväxling.

De batterivaror som innehavarens märke avser i klass 9 faller inom den bredare kategorin av batterier som användarens märke avser i samma klass. Därmed föreligger varuslagsidentitet.

Innehavarens märke avser vidare centralenheter för datorer (processorer); databärare för datorer med registrerad programvara; elektroniska komponenter för datorer; kylkropp som används för datorer; kylelement för datorer; komponenter för datorer; moderkort för datorer samt dotterkort för datorer; kretsar för datorer; kretskort för användning med datorer; interna kylfläktar för datorer; tangentbord för användning med datorer; röstgränssnitt (för datorer); skivenheter för användning med datorer; parallellportar för datorer. Dessa varor faller inom den bredare kategori av varor som användarens kännetecken avser, nämligen dataprocessutrustning och datorer. Därmed föreligger varuslagsidentitet.

De kännetecken som ska jämföras är följande:

Invändarens märke:

Innehavarens märke:

ABB	AAB
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Bedömningen av märkenas förväxlingsbarhet, inbegripet deras visuella, fonetiska och begreppsmässiga likheter, ska ske med utgångspunkt i uppfattningen hos genomsnittskonsumenten av den kategori av varor eller tjänster som avses. I förevarande fall riktar sig de varor där identitet och likhet har konstaterats till konsumenter i allmänhet.

De motstående märkena består av bokstäverna AAB respektive ABB. Då båda märkena består av trebokstavskombinationer som är uppbyggda av A och B föreligger såväl visuell som fonetisk likhet. Begreppsmässigt är båda märkena fantasiord och torde inte ge omsättningskretsen några specifika associationer.

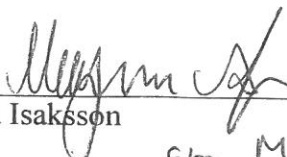
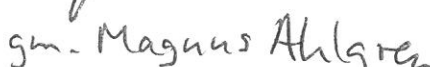
Bokstavbeteckningar har visserligen i regel ett begränsat skyddsomgång. Med beaktande av den förstärka känneteckenskraften som användarens märke förvärvat samt med beaktande av den konstaterade varuslagidentiteten och märkeslikheten märkena emellan, finner PRV vid en helhetsbedömning att märkena är förväxlingsbara.

Mot bakgrund av det ovan anförda ska innehavarens registrering upphävas med avseende på samtliga varor den avser.

Beslutat den

04 DEC 2013


Martin Berger


Nina Isaksson

gm. Magnus Ahlgren

HUR BESLUTET ÖVERKLAGAS

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

BILAGA 1

Registreringsnummer: 781685

Registrerad hos 2002-03-27
WIPO

Ansökningsnummer: 781685

Designeringsdatum 2002-03-27

ABB

Klassificering

- 1:** Chemicals used in industry, science, photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; soil fertilizers; fire-extinguishing compositions; metal tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry; chemical catalysts.
- 2:** Paints, varnishes, lacquers; preservatives against rust and deterioration of wood; dyestuffs; mordants; raw natural resins; metals in leaf and powder form for painters, decorators, printers and artists.
- 3:** Washing and bleaching agents; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.
- 4:** Industrial oils and greases; lubricants; dust-absorbing, wetting and binding agents; fuel (including motor gasoline) and lighting fuel; candles, wicks.
- 6:** Common metals and their alloys; building materials and components of metal; transportable buildings of metal; buildings of metal included in this class; materials of metal for railway tracks; metal cables and wires (non electric); ironmongery and small items of metal hardware; metal pipes; pipes of all types as well as their metal parts; safes; goods of common metals not included in other classes; transport and handling pallets of metal; storage pallets of metal; metal sleeves; valves or gate valves of metal; pipe fittings of metal.
- 7:** Machines and machine tools as well as their parts including automated machines and machine tools as well as their parts; motors and engines (other than for land vehicles); machine couplings and transmission devices (other than for land vehicles); agricultural implements, other than manually operated; electricity generators and current generators; handling and transport apparatus; conveyor and handling belts; pneumatic conveyors; transporters and conveyors; control devices for machines, engines or motors; pneumatic controls for machines, motors and engines; driving motors other than for land vehicles, in particular propulsion systems for ships, hydraulic controls for machines, engines and motors; hydraulic engines and motors; robots; turbocompressors; pumps; compressors; mills; generators for wind turbines; floating or non-floating drilling rigs.
- 8:** Hand-operated hand tools and implements; cutlery, forks and spoons; razors.
- 9:** Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, analyzing, indicating, signaling, monitoring apparatus, instruments and devices, including parts for all aforementioned goods, emergency and teaching apparatus and instruments; apparatus and instruments for conveying, distributing, transforming, storing, regulating or controlling electric current, including parts for all the above products; compact disks; downloadable electronic publications; apparatus for sound and image recording, transmission and reproduction; data processing equipment and computers; microprocessors; computer software; lasers, not for medical purposes; charging units for electric accumulators; timers (except for clockwork mechanisms); capacitors; electric collectors; electric pliers; electric wires, lines and cables; accumulator boxes and connection boxes; cable identification sheaths for electrical transmission lines and cable identification yarns for electrical transmission lines; cable ducts; inductors; magnetic recording media; semiconductors; electric and electronic apparatus, devices and instruments including their parts for energy production, distribution and supply, in particular for alternative energy; fuel cells; sound recording disks; automatic vending machines and mechanisms for coin-operated apparatus; cash registers; calculating machines; data processing equipment and computers; fire extinguishers; electronic, magnetic and optical memories, diskettes, magnetic disks, optical disks; data protection apparatus; computer peripherals; current inverters; current rectifiers; current converters; electrical connection parts; connecting sleeves; transistors, thyristors, electric diodes; semiconductor power elements; electrical transformers; electrical resistors; distribution panels and cabinets; batteries; integrated switching circuits (chips); printed circuit boards; computer operating programs; diagnostic apparatus (except for medical use); remote control apparatus; anti-interference devices; memories for data processing apparatus; switching panels and consoles; commutators; electric relays; modems; electrical conduits; splices for electrical transmission lines; electrical measuring and controlling instruments in the form of voltage regulators; sensors; fuses and electrical safety devices included in this class; distribution connection panels; tensiometers; counters; electric current switches; dosing and measuring apparatus; electric power supplying installations; electric and electronic installations for (remote) control of automated industrial processes, including electronic notice boards as well as visual and acoustic warning signals, control panels, distribution consoles, control cables and buttons; electric current transmission, distribution and control installations and apparatus included in this class, and parts thereof, particularly high, medium and low-voltage electrical distribution installations and installations for transmitting high-

- voltage direct current; circuits for heavy current; aerial cables for heavy currents; transformers, electrical power reactors and components relating thereto; distribution transformers; power switches; electrical sockets; solar batteries.
- 10:** Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.
- 11:** Apparatus for lighting, as well as apparatus for heating, cooling and ventilation, including fans, sanitary installations; ventilating and air-conditioning installations; steam generating, cooking, drying, ventilating and water distribution apparatus; solar collectors; heat pumps; ovens.
- 12:** Vehicles; apparatus for locomotion by land, air or water; steering gears for ships; apparatus and machines for aerial navigation; driving motors for land vehicles, particularly for rail-borne vehicles.
- 14:** Precious metals and their alloys and goods made of these materials or coated therewith not included in other classes; jewelry, precious stones; timepieces and chronometric instruments.
- 16:** Paper, cardboard and goods made thereof, not included in other classes; printed matter including prospectuses, brochures, manuals, technical literature; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' supplies; paintbrushes; typewriters and office requisites (except furniture); instructional or teaching material (excluding apparatus); plastic materials for packaging (not included in other classes); printing type; printing blocks.
- 17:** Rubber, gutta-percha, gum, asbestos, mica and goods made thereof not included in other classes; products made of semi-processed plastics; plastic fibers not for textile use; packing, stopping and insulating materials; insulators and insulating materials; insulating compounds; insulating foams; flexible pipes (non metallic); sound insulation materials; pipe couplings (non metallic); sleeves (non metallic).
- 18:** Leather and imitation leather, goods made thereof not included in other classes; animal skins and hides; trunks and suitcases; umbrellas, parasols and walking sticks; whips and saddlery.
- 19:** Building materials (non metallic); rigid pipes (non metallic) for building; asphalt, pitch and bitumen; foams for building purposes; transportable buildings (non metallic); monuments (non metallic).
- 20:** Furniture, mirrors, picture frames; products, not included in other classes, of wood, cork, reed, rush, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, substitutes for all these materials or of plastic materials; transport or handling pallets, not of metal; valves or gate valves (not of metal).
- 21:** Household or kitchen utensils and containers (neither of precious metals, nor coated therewith); combs and sponges; brushes (except paintbrushes); brush-making materials; cleaning equipment; steel wool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.
- 26:** Lace and embroidery, ribbons and braids; buttons, hooks and eyelets, pins and needles; artificial flowers; brooches.
- 28:** Playing cards.
- 35:** Advertising; public relations; distribution of advertising posters; business management, business management consulting; business information; business organization and management consulting; market study; television advertising; publication of advertising texts; marketing research; dissemination of advertising material; data administration using computers; systemization of data in computer databanks; collection of data in computer data banks; information on business matters; sales promotion; corporate management; office functions; cost analyses; consultation relating to business; personnel management consultancy; business research; carrying out business relocations; evaluations in the field of business; carrying out economic forecasts; drawing-up and publication of statistics; assistance in the field of management of professional establishments or commercial companies; efficiency experts; business research; business organization consulting; accounting; resource planning in connection with company management; professional consulting in connection with business management; commercial information agencies; import-export agencies; opinion polling; organization of fairs and exhibitions for commercial or advertising purposes; sponsorship through advertising.
- 36:** Insurance underwriting; financial affairs, including estate management and investment transactions; monetary affairs; financial consulting; project financing; financial analyses; clearing operations; debt collection agencies; banking business; financing services; financial aid and sponsorship; fund investment; lease-purchasing; insurance underwriting and consultation relating thereto; real estate affairs as well as consultancy relating thereto; advice relating to project and export financing and clearing operations; consulting in connection with project guarantees and debt financing; project planning and infrastructure project financing; financially-guaranteed financing; classic reinsurance; financial insurance and reinsurance services, as well as insurance brokerage.
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travel arrangement; distribution and transmission of electric current; consultation in connection with all aforesaid services.

- 40:** Treatment of materials; energy production; alternative energy production; waste treatment; processing of oil; air conditioning; air purification; air deodorizing; metal treating; recycling of waste and refuse; paper treating; refining services; water treatment; rental of generators; fabric and textile treatment; printing services; sorting of waste and recyclable raw material; consultation in connection with all aforesaid services.
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- 43:** Restaurant services (food services); temporary accommodation; rental of portable buildings.
- 44:** Health care, sanitary and beauty care; veterinary and agricultural services; rental of sanitation facilities.
- 45:** Security consulting.

Prioritet

Begärd från Schweiz 2001-10-05,496830

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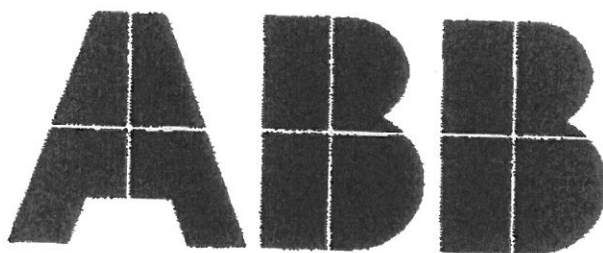
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Ansökningsnummer: 781684

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27

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Klassificering

- 1: Chemicals used in industry, science, photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; soil fertilizers; fire-extinguishing compositions; metal tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives used in industry; chemical catalysts.
- 2: Paints, varnishes, lacquers; preservatives against rust and deterioration of wood; dyestuffs; mordants; raw natural resins; metals in leaf and powder form for painters, decorators, printers and artists.
- 3: Washing and bleaching agents; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.
- 4: Industrial oils and greases; lubricants; dust-absorbing, wetting and binding agents; fuel (including motor gasoline) and lighting fuel; candles, wicks.
- 6: Common metals and their alloys; building materials and components of metal; transportable buildings of metal; buildings of metal included in this class; materials of metal for railway tracks; metal cables and wires (non electric); ironmongery and small items of metal hardware; metal pipes; pipes of all types as well as their metal parts; safes; goods of common metals not included in other classes; transport and handling pallets of metal; storage pallets of metal; metal sleeves; valves or gate valves of metal; pipe fittings of metal.
- 7: Machines and machine tools as well as their parts including automated machines and machine tools as well as their parts; motors and engines (other than for land vehicles); machine couplings and transmission devices (other than for land vehicles); agricultural implements, other than manually operated; electricity generators and current generators; handling and transport apparatus; conveyor and handling belts; pneumatic conveyors; transporters and conveyors; control devices for machines, engines or motors; pneumatic controls for machines, motors and engines; driving motors other than for land vehicles, in particular propulsion systems for ships, hydraulic controls for machines, engines and motors; hydraulic engines and motors; robots; turbocompressors; pumps; compressors; mills; generators for wind turbines; floating or non-floating drilling rigs.
- 8: Hand-operated hand tools and implements; cutlery, forks and spoons; razors.
- 9: Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, analyzing, indicating, signaling, monitoring apparatus, instruments and devices, including parts for all aforementioned goods, emergency and teaching apparatus and instruments; apparatus and instruments for conveying, distributing, transforming, storing, regulating or controlling electric current, including parts for all the above products; compact disks; downloadable electronic publications; apparatus for sound and image recording, transmission and reproduction; data processing equipment and computers; microprocessors; computer software; lasers, not for medical purposes; charging units for electric accumulators; timers (except for clockwork mechanisms); capacitors; electric collectors; electric pliers; electric wires, lines and cables; accumulator boxes and connection boxes; cable identification sheaths for electrical transmission lines and cable identification yarns for electrical transmission lines; cable ducts; inductors; magnetic recording media; semiconductors; electric and electronic apparatus, devices and instruments including their parts for energy production, distribution and supply, in particular for alternative energy; fuel cells; sound recording disks; automatic vending machines and mechanisms for coin-operated apparatus; cash registers; calculating machines; data processing equipment and computers; fire extinguishers; electronic, magnetic and optical memories, diskettes, magnetic disks, optical disks; data protection apparatus; computer peripherals; current inverters; current rectifiers; current converters; electrical connection parts; connecting sleeves; transistors, thyristors, electric diodes; semiconductor power elements; electrical transformers; electrical resistors; distribution panels and cabinets; batteries; integrated switching circuits (chips); printed circuit boards; computer operating programs; diagnostic apparatus (except for medical use); remote control apparatus; anti-interference devices; memories for data processing apparatus; switching panels and consoles; commutators; electric relays; modems; electrical conduits; splices for electrical transmission lines; electrical measuring and controlling instruments in the form of voltage regulators; sensors;

- fuses and electrical safety devices included in this class; distribution connection panels; tensiometers; counters; electric current switches; dosing and measuring apparatus; electric power supplying installations; electric and electronic installations for (remote) control of automated industrial processes, including electronic notice boards as well as visual and acoustic warning signals, control panels, distribution consoles, control cables and buttons; electric current transmission, distribution and control installations and apparatus included in this class, and parts thereof, particularly high, medium and low-voltage electrical distribution installations and installations for transmitting high-voltage direct current; circuits for heavy current; aerial cables for heavy currents; transformers, electrical power reactors and components relating thereto; distribution transformers; power switches; electrical sockets; solar batteries.
- 10:** Surgical, medical, dental and veterinary apparatus and instruments, artificial limbs, eyes and teeth; orthopedic articles; suture materials.
- 11:** Apparatus for lighting, as well as apparatus for heating, cooling and ventilation, including fans, sanitary installations; ventilating and air-conditioning installations; steam generating, cooking, drying, ventilating and water distribution apparatus; solar collectors; heat pumps; ovens.
- 12:** Vehicles; apparatus for locomotion by land, air or water; steering gears for ships; apparatus and machines for aerial navigation; driving motors for land vehicles, particularly for rail-borne vehicles.
- 14:** Precious metals and their alloys and goods made of these materials or coated therewith not included in other classes; jewelry, precious stones; timepieces and chronometric instruments.
- 16:** Paper, cardboard and goods made thereof, not included in other classes; printed matter including prospectuses, brochures, manuals, technical literature; bookbinding material; photographs; stationery; adhesives for stationery or household purposes; artists' supplies; paintbrushes; typewriters and office requisites (except furniture); instructional or teaching material (excluding apparatus); plastic materials for packaging (not included in other classes); printing type; printing blocks.
- 17:** Rubber, gutta-percha, gum, asbestos, mica and goods made thereof not included in other classes; products made of semi-processed plastics; plastic fibers not for textile use; packing, stopping and insulating materials; insulators and insulating materials; insulating compounds; insulating foams; flexible pipes (non metallic); sound insulation materials; pipe couplings (non metallic); sleeves (non metallic).
- 18:** Leather and imitation leather, goods made thereof not included in other classes; animal skins and hides; trunks and suitcases; umbrellas, parasols and walking sticks; whips and saddlery.
- 19:** Building materials (non metallic); rigid pipes (non metallic) for building; asphalt, pitch and bitumen; foams for building purposes; transportable buildings (non metallic); monuments (non metallic).
- 20:** Furniture, mirrors, picture frames; products, not included in other classes, of wood, cork, reed, rush, wicker, horn, bone, ivory, whalebone, shell, amber, mother-of-pearl, meerschaum, substitutes for all these materials or of plastic materials; transport or handling pallets, not of metal; valves or gate valves (not of metal).
- 21:** Household or kitchen utensils and containers (neither of precious metals, nor coated therewith); combs and sponges; brushes (except paintbrushes); brush-making materials; cleaning equipment; steel wool; unworked or semi-worked glass (except glass used in building); glassware, porcelain and earthenware not included in other classes.
- 25:** Clothing, footwear, headgear.
- 26:** Lace and embroidery, ribbons and braids; buttons, hooks and eyelets, pins and needles; artificial flowers; brooches.
- 28:** Playing cards.
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Prioritet

Begärd från Schweiz 2001-10-05,496793

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