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OF

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'INID' NUMBERS in use on Australian Trade Mark Documents

'INID' is an acronym for Internationally agreed Numbers for the Identification of Data'

- (200) Data Concerning the Application.
 - (210) Serial Number of the application.
 - (220) Data of filing the application.
- (300) Data relating to Priority under the Paris convention.
- (500) Various Information.
 - (510) List of goods and/or services.
 - (511) Nice Classification of goods and/or services.
 - (540) Reproduction of the mark.
 - (551) Indication of the effect that the mark is a collective mark or a certification mark.
 - (554) Shape mark.
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 - (557) Scent mark.
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- (700) Information Concerning Parties Concerned with the Application/Registration.
 - (730) Name and address of the applicant or owner of the registration.
 - (750) Address for service for correspondence.

NOTE:

Trade marks marked with an asterisk (*) or an IR number are international applications designating Australia

ABSTRACTS OF DECISIONS

ABSTRACT OF REASONS FOR A DECISION OF A DELEGATE OF THE REGISTRAR OF TRADE MARKS

Trade Mark Application : 1210786 : OMEGABEE
Applicant : Mark Robinson & Brenda Robinson
Opponent : Omega SA
Decision : **S52 opposition:** grounds pursued under ss 44, 59 and 60
- no ground established - application to proceed to
registration – costs awarded against opponent.
Decision Issued : 9 June 2011

Trade Mark Application : 1223523 : BRIVIS PROFILER
Applicant : Brivis Climate Systems Pty Ltd
Opponent : Climate Technologies Pty Ltd
Decision : s52 opposition - s44 s44(1) trade marks deceptively
similar - s44(3) honest concurrent user not established.
Registration refused
Decision Issued : 13 June 2011

Proceedings Under The Trade Marks Act 1995

Applications/IRs Filed

Nos 1427040 to 1427591

Representations of the trade marks comprised in the following list of applications or international registrations designating Australia may be viewed on our website (www.ipaustralia.gov.au) by using ATMOSS (the Australian Trade Marks Online Search System) or by searching the Australian Official Journal of Trade Marks (searchable journal). The date following the class is that on which the application was filed; in the case of convention applications the country of origin and the date claimed are in parentheses.

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LIL PTY LIMITED ACN/ARBN 077 127 872 Cl. 16, 25.	1427076	<i>Millar, Rowan see Roseberry Street Cafe Pty Limited ACN/ARBN 149 829 630 and Hiscock, James</i>	
Liu, Charlie Cl. 33.	1427238	Milner, Ben Cl. 43.	1427103
LnA Clothing, a California, USA partnership, the partners of which are April Leight and Laurent Glasson Cl. 25.	1427291	Moon, Stephen Cl. 16.	1427548
Local Love Pty Limited ACN/ARBN 150 073 993 Cl. 35.	1427096	Moore River Food Company Pty Ltd ACN/ARBN 115 253 015 Cl. 43.	1427236
Local Love Pty Limited ACN/ARBN 150 073 993 Cl. 16, 35, 36.	1427095	Mount Hotham Alpine Resort Management Board Cl. 9, 39.	1427152
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LSL Services Pty Ltd ACN/ARBN 006 589 251 and Kennedy Needham Corporate Advisors Pty Ltd ACN/ARBN 132 284 416 Cl. 35, 36, 42.	1427232	Mounting Systems GmbH (EM, 1 Oct 2010) Cl. 6. (IR 1075455)	1427138
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Madison Filter 981 Limited Cl. 11.	1427527	MultiLit Pty Ltd ACN/ARBN 118 315 816 Cl. 9, 16, 41.	1427486
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Magro, John Cl. 29.	1427120	Musica Viva Australia ACN/ARBN 000 111 848 Cl. 41.	1427237
<i>Makris, Steve see Self Serve Real Estate Pty. Ltd. ACN/ARBN 150 410 441</i>		MYOB Technology Pty Ltd ACN/ARBN 086 760 269 Cl. 42.	1427490
Management Drives Australia Pty Ltd ACN/ARBN 133 417 544 Cl. 35.	1427334	Nader, Pourya Cl. 35.	1427266
Mappin & Webb Limited (GB, 6 Aug 2010) Cl. 14, 20, 35. (IR 1075626)	1427141	Nalsani S.A Cl. 25.	1427524
Marilyn, Beson Cl. 5.	1427099	Nankivell, Ian Cl. 18, 25.	1427445
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Mars Australia Pty Ltd ACN/ARBN 008 454 313 Cl. 30.	1427041	NAUTYCAL PTY LTD ACN/ARBN 139 383 832 Cl. 35.	1427330
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Martin Bencher (Scandinavia) A/S Cl. 6, 12, 35, 39.	1427331	Newman, Garry Cl. 18.	1427558
		NexTag, Inc. a Delaware corporation (US, 2 Dec 2010) Cl. 35.	1427288

Nicholas Whitehead, David Nicholson and Mark Shawyer as Trustee for The Black Coffee Lyrics Unit Trust Cl. 25, 43.	1427341	Port of Melbourne Corporation Cl. 35, 38, 39, 42.	1427319
NICOLASPRODUCTIONS PTY LTD ACN/ARBN 090 773 238 Cl. 41.	1427397	Profab Engineering Pty Ltd ACN/ARBN 007 042 695 Cl. 6, 37.	1427313
NINGBO HAISHU SHARNDY BATHROOM FITTINGS COMPANY LIMITED Cl. 21.	1427079	PromotionalWorld Limited Cl. 35.	1427190
NINGBO LONGXING WELDING CUTTING TECHNOLOGY STOCK CORPORATION Cl. 6, 7.	1427093	Protrada Pty Ltd Cl. 35.	1427284
NINGBO LONGXING WELDING CUTTING TECHNOLOGY STOCK CORPORATION Cl. 6.	1427085	PT. Purinusa Ekapersada Cl. 16.	1427358
Nintendo Co., Ltd. Cl. 9, 41.	1427512	PZ Cussons Australia Pty Ltd ACN/ARBN 004 164 827 Cl. 3.	1427062
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Nova Pharmacy Pty Ltd ACN/ARBN 115 564 924 Cl. 5, 10, 35.	1427357	Quick Accessories Pty Ltd ACN/ARBN 139 938 935 Cl. 25.	1427268
Novartis AG (CH, 25 Feb 2011) Cl. 10.	1427482	<i>Quirk, Mary-Ellen see The Paradigm Shift Research Consultancy Pty Ltd and Gillmore, Robin</i>	
Nowwww.us Pty Ltd ACN/ARBN 137 333 709 Cl. 35.	1427276	Raine & Horne (Holdings) Pty Limited ACN/ARBN 000 117 626 Cl. 35, 36.	1427280
Nu Leaf I.P. Pty Ltd Cl. 31.	1427116	Rako Australia Pty Ltd ACN/ARBN 139 218 090 Cl. 9.	1427422
O'My Gosh.com.au Pty Ltd Cl. 45.	1427347	Real Estate Commercial Pty Ltd Cl. 36.	1427239
O'Neill, Keiran Cl. 35.	1427098	Reptile Encounters Pty Ltd ACN/ARBN 128 495 054 Cl. 41.	1427553
Oasis Leisure Products Pty Ltd ACN/ARBN 132 532 800 Cl. 19.	1427439	Revlon (Suisse) S.A. a corporation organised and existing under the laws of Switzerland Cl. 3.	1427149
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Oliver, Mark Cl. 9, 35.	1427585	Richards, Kerry Cl. 9, 36.	1427075
One Smart Star Australia Pty Limited ACN/ARBN 148 074 597 Cl. 9, 38.	1427590	Richards, Melissa Cl. 30.	1427045
Orion Plastics Ltd Cl. 16, 17.	1427171	ROAM Consulting Pty Ltd ACN/ARBN 091 533 621 Cl. 9, 42.	1427200
Orthovita, Inc. (US, 3 Dec 2010) Cl. 5, 10.	1427459	Rollco Pty Ltd ACN/ARBN 002 155 688 Cl. 6.	1427389
Outteridge, Simone Cl. 35.	1427562	RoomsHere.com Pty Ltd ACN/ARBN 120 919 173 Cl. 35.	1427557
Pacey, Carmel Cl. 3.	1427188	Roseberry Street Cafe Pty Limited ACN/ARBN 149 829 630 and Hiscock, James and Millar, Rowan Cl. 40, 43.	1427208
Pacific Brands Footwear Pty Ltd ACN/ARBN 098 742 628 Cl. 25.	1427531	Rugbur, Daniel Cl. 25.	1427425
Padraig Pty. Limited ACN/ARBN 085 746 354 Cl. 33, 41, 43.	1427158	Sacrifice Pty Ltd ACN/ARBN 145 287 305 Cl. 28.	1427198
Padraig Pty. Limited ACN/ARBN 085 746 354 Cl. 41, 43.	1427371	Salmon, Benedict Thomas Cl. 16, 41.	1427580
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Park, Sung Yang Cl. 25.	1427167	Self Serve Real Estate Pty. Ltd. ACN/ARBN 150 410 441 and Makris, Steve Cl. 35, 36, 38, 41.	1427055
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Peet Healthcare Pty Ltd Cl. 3.	1427510	Siljanovski, Chris Cl. 44.	1427567
Pernod Ricard New Zealand Limited Cl. 33.	1427474	Smith, Julia Cl. 10, 41.	1427485
PJ Whit Pty.Ltd. ACN/ARBN 118 406 581 Cl. 20, 21, 28.	1427522	Smoo Pty Limited ACN/ARBN 113 127 030 Cl. 29, 30.	1427160
Planet Ute Pty Ltd ACN/ARBN 150 461 144 Cl. 35.	1427441		

Smoo Pty Limited ACN/ARBN 113 127 030 Cl. 29, 30.	1427159	The House of Terence Pty Ltd ACN/ARBN 004 978 081 Cl. 3, 25.	1427285
SMS Siemag Aktiengesellschaft Cl. 7, 9, 42. (IR 738939)	1427147	The Lucky Drink Company Pty Ltd Cl. 32.	1427279
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Somers, Jeremy Cl. 42.	1427463	The Reader's Digest Association Inc. Cl. 5, 9, 16, 38, 41.	1427454
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SOS Foundation Ltd. Cl. 41, 43, 44, 45.	1427520	The Trustee for The Visible Target Trust Cl. 35, 41.	1427587
Sporzvalue Pty. Ltd. Cl. 35.	1427165	The Wine Group LLC a Delaware limited liability company Cl. 33.	1427369
Sprint Horticulture Pty Ltd ACN/ARBN 103 171 964 Cl. 31, 35.	1427337	Thompson McRobert Edgeloe Pty Ltd Cl. 37, 42.	1427351
Square Street Pty Ltd t/as Goliath Hinging Systems Cl. 6.	1427533	Thompson McRobert Edgeloe Pty Ltd Cl. 37, 42.	1427353
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Stanwell Corporation Limited ACN/ARBN 078 848 674 Cl. 35, 36, 37, 39, 40, 42.	1427073	Tiffany and Company Cl. 9.	1427513
Sterling Legal ACN/ARBN 151 027 744 Cl. 45.	1427591	Tiny Prints, LLC Cl. 16, 35, 40, 42.	1427255
Stockpile, Inc. a Delaware corporation (US, 2 Dec 2010) Cl. 35, 36.	1427508	Tiny Prints, LLC (US, 1 Dec 2010) Cl. 16, 35, 40, 42.	1427257
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Sunbeam Corporation Limited ACN/ARBN 000 006 771 Cl. 11.	1427458	TriMas Corporation Pty Ltd ACN/ARBN 004 546 543 Cl. 3, 6, 7, 8, 9, 11, 12, 22, 25.	1427442
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Sunbeam Corporation Limited ACN/ARBN 000 006 771 Cl. 11.	1427461	Veasey, David Cl. 6.	1427575
Sunbeam Corporation Limited ACN/ARBN 000 006 771 Cl. 11.	1427464	Versatile Buildings (Australia) Pty Ltd Cl. 6.	1427509
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SUZHOU POWERGREEN EMISSION SOLUTION SYSTEM CO., LTD. Cl. 7.	1427102	Vinous Australis Pty Ltd ACN/ARBN 138 631 071 Cl. 33.	1427210
Tanning Research Laboratories, LLC Cl. 3.	1427355	Vinous Australis Pty Ltd ACN/ARBN 138 631 071 Cl. 33.	1427211
Tawadros, Julie Cl. 37.	1427410	Vo, Van Lai Cl. 3.	1427183
Taxis Combined Services Pty Limited ACN/ARBN 001 235 847 Cl. 39.	1427083	VR TEK Wheels Pty Ltd ACN/ARBN 151 165 276 Cl. 12.	1427583
Taylor, Paul Cl. 9.	1427378	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 37.	1427251
Techtronic Industries Pty Ltd ACN/ARBN 002 277 509 Cl. 7.	1427088	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 35.	1427258
Terantica Pty Ltd ACN/ARBN 150 966 359 Cl. 16.	1427589	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 40.	1427256
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Terrace Tower Group Pty Ltd ACN/ARBN 002 742 967 Cl. 35, 41.	1427222	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 40.	1427259
The Glad Products Company United States of America Cl. 21.	1427515	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 35.	1427253
The Glad Products Company United States of America Cl. 21.	1427518	W. R. Kirdan Pty Ltd ACN/ARBN 005 825 374 Cl. 37.	1427254

Wain, Karen Cl. 16, 41.	1427123
Walkonwater Pty Ltd Cl. 28.	1427260
Waste to Energy (Asia Pacific) Pty Ltd ACN/ ARBN 139 519 323 Cl. 7, 11, 40.	1427307
WebNova Multimedia Pty Ltd ACN/ARBN 130 365 490 Cl. 35.	1427385
Webnova Multimedia Pty Ltd ACN/ARBN 130 365 490 Cl. 9, 42, 45.	1427376
WebNova Multimedia Pty Ltd ACN/ARBN 130 365 490 Cl. 9, 38, 42.	1427383
WHHPG (No 2) Pty Ltd ACN/ARBN 131 287 093 Cl. 35, 43.	1427435
WHITE ROOM FC PTY LTD ACN/ARBN 147 397 742 Cl. 9, 16, 42, 45.	1427132
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<i>Wider, Cindy see Wider, Stuart</i>	
Wider, Stuart and Wider, Cindy Cl. 9.	1427130
Wildchild Design Pty Ltd Cl. 20, 28.	1427481
Williams, Vanessa Cl. 5, 18.	1427196
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Wisplue Pty Limited ACN/ARBN 061 285 274 Cl. 3, 44.	1427228
Wither Hills Vineyards Marlborough Limited (Divisional of No. 1318975 dated 4 Sep 2009) Cl. 33.	1427511
Wizmart Technology Inc. Cl. 9.	1427277
Woodman Labs, Inc. (US, 29 Nov 2010) Cl. 9.	1427224
Wotalot Pty Ltd ACN/ARBN 138 351 130 Cl. 35, 38, 42.	1427551
Wotalot Pty Ltd ACN/ARBN 138 351 130 Cl. 35, 38, 42.	1427554
WTFN Properties Pty Ltd ACN/ARBN 109 038 691 Cl. 9, 16, 25, 35, 38, 41, 45.	1427216
Yankos, Charlie Cl. 36.	1427516
Yazdani, Rufiya Cl. 37.	1427588
Yung, Alan Cl. 42.	1427412
Zbornik, Coby Cl. 42.	1427051
ZHEJIANG JIEKAI ZIPPER CO.,LTD. Cl. 26.	1427470
ZHEJIANG WUFANGZHAI INDUSTRY CO., LTD. Cl. 29. (IR 1075438)	1427137
Zushan Investment Group Pty Ltd As Trustee For Shyzu Investment Trust Cl. 44.	1427395

Accepted Applications/International Registrations Designating Australia for the Registration/Protection of Trade Marks

Notice of opposition to the registration/ protection of any trade mark listed below may be filed at the Trade Marks Office within the time prescribed.

Applications/IRs Accepted for Registration/Protection**Class Listing of Accepted Trade Marks****Class 9**

1415901*

Class 10

1415902*

Class 31

1408166 1408266 1414385*

Class 39

1404485

Class 42

1415901*

Numerical Listing of Accepted Trade Marks

- (210) **1404485**
 (220) 18 January 2011
 (730) **Sayle, Claire of 26 Booth Street GOLDEN SQUARE VIC 3555, AUSTRALIA (AU).**
 (750) GHOSTS 'R' US 26 Booth Street GOLDEN SQUARE VIC 3555
 (511)(510)
Cl. 39 Conducting sightseeing tours; operating of tours
 (540)



<http://tmi-prod-vanilla/epublish/images/2523/14/04/1404485.1.med.jpg>

- (210) **1408166**
 (220) 10 February 2011
 (730) **Fleming's Nurseries Pty Ltd ACN/ARBN 006 532 556 of Fleming Lane MONBULK VIC 3793, AUSTRALIA (AU).**
 (750) Griffith Hack GPO Box 1285 MELBOURNE VIC 3001
 (511)(510)
Cl. 31 Agricultural, horticultural and forestry products and grains not included in other classes; fresh fruits and vegetables; seeds, natural plants and flowers; propagation material in this class
 (540)



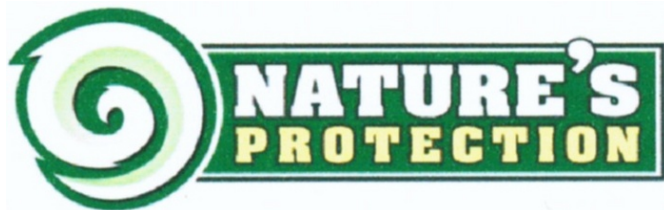
<http://tmi-prod-vanilla/epublish/images/2523/14/08/1408166.1.med.jpg>

- (210) **1408266**
 (220) 9 February 2011
 (730) **Wu, Walter of 15 Mulyang Street HECKENBERG NSW 2168, AUSTRALIA (AU).**
 (750) Walter Wu PO Box 198 CANLEY HEIGHTS NSW 2166
 (511)(510)
Cl. 31 Chia seed
 (500) The applicant has advised that the Chinese characters appearing in the trade mark may be transliterated as ZHI MI which may be translated into English as SMART RICE.*
 (540)

智米

<http://tmi-prod-vanilla/epublish/images/2523/14/08/1408266.1.med.jpg>

- (210) **1414385** (IR 1068525)
- (220) 13 January 2011
- (300) LT 28 December 2010 2010 2249
- (730) **II "TERRA ANIMALIS" of P. Luksio g. 60-5, LT-49349 Kaunas, LITHUANIA (LT).**
- (750) International Bureau, WIPO 34, chemin des Colombettes P.O. Box 18 1211 Geneva 20,
- (511)(510)
- Cl. 31** Agricultural, horticultural and forestry products and grains not included in other classes; live animals; fresh fruits and vegetables; seeds, natural plants and flowers; foodstuffs for animals, malt
- (500) Colour Claimed: GREEN, DARK GREEN, LIGHT GREEN, YELLOW and WHITE.*
- (540)



<http://tmi-prod-vanilla/epublish/images/2523/14/14/1414385.1.med.jpg>

- (210) **1415901** (IR 1068950)
- (220) 28 January 2011
- (300) FR 16 August 2010 10 3 760 671
- (730) **TECHNICOLOR of 1-5 rue Jeanne d'Arc, F-92130 ISSY-LES-MOULINEAUX, FRANCE (FR).**
- (750) International Bureau, WIPO 34, chemin des Colombettes P.O. Box 18 1211 Geneva 20,
- (511)(510)
- Cl. 9** Computer software for converting and transferring multimedia data (sound, images, video) from a physical medium to an electronic medium; management software for multimedia data (sound, images, video)
- Cl. 42** Services involving conversion of data from physical to electronic media
- (540)

MEDIAFFINITY

- (210) **1415902** (IR 1068953)
- (220) 9 February 2011
- (300) US 12 August 2010 85105983
- (730) **Orabrush, Inc. of 1711 W. 1300 S., Springville UT 84663, UNITED STATES OF AMERICA (US).**
- (750) International Bureau, WIPO 34, chemin des Colombettes P.O. Box 18 1211 Geneva 20,
- (511)(510)
- Cl. 10** Tongue scrapers
- (540)



<http://tmi-prod-vanilla/epublish/images/2523/14/15/1415902.1.med.jpg>

Trade Marks Registered/Protected

Amendments and Changes

Registrations/Protected IRs Amended and Changed

Registrations/Protected IRs Name Amendments and Changes

(NOTE: an "Amend" is a name correction, and a "Change" is a new owner)

1337059 (IR 1021521) Amend owner's/holder's name to **Chengdu hongqiliansuo gufenyouxiangongsi**.

202723 Change owner's/holder's name to **Shikibo Ltd.**

Assignments, Transmittals and Transfers

(The name in parentheses is that of the subsequent owner/
holder)

Subsequent Applications/Holders Recorded

Full Assignment

1373502 (**Citizen Homes Pty Ltd ACN/ARBN 142 953 115**)
GURSEWAK SINGH ACN/ARBN 142 953 115.

1400125 (**Gawad Kalinga Ltd ACN/ARBN 149 039 476**) CFC
ANCOP AUSTRALIA LTD ACN/ARBN 099 188 244.

Subsequent Owners/Holders Registered

Full Assignment

1064049 (**Dase Automotive Pty Ltd ACN/ARBN 150 321 636**)
Ezygas Conversions Aust. Pty Ltd ACN/ARBN 115 088 143.

877342 (**De'Longhi Appliances S.r.l.**) De' Longhi S.p.A..

1290695 (**Endo Commercial Fitout Pty Ltd ACN/ARBN 050
235 268**) Bevisco Commercial Interiors Pty Ltd ACN/ARBN 003
833 270 and Endo Commercial Fitout Pty Ltd ACN/ARBN 050
235 268.

880314 (**Grabba International Pty Ltd**) Gripon Australia Pty
Ltd ACN/ARBN 085 902 647.

263473 263474 (**Henkel Limited**) Henkel Loctite Adhesives
Limited.

348896 348897 (**Marposs Societa' Per Azioni**) Marposs
Societa' Per Azioni.

1095300 (**Prestige Plants Pty Ltd ACN/ARBN 092 292 058**)
Ozbreed Pty Ltd.

628158 628159 628160 628161 628162 628163 (**WAUGH'S
INDUSTRIAL SUPPLIES PTY LTD**) Environmental and
Resource Technology Holdings Pty Ltd ACN/ARBN 052 326
744.