

## Applications Advertised

At any time within three months from the date of issue of this Journal, any person may give notice of opposition at the Patent Office to any of the applications for a trade mark advertised hereunder. Such notice shall be set out the grounds upon which the objection is made, and shall be accompanied by the prescribed fee of \$300 plus GST where applicable. Any application for an extension of the time within which a notice of opposition may be filed may be made within the said three months.

Formal opposition should not be lodged until after reasonable notice has been given by letter to the applicant for registration, so as to afford him an opportunity of withdrawing his application before the expense of preparing the Notice of Opposition is incurred. Failure to give such notice will be taken into account in considering any application by an opponent for an order for costs if the opposition is uncontested by the applicant.

Applications advertised before acceptance, under the proviso to section 27(1) of the Trade Marks Act 1953 are so noted in italics.

The grant of registration of a trade mark confers property rights that apply to the sign as a whole. It does not confer property rights to any parts of the sign that are not registered separately. In no case does the presence of separate components in a registered trade mark mean a grant of monopoly rights to those separate components.

## Classification System Eight

### Class 3

*Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations; soaps; perfumery, essential oils, cosmetics, hair lotions; dentifrices.*



*The mark is being used or proposed to be used, by the applicant or with his/her consent, in relation to the goods/services*

(210) 747692 (220) 9 May 2006

(320) 31 Jan 2006 (330) US

(511) **3**: after-shave lotions, non-medicated lip balm, bath oil, bath powder, non-medicated bath salts, bubble bath, beauty masks, body cream, body oil, body powder, cologne, perfume, toilet water, cosmetic pencils, hand cream, eye cream, night cream, shaving cream, skin cleansing cream, skin cream, deodorant soap, personal deodorants, antiperspirants, and combination deodorants and/or antiperspirants, emery boards, essential oils for personal use, eye makeup, eye makeup remover, eye pencils, eye shadow, eyebrow pencils, eyeliners, face powder, facial scrubs, foundation makeup, bath gel, shaving gel, shower gel, lip gloss, lipstick, hair conditioners, hair gel, hair rinses, hair spray, skin lotion, facial lotion, body lotion, makeup, facial makeup, mascara, massage oil, skin moisturizer, nail enamel, nail polish, rouge, sachets, hair shampoo, shaving balm, shaving lotion, skin cleansing lotion, skin soap, skin toners, liquid soaps for hand, face, and body, and cosmetics, including compacts

(532) 3.7.1 3.7.16 3.7.24

(730) RETAIL ROYALTY COMPANY, a Nevada corporation, 101 Convention Center Drive, Las Vegas, Nevada 89109, United States of America

(740) A J PARK, 6th Floor, Huddart Parker Building, 1 Post Office Square, Wellington 6011, New Zealand

### 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; automatic vending machines and mechanisms for coin-operated apparatus; cash registers, calculating machines, data processing equipment and computers; fire-extinguishing apparatus.*

## THE ORCHARDIST

*Use claimed*

*The provisions of section 18(2) of the Trade Marks Act 2002 apply.*

(210) 760658 (220) 13 Dec 2006

(511) **9**: Downloadable electronic publications, including publications in electronic format, periodicals, magazines, journals, newspapers, directories and books; the aforesaid all in relation to horticulture.

(730) Horticulture New Zealand Incorporated, Level 2, Huddart Parker Building, Post Office Square, Wellington, New Zealand

(740) BALDWINS INTELLECTUAL PROPERTY, Level 14, Baldwins Centre, 342 Lambton Quay, Wellington 6011, New Zealand

### Class 12

*Vehicles; apparatus for locomotion by land, air or water.*

## CT

*Use claimed*

*Honest concurrent use with Registration No: 256729*

*The provisions of section 18(2) of the Trade Marks Act 2002 apply.*

(210) 750455 (220) 29 Jun 2006

(511) **12**: motorcycles and their parts and accessories

(730) Honda Motor Co., Ltd, 1-1, Minami-Aoyama, 2-chome, Minato-Ku, Tokyo, Japan

(740) BALDWINS INTELLECTUAL PROPERTY, Level 14, Baldwins Centre, 342 Lambton Quay, Wellington 6011, New Zealand

### Class 18

*Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols, and walking sticks; whips, harness and saddlery.*



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(210) 747692 (220) 9 May 2006

(320) 31 Jan 2006 (330) US

(511) **18**: athletic bags, all-purpose athletic bags, all-purpose sports bags, backpacks, barrel bags, beach bags, book bags, clutch bags, duffel bags, gym bags, leather shopping bags, shoulder bags, tote bags, travel bags, billfolds, briefcases, business card cases, calling card cases, credit card cases, attache cases, carrying cases for documents, key cases, overnight cases, credit card holders, cosmetic cases sold empty, toiletry cases sold empty, vanity cases sold empty, change purses, clutch purses, coin purses, drawstring pouches, waist packs, handbags, leather key fobs, knapsacks, luggage, luggage tags, pocketbooks (purses), briefcase-type portfolios, purses, rucksacks, satchels, suitcases, and wallets

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(730) RETAIL ROYALTY COMPANY, a Nevada corporation, 101 Convention Center Drive, Las Vegas, Nevada 89109, United States of America  
(740) A J PARK, 6th Floor, Huddart Parker Building, 1 Post Office Square, Wellington 6011, New Zealand



## Class 25

*Clothing, footwear, headgear.*



### Use claimed

*The mark consists of the device applied to a shoe, as shown in the representation attached to the application. The shoe outline shown in broken lines in the drawing forms no part of the trade mark, but is included to show the location of the mark in use.*

*The provisions of section 18(2) of the Trade Marks Act 2002 apply.*

(210) 731015 (220) 13 Jun 2005

(511) **25:** footwear

(532) 9.9.1 9.9.11 26.11.13

(730) Vans, Inc., 6550 Katella Avenue, Cypress, California, 90630, United States of America

(740) DAVIES COLLISON CAVE - MELBOURNE, 1 Nicholson Street, Melbourne, Victoria, Australia



### Use claimed

*The mark consists of the device applied to a shoe, as shown in the representation attached to the application. The shoe outline shown in broken lines in the drawing forms no part of the trade mark, but is included to show the location of the mark in use.*

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*The mark is being used or proposed to be used, by the applicant or with his/her consent, in relation to the goods/services*

(210) 747692 (220) 9 May 2006

(320) 31 Jan 2006 (330) US

(511) **25:** clothing and accessories, namely, blazers, vests sweaters, turtleneck sweaters, sweater coats, skirts, shorts (combination skirt and shorts), pants, jeans, shorts, shirts, t-shirts, sport shirts, pull-overs, overalls, blouses, shortalls, polo shirts, rugby shirts, halters, halter tops, sweatshirts, sweatpants, and fleece wear; swimwear; beach cover-ups; sleepwear; pyjamas; robes; underwear, namely bras, panties, boxer shorts, shell bra tanks, and undershirts; outerwear, namely, jackets, vests, parkas, coats, pea coats, ski pants and ski jackets, 3-in-1 system coats, snowboarding pants and jackets, anoraks, gloves, ear muffs, scarves and mittens; ties; belts; footwear, namely, socks, shoes, slippers, leather boots, rubber boots, insoles, sandals, flip flops, sneakers, clogs and slides, and hosiery; athletic footwear, namely, athletic shoes, trail and hiking shoes and boots, canvas shoes, and roller skates, headwear, namely, hats, hoods, caps, baseball caps, visors, sun visors, headbands, babushkas, head and wrist sweatbands, headscarves, berets

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(730) RETAIL ROYALTY COMPANY, a Nevada corporation, 101 Convention Center Drive, Las Vegas, Nevada 89109, United States of America

(740) A J PARK, 6th Floor, Huddart Parker Building, 1 Post Office Square, Wellington 6011, New Zealand

## Class 29

*Meat, fish, poultry and game; meat extracts; preserved, dried and cooked fruits and vegetables; jellies, jams, compotes; eggs, milk and milk products; edible oils and fats.*



*The mark is being used or proposed to be used, by the applicant or with his/her consent, in relation to the goods/services*

*Series mark*

(210) 760598 (220) 11 Dec 2006

(511) **29:** meat, fish, poultry and game; eggs; milk and milk products; meat extracts; products made predominantly from meat, fish, poultry and/or game

(532) 26.3.23 24.13.1 24.13.14 26.1.18 26.1.16 26.1.24 27.5.24 27.5.25 3.6.3 29.1.4 29.1.1326.3.23 24.13.1 24.13.14 26.1.18 26.1.16 26.1.24 27.5.24 27.5.25 3.6.3

(730) Royal New Zealand Society for the Prevention of Cruelty to Animals Incorporated (RNZSPCA), c/- Simpson Grierson, 88 Shortland Street, Auckland 1010, New Zealand

(740) SIMPSON GRIERSON, 88 Shortland Street, Auckland, New Zealand