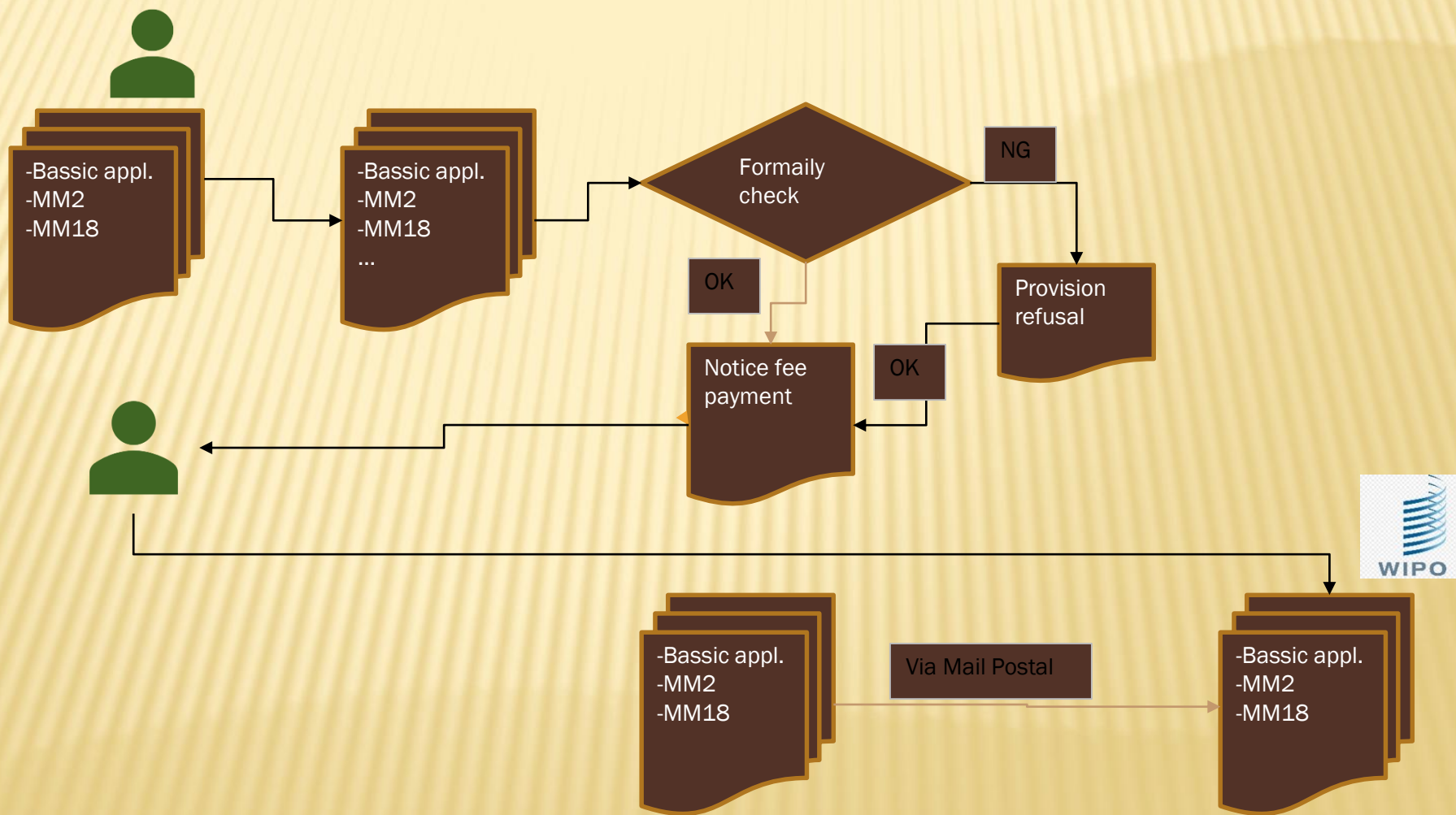


TOPIC 13

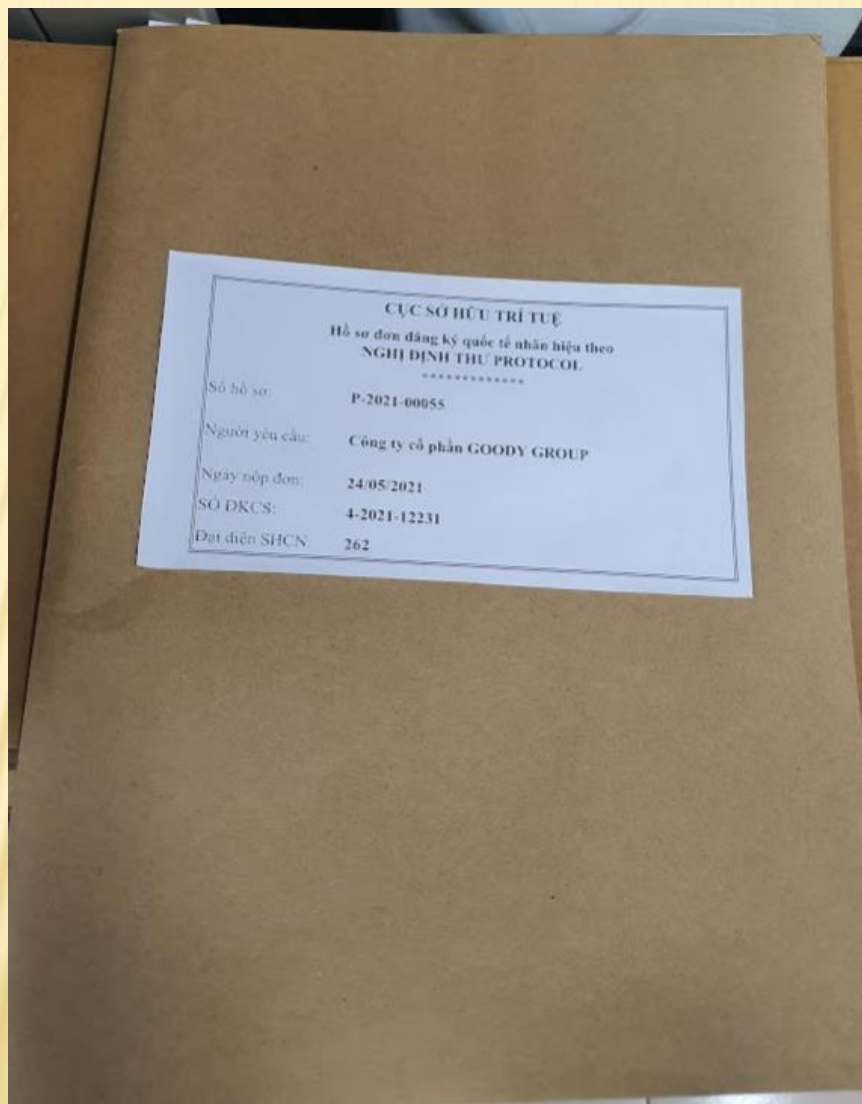
CHALLENGES IN PROCESSING MADRID, HAGUE, AND PCT APPLICATIONS

CHALLENGES IN PROCESSING MADRID APPLICATIONS

MADRID ORIGIN APPLICATIONS PROCESSING



Origin application



CỤC SỞ HỮU TRÍ TUỆ
Hồ sơ đơn đăng ký quốc tế nhãn hiệu theo
NGHỊ ĐỊNH THỦ tục PROTocol

Số hồ sơ:	P-2021-00055
Người yêu cầu:	Công ty cổ phần GOODY GROUP
Ngày nộp đơn:	24/05/2021
SỐ ĐKCS:	4-2021-12231
Đặt điện SHCN:	262

PROVISION REFUSAL NOTIFICATION-NOTIFICATION OF PAYMENT

BỘ KHOA HỌC VÀ CÔNG NGHỆ CỘNG HOÀ XÃ HỘI CHỦ NGHĨA VIỆT NAM
CỤC SỞ HỮU TRÍ TUỆ Độc lập - Tự do - Hạnh phúc

Số: 21/35 /SHTT-CDNH
Hà Nội, ngày 15 tháng 10 năm 2019
V/v thông báo kết quả thẩm định đơn
số B-2019-000

Hà Nội, ngày 15 tháng 10 năm 2019

Kính gửi:

Căn cứ kết quả thẩm định đơn số B-2019-000 nộp ngày 07/10/2019 yêu cầu đăng ký quốc tế nhãn hiệu theo Hệ thống Madrid, Cục Sở hữu trí tuệ thông báo:

- Đơn nói trên chưa hợp lệ vì có các thiếu sót trong tờ khai MM2 như sau:
 - Trang tính phí chưa chính xác. Số tiền chủ đơn cần nộp cho Tổ chức Sở hữu trí tuệ thế giới (WIPO) tại thời điểm hiện tại là 3862 CHF (khoản phí phần 2 liên quan đến Nhật Bản chỉ phải nộp khi nhãn hiệu dự kiến được bảo hộ tại nước này).
- Đề nghị quý Công ty nộp 02 tờ khai MM2 đã khắc phục các thiếu sót nêu trên trong thời hạn sớm nhất để Cục Sở hữu trí tuệ thực hiện các thủ tục tiếp theo và gửi đơn cho WIPO.

Lưu ý:

- Để có thể được ghi nhận ngày đăng ký quốc tế là ngày nộp đơn tại Việt Nam, WIPO cần nhận được đơn trước ngày 07/12/2019.

Nơi nhận
- Như trên;
- Lưu: VT, CDNH.

CỤC TRƯỞNG

Đình Hữu Phí

BỘ KHOA HỌC VÀ CÔNG NGHỆ CỘNG HOÀ XÃ HỘI CHỦ NGHĨA VIỆT NAM
CỤC SỞ HỮU TRÍ TUỆ Độc lập - Tự do - Hạnh phúc

Số: 22/16 /SHTT-CDNH
Hà Nội, ngày 15 tháng 11 năm 2019
V/v nộp phí đăng ký quốc tế nhãn hiệu
cho đơn số B-2019-000

Hà Nội, ngày 15 tháng 11 năm 2019

Kính gửi:

Căn cứ kết quả thẩm định đơn số B-2019-000 nộp ngày 07/10/2019, yêu cầu đăng ký quốc tế nhãn hiệu theo Hệ thống Madrid, Cục Sở hữu trí tuệ đề nghị quý Công ty:

- Nộp phí đăng ký quốc tế 3862 CHF vào tài khoản ngân hàng của Tổ chức Sở hữu trí tuệ thế giới (WIPO) như sau:

Chủ tài khoản: World Intellectual Property Organization (WIPO)

Địa chỉ: 34, chemin des Colombettes, 1211 Geneva 20, Switzerland

Số tài khoản: IBAN No. CH5104835048708081000

Ngân hàng: Credit Suisse; Địa chỉ: CH-1211 Geneva 70, Switzerland
Swift/BIC: CRESCH ZZ80A

- Cung cấp cho WIPO tên, địa chỉ của chủ đơn và mục đích chuyển tiền như sau (dịch sang tiếng Anh): "Đây là phí cho đơn nhãn hiệu quốc tế dựa trên đơn cơ sở số Tổng số tiền là 3862 CHF";
- Gửi ngay cho Cục Sở hữu trí tuệ chứng từ chứng minh rằng khoản phí nói trên đã được nộp đủ, vào đúng tài khoản của WIPO để Cục Sở hữu trí tuệ hoàn thiện hồ sơ đơn.

Lưu ý:

- Khoản phí nói trên được tính dựa trên thông tin của đơn và bảng phí của WIPO tại thời điểm phát hành thông báo này, và có thể thay đổi nếu WIPO yêu cầu;
- Để có thể được ghi nhận ngày đăng ký quốc tế là ngày nộp đơn tại Việt Nam, WIPO cần nhận được đơn và phí trước ngày 07/12/2019;
- Nếu nhãn hiệu dự kiến được bảo hộ tại Nhật Bản (JP), chủ đơn phải nộp khoản phí phần hai tại nước này.

Nơi nhận
- Như trên;
- Lưu: VT, CDNH.

CỤC TRƯỞNG

Đình Hữu Phí

NOTIFICATION OF SUCCESSFUL SENT TO IB- NOTIFICATION FOR APPLICANT TO REPLY IB

BỘ KHOA HỌC VÀ CÔNG NGHỆ CỘNG HOÀ XÃ HỘI CHỦ NGHĨA VIỆT NAM
CỤC SỞ HỮU TRÍ TUỆ Độc lập - Tự do - Hạnh phúc

Số: 45.337/SHTT-CDNH
V/v thông báo tình trạng đơn số
B-2019-000

Hà Nội, ngày 19 tháng 09 năm 2019

Kính gửi:

Cục Sở hữu trí tuệ thông báo: Đơn số B-2019-000 đã được chuyển đến Tổ chức Sở hữu trí tuệ thế giới (WIPO) vào ngày 11/09/2019.

Đề nghị quý Công ty thường xuyên theo dõi tình trạng đơn nói trên từ các thông báo của WIPO, các nước được chỉ định và công cụ Madrid Monitor tại địa chỉ Internet <http://www.wipo.int/madrid/monitor/en/index.jsp> để kịp thời xử lý các việc có thể xảy ra.

Nơi nhận
- Như trên;
- Lưu: VT, CDNH.

CỤC TRƯỞNG



Đinh Hữu Phí

BỘ KHOA HỌC VÀ CÔNG NGHỆ CỘNG HOÀ XÃ HỘI CHỦ NGHĨA VIỆT NAM
CỤC SỞ HỮU TRÍ TUỆ Độc lập - Tự do - Hạnh phúc

Số: 22.837/SHTT-CDNH
V/v đề nghị cho ý kiến để phúc đáp
WIPO liên quan đơn số P-2019-000

Hà Nội, ngày 15 tháng 10 năm 2019

Kính gửi:

Căn cứ công văn ngày 11/10/2019 của Tổ chức Sở hữu trí tuệ thế giới (WIPO) liên quan đơn số P-2019-000 Cục Sở hữu trí tuệ (SHTT) đề nghị quý Công ty cho Cục SHTT biết ý kiến (công văn tiếng Việt) trong thời gian sớm nhất để Cục SHTT phúc đáp WIPO.

Lưu ý: Hạn cuối để WIPO nhận ý kiến phúc đáp từ Cục SHTT là 11/01/2020.

Nơi nhận
- Như trên;
- Lưu: VT, CDNH.

Tài liệu gửi kèm
- Bản chụp công văn của WIPO.

CỤC TRƯỞNG



Đinh Hữu Phí

ENGLISH VERSION SENT TO IB- COFRIMATION NOTIFICATION



NATIONAL OFFICE OF INTELLECTUAL PROPERTY OF VIETNAM

Add: 384-386 Nguyen Trai Street, Thanh Xuan District, Ha Noi, Vietnam

Tel.: (84-4) 3 8583 069; Fax: (84-4)3 8588 449

World Intellectual Property Organisation

International Bureau

34, chemin des Colombettes, P.O. Box 18,
1211 Geneva 20,
Switzerland

Hanoi, 08 March 2019

Dear Sir/Madam,

This is in reply to your Notice of 13 February 2019 with regard to the following international trademark application:

WIPO reference No.: EN-I/ /SA

Basic registration No.:

Our ref.: B-2018-000 Mark:

Holder:

Having consulted with the applicant, we agree with the terms of goods/services proposed by the International Bureau.

Thank you for your kind cooperation!

Yours faithfully, *za*

DINH HUU PHI
Director General

BỘ KHOA HỌC VÀ CÔNG NGHỆ
CỤC SỞ HỮU TRÍ TUỆ

CỘNG HOÀ XÃ HỘI CHỦ NGHĨA VIỆT NAM

Độc lập - Tự do - Hạnh phúc

Số: 7357 /SHTT-CDNH

Hà Nội, ngày 7 tháng 7 năm 2019

V/v phúc đáp WIPO liên quan đơn số
B-2019-000

Kính gửi:

Liên quan đơn số B-2019-000, Cục Sở hữu trí tuệ (SHTT) thông báo:

Căn cứ ý kiến của quý Công ty, Cục SHTT đã gửi công văn phúc đáp Văn phòng quốc tế (VPQT) vào ngày 02/07/2019.

Đề nghị quý Công ty thường xuyên theo dõi tình trạng đơn từ các thông báo của VPQT, các nước được chỉ định và công cụ Madrid Monitor tại địa chỉ Internet <http://www.wipo.int/madrid/monitor/en/index.jsp> để kịp thời xử lý các việc có thể xảy ra.

Nơi nhận

- Như trên;

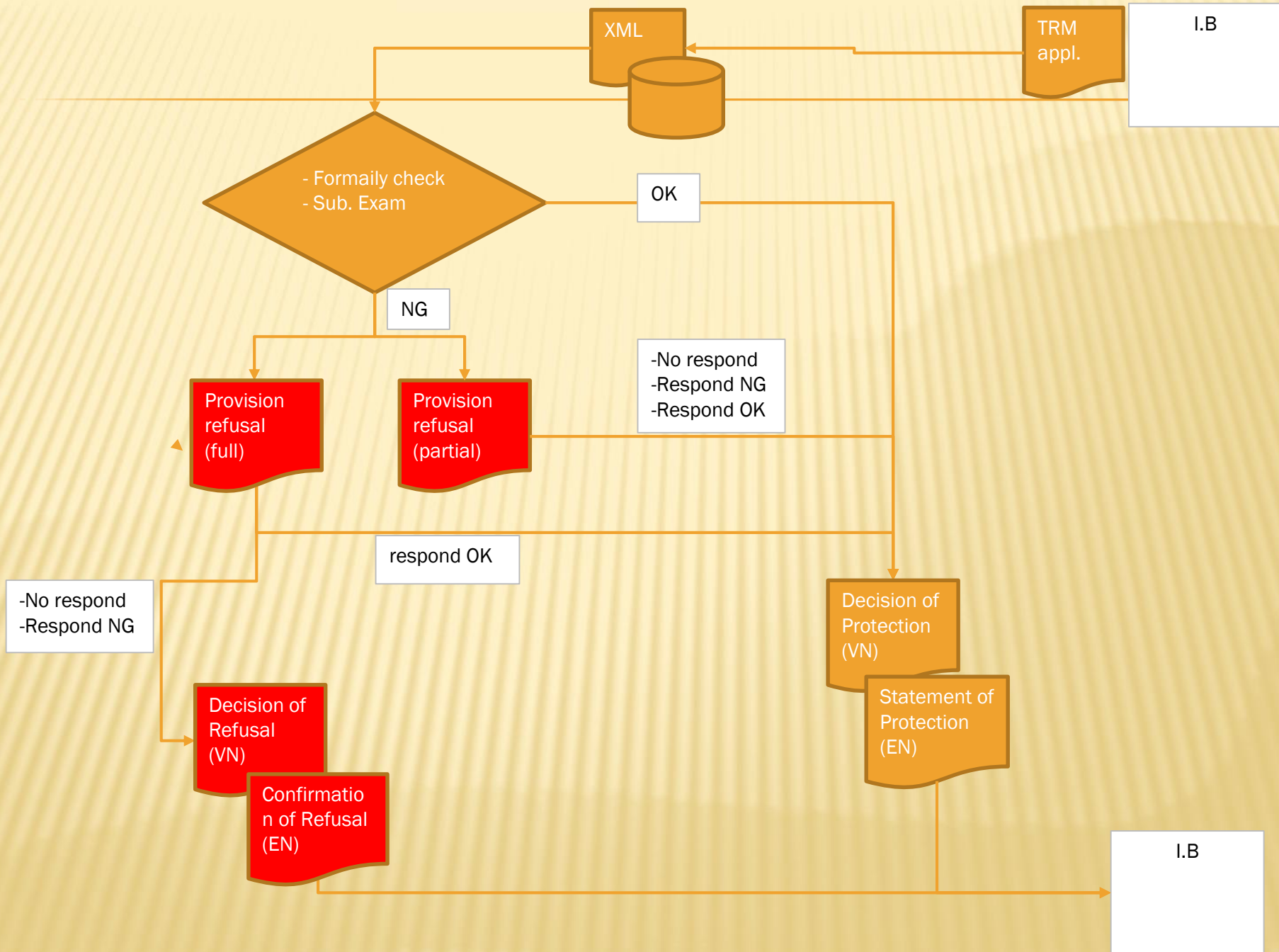
- Lưu: VT, CDNH.

Tài liệu gửi kèm

- Bản sao công văn gửi WIPO.



Dinh Hữu Phi



Madrid™ AGREEMENT & PROTOCOL MANAGEMENT SYSTEM

Tên login : N_H435

Mật khẩu : *****

Nhập

MMS - Quản lý nhãn hiệu Madrid

Xử lý dữ liệu Xử lý đơn Madrid Chia đơn Trợ giúp QĐBH Quyền Thông kê đơn BH&TC

Hiệu chỉnh dữ liệu Madrid

Số đơn	Ngày nộp	Số đơn	1623304	Ngày nộp QT (151)	20/08/2021	Ngày hết hạn QT	20/08/2031	Nguồn dữ liệu	Romain
1623304	8/20/2021	Hệ thống	Protocol	Ngày nộp đơn VN	20/08/2021	Ngày hết hạn VN	20/08/2031	Nước nộp đơn	Japan
Ngày T. báo (580)	28/10/2021	Ngày mở rộng		Ngày ưu tiên		Nguồn dữ liệu		Nguồn dữ liệu	Romain
Số nhóm SpDv	1	Các nhóm	16	Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu	Romain
Nhãn hiệu	SAILOR	Tình trạng đơn	Đang xét nghiệm	Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu	Romain
Keyword	SAILOR	Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu	Romain
Màu sắc (Eng.)		Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu	Romain
Người nộp đơn		Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu		Nguồn dữ liệu	Romain

Tổng số: 1

Tìm kiếm **Thêm mới** **Thoát** **Cất dữ liệu**

Sản phẩm dịch vụ giới hạn ở Việt Nam

Nhóm	T. báo	Tác vụ	Tiếng	Danh mục sản phẩm dịch vụ	Phiếu T. định : 1
					Đổi chứng : 4
					C. văn wipo : 1
					Khiếu nại : 0

Sản phẩm dịch vụ (Pháp)	Sản phẩm dịch vụ (Anh)	Sản phẩm dịch vụ (TBN)	Các thông báo liên quan	Các nước được chỉ định (đơn VN)	Quyền ưu tiên
Nhóm	Danh mục sản phẩm dịch vụ				
16	Articles de papeterie; colles et autres adhésifs pour la papeterie ou le ménage; pinceaux pour décorateurs; contenants en papier pour le conditionnement				

SAILOR

NA01 Xóa đơn

Phân loại hình Vienna

Nhóm	Nsd
27.05	
27.05.01	

Đơn : 1623304 Thoát

Phiếu thẩm định lần chỉ định thứ: 1 Tạo phiếu thẩm định lần chỉ định tiếp theo

Thẩm định(1) - Đối chứng(4) Công văn Wipo(1) - Khiếu nại(0)

Stt	Số DC	Loại	Ch. thực	Ng
1	4-0030189	Đ. bạ QG	<input checked="" type="checkbox"/>	3/1
2	4-0341649	Đ. bạ QG	<input type="checkbox"/>	1/6
3	342652	NH QT	<input type="checkbox"/>	1/1
4	750550	NH QT	<input type="checkbox"/>	2/1

Số tt: 1 Đ. chứng ch. thực Nhập mới Xóa Cắt dữ liệu Cắt + Mới

Số đ. chứng: 4-0030189 NH QT Đơn QG

Ngày đ. c: 16/03/1999 Loại: Đ. bạ QG Đăng bạ QG

Người nộp đơn: SAILOR MANNENHITSU KABUSHIKI KAISHA (THE SAILOR PEN CO., LTD.)

Địa chỉ: 4-26-5, Kotobashi, Sumida-ku, Tokyo, Japan (JP)

Nhãn hiệu: SAILOR

Nhóm Sp/Dv: 16



Kết quả thẩm định

Ngày thẩm định: 07/10/2022 Cắt dữ liệu

Kết luận: Nhãn hiệu được bảo hộ Từ chối Phạm vi từ chối: Toàn phần Điều khoản: 74.2e

MMS - Quản lý nhãn hiệu Madrid

Xử lý dữ liệu Xử lý đơn Madrid Chia đơn Trợ giúp QĐBH Quyền Thống kê đơn BHR:TC

Đơn : 1623304 Thoát

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Home Insert Page Layout References Mailings Review View

Times New Roman 14

Font Paragraph Styles Editing

PHIẾU THẨM ĐỊNH ĐĂNG KÝ QUỐC TẾ

I. Tóm tắt về đơn

Số đơn: 1623304 Quyền số: 2021/41 Nhãn hiệu

Ngày nộp đơn: 20/08/2021

Ngày mở rộng:

Ngày ưu tiên:

Nhóm sản phẩm: 16

Phân loại hình: 27.05, 27.05.01

Ý nghĩa của NH: Sailor: Thủy thủ (đồng nghĩa: mariner)

II. Nhãn hiệu đối chứng

Stt	Số đối chứng	Ngày	Nhãn	Nhóm Sp/Dv	Ghi chú
1	4-0030189	16/03/1999		16	Khác địa chỉ.
2	4-0341649	06/01/2020		25	Hh#
3	342652	19/01/1968	MARINER	25	Hh#
4	750550	16/02/2018		11,20	Hh#

Phiếu thẩm định tiếp theo

Xóa Cắt dữ liệu

Cắt + Mới

NH QT Đơn QG

Loại Đ. bạ QG Đăng bạ QG

NNENHITSU KABUSHIKI KAISHA (THE SAILOR PEN CO., LTD.)

bashi, Sumida-ku, Tokyo, Japan (JP)

Kèm mẫu đối chứng Thay phiếu cũ

Nhóm bị từ chối:

Ghi chú: Sailor: Thủy thủ (đồng nghĩa: mariner) (Ý nghĩa NH)

MMS - Quản lý nhãn hiệu Madrid

Xử lý dữ liệu Xử lý đơn Madrid Chia đơn Trợ giúp QDBH Quyển Thông kê đơn BH&TC

Đơn chung, Thêm đơn, Công văn Wipo (To chơi, Rút to chơi), Khiếu nại

Đơn : 1623304 Thoát

Phiếu thẩm định lần chỉ định thứ: 1 Tạo phiếu thẩm định lần chỉ định tiếp theo

Thẩm định(1) - Đối chủng(4) Công văn Wipo(1) - Khiếu nại(0)

Loại thông báo: **Form tu chơi tạm thời (Rule 17.1) - CV03 ket hop.doc**

Công văn gửi WIP:

- Form tuyên bố bảo hộ (riêng lẻ) (Rule 18ter(1) - CV02.doc
- Form tuyên bố bảo hộ chung (Rule 18ter(1) - CV02.doc
- Form tuyên bố bảo hộ sau TC tạm thời (Rule 18ter(2)-CV05.doc
- QĐ tu chơi toàn bộ sau TB tạm thời (ko TL) -CV06.doc
- QĐ tu chơi toàn bộ sau TB tạm thời (TL ko __at)-CV06.doc
- QDBH (1 phần sau Khiếu nại)-CV4.03+04.4.doc
- QDBH (1 phần sau TL) - CV 04.1.doc

Loại: Từ chối To

Ngày thông báo Địa chỉ: 1-63 2-chome, Tenno Nishijo, Kure Hiroshima 73

Ghi chú Nhận hiệu

Lý do chuyển: The applied-for mark is refused because of a likelihood of conf

Điều khoản: Art. 74.2e of the Intellectual Property Law

Nhóm từ chối

Công văn khiếu nại

Số KN Ngày KN Đại diện

Nhập mới

Số C.văn kh.nại Đại diện

MMS - Quản lý nhãn hiệu Madrid

Xử lý dữ liệu Xử lý đơn Madrid Chia đơn Trợ giúp QDBH Quyển Thông kê đơn BH&TC

Đơn chung, Thêm đơn, Công văn Wipo (To chơi, Rút to chơi), Khiếu nại

Đơn : 1623304 Thoát

01623304_EngTcTt.doc [Compatibility Mode] - Microsoft Word

hi định tiếp theo

op.doc

Xoá Cát dữ liệu 0 Soạn công văn Thay C.văn cũ

chối Ngày nộp đơn: 20/08/2021

Người nộp đơn: Sailor Mannenhitu Kabushiki Kaisha (The Sailor

Địa chỉ: 1-63 2-chome, Tenno Nishijo, Kure Hiroshima 73

Nhận hiệu

H416 Phạm vi T.c. Toàn phần

with:

Xoá Cát dữ liệu N

Ngày Ghi chú

MADRID AGREEMENT AND PROTOCOL

NOTIFICATION OF PROVISIONAL REFUSAL OF PROTECTION

Rule 17(1)

I. Office making the notification:
INTELLECTUAL PROPERTY OFFICE OF VIETNAM (IP VIETNAM)
 384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam

II. Number of international registration: **1623304**

III. Name and address of the holder:
Sailor Mannenhitu Kabushiki Kaisha (The Sailor Pen Co., Ltd.)
 1-63 2-chome, Tenno Nishijo, Kure Hiroshima 737-0883, Japan

IV. Information concerning the type of provisional refusal:
 Provisional refusal based on an *ex officio* examination
 Provisional refusal based on an opposition
 Provisional refusal based on both an *ex officio* examination and an opposition

(i) Name of the opponent:
 (ii) Address of the opponent:

V. The scope of refusal:
 Total provisional refusal affects all the goods and/or services
 Partial provisional refusal affects only the following goods and/or services:

VI. Grounds for refusal:
 The applied-for mark is refused because of a likelihood of confusion with:

Sailor

Nsd : N_H435 (CDL)

SENDING DOCUMENTS TO IB

98-MF3-129.pdf	Notification of provisional refusal (rule 17(1))			+ Add related document (optional)
1630506-MF3-20221129.pdf	Notification of provisional refusal (rule 17(1))	1630506	Refusal, IF	+ Add related document (optional)
1630521-MF3-20221129.pdf	Notification of provisional refusal (rule 17(1))	1630521	Refusal	
1630532-MF3-20221129.pdf	Notification of provisional refusal (rule 17(1))	1630532	Refusal, IF	

+ Add more files

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ASTRED

DANH SÁCH ĐƠN MADRID

STT	STT ĐƠN	Ngày ĐƠN	Ngày MI	Mã loại	Loại đơn	Ngày nộp	Ngày cấp
1	202148	09/03/2021	09/03/2021	01	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
2	202148	09/03/2021	09/03/2021	02	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
3	202148	09/03/2021	09/03/2021	03	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
4	202148	09/03/2021	09/03/2021	04	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
5	202148	09/03/2021	09/03/2021	05	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
6	202148	09/03/2021	09/03/2021	06	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
7	202148	09/03/2021	09/03/2021	07	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
8	202148	09/03/2021	09/03/2021	08	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
9	202148	09/03/2021	09/03/2021	09	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
10	202148	09/03/2021	09/03/2021	10	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
11	202148	09/03/2021	09/03/2021	11	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
12	202148	09/03/2021	09/03/2021	12	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
13	202148	09/03/2021	09/03/2021	13	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
14	202148	09/03/2021	09/03/2021	14	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
15	202148	09/03/2021	09/03/2021	15	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
16	202148	09/03/2021	09/03/2021	16	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
17	202148	09/03/2021	09/03/2021	17	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
18	202148	09/03/2021	09/03/2021	18	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
19	202148	09/03/2021	09/03/2021	19	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021
20	202148	09/03/2021	09/03/2021	20	CHÍNH THỨC (SUBSTANTIVE)	09/03/2021	09/03/2021

THE DOCUMENTS YOU HAVE UPLOADED USING MADRID OFFICE PORTAL HAVE BEEN RECEIVED.

Your request is currently will be sent in coming day using the 'Documents' tab

Date of submission : 29 Nov 2022

Email where confirmation will be :



ĐT: 5888
28/11/2022

DANH SÁCH ĐƠN MADRID

Công báo số : 2021/46

177 + 3A = 211 + 1

(P=99)

~~3 Litra~~

① 505125 (Ng Hưng)

Stt	Số đơn	Tạp chí, trang	Ngày ND	Ngày MR	Nhãn hiệu	Nhóm SP	Phân loại Vienna
Loai : ENN Registration							
①	1616177	202146 NTT NTT	24/06/2021		iglu (IGLU)	35	07.01, 26.11, 27.05, 29.01, 07.01.21, 26.11.08, 27.05.01, 29.01.12
2	1627153	202146 LITRA	08/06/2021	Brixly	CHEF STEPS (CHEFSTEPS)	41	
③	1628993	202146	03/11/2021		SPIRITLESS (SPIRITLESS)	32	
④	1628994	202146	29/10/2021		CerebrAX (CEREBRAX)	10	
⑤	1629042	202146	22/10/2021		BODLE (BODLE)	03	
⑥	1629043	202146	01/11/2021		MOMAND (MOMAND)	03	
⑦	1629058	202146	20/09/2021		DV (DV)	35,42	
⑧	1629105	202146	29/06/2021		RED DRAGON (RED DRAGON)	41	04.03, 21.01, 27.05, 29.01, 04.03.03, 21.01.02, 27.05.01, 29.01.12
⑨	1629108	202146	08/09/2021		JO'S LAUNDRY (JO'S LAUNDRY)	03	
⑩	1629112	202146	10/09/2021		XXI (XXI)	05	
⑪	1629113	202146	10/09/2021		VAXXINACT (VAXXINACT)	05	
⑫	1629119	202146	06/10/2021		AZAR (AZAR)	45	
⑬	1629123	202146	14/10/2021		LifeSystems (LIFESYSTEMS)	20,22,23,24,25,27	
⑭	1629136	202146	17/09/2021		openlive (OPENLIVE)	09	
⑮	1629162	202146	08/06/2021		HISTORY OF MY WORLD (HISTORY OF MY WORLD)	04,14,16,18,24,25,28,35	
⑯	1629211	202146	12/07/2021		Midori Pants (MIDORI PANTS)	05	01.01, 01.15, 02.09, 05.03, 09.03, 27.05, 28.19, 29.01, 01.01.01, 01.15.15, 02.09.01, 05.03.14, 09.03.14, 27.05.01, 27.05.07, 28.19.00, 29.01.15
⑰	1629212	202146	23/07/2021		APOTHECARE (APOTHECARE)	03	21.03, 24.13, 27.03, 21.03.21, 24.13.01, 24.13.22, 27.03.15
⑱	1629240	202146	05/08/2021		MARO Wine (MARO WINE)	33,39	27.05, 27.05.01

W(PA): 10797 / 28/11/2022
10798

1 litra NPA

2 litra ALY

Phieu: 1629058

(A) 1630506

2 212

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158

146002

820 246

120
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215
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MMS - Quản lý nhãn hiệu Madrid.

DL

Ngày in : 24/05/2022



Select trademark

Filter Selection (+)

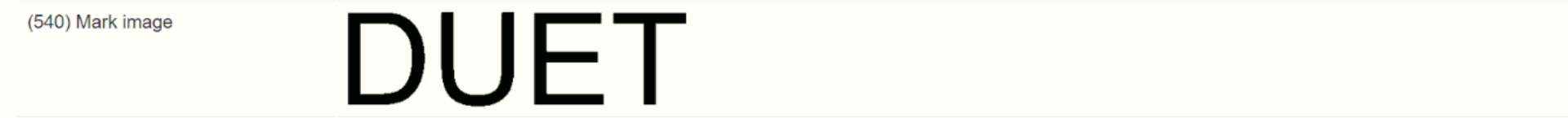
Search criteria: File Type = 5 , Filing Date = 10/10/2022
14 items found, displaying all items.

Selected	File No.	Logo	Novelty date	Reg No.	Mark name	Classes	Owner name	Status	Respons
<input type="checkbox"/>	MD-5-0000-1696409		Prio: 26/07/2022 File: 10/10/2022		LANXIANG ENVIRONMENT	NCL(11-0) 11	Shandong Lanxiang Environmental Technology Co., Ltd. [CN]	(M) Birth Filed ENN	
<input type="checkbox"/>	MD-5-0000-1695607		Prio: 16/09/2022 File: 10/10/2022		NEON PRIME	NCL(11-0) 9 41	Valve Corporation [US]	(M) Birth Filed ENN	
<input type="checkbox"/>	MD-5-0000-1694641		10/10/2022		apeman	NCL(11-0) 9	Shenzhen Apeman Innovations Technology Co., Ltd. [CN]	(M) Birth Filed ENN	
<input type="checkbox"/>	MD-5-0000-1694737		10/10/2022		WISHDOIT	NCL(11-0) 14	LI Zhipei [CN]	(M) Birth Filed ENN	
<input type="checkbox"/>	MD-5-0000-1694840		10/10/2022			NCL(11-0) 11	Shuangliang Eco-energy Systems Co., Ltd. [CN]	(M) Birth Filed ENN	
<input type="checkbox"/>	MD-5-0000-1548791		10/10/2022			NCL(11-2020.01) 9 35 38 42 44 45	Curalie GmbH [DE]	(M) Birth SUB FILING EXN	

View trademark

Record 1 / 1

(219) Application Nbr	MD-5-0000-1595716
Status	(M) Nhận trả lời của Người nộp đơn
Last action	(M-Special) Birth
Application type	Madrid Protocol
Sign type	Both name and logo
(541) Mark name	DUET



Vienna classes

Version	Category	Division	Section	Description
08-2018.01	27	5	1	Letters presenting a special form of writing

(512) Nice class(es)

Version	Nbr	Status	Description
11-2021.01	10	Pending	Medical equipment for the purpose of delivering oxygen and humidification therapy; invasive and non-invasive ventilation apparatus and instruments for medical purposes; breathing tubes used in the delivery of air and gases to and away from patients; nasal cannula; cannula for respiratory purposes; breathing tubes and nasal tubes for medical or surgical use; tubing connectors for breathing tubes and nasal tubes for medical or surgical use; nasal interfaces for medical and surgical purposes; parts and fittings for all the aforementioned goods.

Edit trademark

Mark MD-5-0000-1280693 - FOOD UNION

PDF

[Filing](#) | [Registration](#) | [Sign](#) | [Publication](#) | [Other](#) | [Poa Reference](#) | [Owners](#) | [Reps](#) | [Priorities](#) | [Related](#) | [Nice](#) | [Vienna](#) | [National](#) | [Payments](#) | [Valid states](#)
[New](#) | [Delete highlighted](#) | [Update highlighted](#) | [Initialise description](#)

Status	Ed	Version	Nbr	Description
Not Registered	10	2015.01	29	Margarine; butter; dairy-based spreads; milk; milk products; kephir; fermented milk; ryazhenka [fermented baked milk]; yoghurts; beverages made with yoghurt; desserts made from milk products; cream [dairy products]; sour milk products; whey; curd; sweet curd; curd with fruits; double cream; whipped cream; cheeses; edible fats: fruit jellies.
Not Registered	10	2015.01	30	Frozen yoghurts; ice; ice cream; ices; fruit ices; cocoa beverages with milk;...
Not Registered	10	2015.01	5	Food for babies; lacteal flour for babies.
Not Registered	10	2015.01	32	syrops and other preparations for making beverages.

Details of highlighted Nice class

Nice Class Edition * Nice Class Version Nice Class Nbr *

Nice Class Description

Margarine; butter; dairy-based spreads; milk; milk products; kephir; fermented milk; ryazhenka [fermented baked milk]; yoghurts; beverages made with yoghurt; desserts made from milk products; cream [dairy products]; sour milk products; whey; curd; sweet curd; curd with fruits; double cream; whipped cream; cheeses; edible fats: fruit jellies.

Hiển thị các tài liệu liên quan: như khiếu nại, phản đối, tài liệu phản hồi của người nộp đơn (hệ thống cũ không có)

Danh mục sản phẩm dịch vụ bảo hộ hay từ chối được ghi lại trong db, trước đây không có

[←](#) [→](#) [↻](#) Not secure | ipas.noip.gov.vn/lpasWeb/ProcessEdit/ProcessEdit.do?layout=simple&processIdAsString=MI|350004&newWindowId=1670063680136...

File: MD/5/0/1366276 - MIJIA - Xiaomi Singapore Pte. Ltd. - (M) Chấp nhận bảo hộ (Migrate)

[Events](#) | [Status](#) | [Frozen By](#) | [Freezing](#)

Type	Date	Action By	Description	Notes	Action 1
User Doc.	28/04/2017 12:00:00		Userdoc:Madrid Birth (Doc 1/13662710) File:1366276 - MIJIA - Xiaomi Singapore Pte. Ltd.	Pending: (MB) Received (28/04/2017) .	
Action	28/04/2017 12:00:00	IPVN1	(M-Special) Birth		Details
Note	28/04/2017 12:00:00	IPVN1	Notification	Công văn từ chối lần 1; Từ chối từng phần	Details
e-doc	28/04/2017 12:00:01		Madrid Chỉ định VN	No content yet	
Note	13/09/2018 01:34:35	NMH337/Nguyễn T	Exam Report	Registered: Migrated (13/09/2018) . Phiếu thẩm định lần 1; Từ chối từng phần	Details
Note	27/09/2018 12:00:00	IPVN1	Thông báo đơn Madrid Cục đã Scan gửi IB	Registered: Migrated (27/09/2018) . RF: Từ chối tạm thời.	Details
User Doc.	27/12/2018 12:00:00		Userdoc:5143 Trả lời thông báo kết quả thẩm định nội dung (Doc 1/28432) (TLBS5 2018/991)	Pending: (UDoc) Chờ quét tài liệu bổ sung đơn XLQ (27/12/2018) .	
Note	16/07/2021 12:00:00	IPVN1	Thông báo đơn Madrid Cục đã Scan gửi IB	Registered: Migrated (16/07/2021) . MF5:Tuyên bố bảo hộ một phần sau Từ chối tạm thời	Details
User Doc.	21/10/2021 12:00:00		Userdoc:560 KN5 Đơn khiếu nại (Doc 1/9691) (KN5 2021/949)	Pending: (TradeMark-UDoc-Khiếu Nại) Đơn giấy mới (14/11/2022) .	

Type	Date	Action By	Description	Notes	Action 1	Action 2
User Doc.	22/09/2021 12:00:00		Userdoc:Madrid Birth (Doc 1/1522468501) File:1632342 - YUEQIU - HUZHOU YUEQIU MOTOR CO., LTD.	Pending: (MB) Received (22/09/2021) .		PDF
Action	22/09/2021 12:00:00	IPVN1	(M-Special) Birth		Details	
Note	22/09/2021 12:00:00	IPVN1	Notification	Công văn từ chối lần 1; Từ chối toàn phần	Details	
e-doc	22/09/2021 12:00:01		Nhãn hiệu	No content yet		PDF
Note	27/10/2022 09:50:09	NTT397/Nguyễn T	Exam Report	Registered: Migrated (27/10/2022) . Phiếu thẩm định lần 1; Từ chối toàn phần	Details	
Action	01/12/2022 02:11:53	NDT186/Nguyễn T	(M) Cập nhật trạng thái		Details	
Action	03/12/2022 05:40:24	NDT186/Nguyễn T	(M) Phiếu thẩm định MF10	Pending: (OD) Đã tạo tài liệu (03/12/2022) .	Details	PDF DOC

PHIẾU THẨM ĐỊNH ĐĂNG KÝ QUỐC TẾ

I. Tóm tắt về đơn

Số đơn : 1632342 Quyền số : 47/2021 Nhãn hiệu

Ngày nộp đơn : 22/09/2021

Ngày mở rộng : 22/09/2021

Ngày ưu tiên :

Nhóm sản phẩm : 07

Phân loại hình : 01.05.01; 01.05.25; 27.03.15

Ý nghĩa của NH :



II. Nhãn hiệu đối chứng

Stt	Số đối chứng	Ngày	Nhãn	Nhóm SpDv	GH
1	4-0083188	07/04/2005	YUEMING	07	
2	5-891874	27/03/2006	 YUEHUA 粤华	07	



Cancel | Next

Select action type

Normal Action Type

Special Action Type
 (M) Phiếu thẩm định MF10
 (M) Tuyên bố bảo hộ MF4
 (M) Từ chối tạm thời 1 phần MF3b
 (M) Từ chối tạm thời toàn phần MF3a

Note Action Type

Action Date *

Notes

Help Configuration

3864148 1 / 2 | - 100% +

PHIẾU THẨM ĐỊNH ĐĂNG KÝ QUỐC TẾ

Thông tin về đơn

Đơn : 1632342 Quyền số : 47/2021 Nhân hiệ

Ngày nộp đơn : 22/09/2021

Ngày mở rộng : 22/09/2021

Ngày ưu tiên :

Loại sản phẩm : 07

Loại hình : 01.05.01; 01.05.25; 27.03.15

Ngày ghi của NH :



Nhãn hiệu đối chứng

Số đối chứng	Ngày	Nhãn	Nhóm SpDv
4-0083188	07/04/2005	YUEMING	07
5-891874	27/03/2006		07

Đại diện Ghi chú

Cancel | Next

Select options from the list of pre coded reasons

Selected action: : (M) Từ chối tạm thời toàn phần MF3a Final status: (M) Chờ phản hồi của Người nộp đơn

Option name	Checked
+ The applied-for mark has been refused because it consists of a combination of too many letters	Select Unselect Detail
+ The applied-for mark is refused because it consists exclusively of a character/ characters of an uncommon language in Vietnam	Select Unselect Detail
+ The applied-for mark is refused because it consists exclusively of a merely simple geometric shape	Select Unselect Detail
+ The applied-for mark is refused because it consists exclusively of signs or indications designating the time	Select Unselect Detail
+ The applied-for mark is refused because it consists exclusively of the shape which results from the nature of the goods themselves	Select Unselect Detail
+ The applied-for mark is refused because it consists of a merely simple geometric shape	Select Unselect Detail
+ The applied-for mark is refused because it consists of figures/images that are too intricate	Select Unselect Detail
+ The applied-for mark is refused because it consists of the geographical name	Select Unselect Detail
+ The applied-for mark is refused because it consists of the sign	Select Unselect Detail
+ The applied-for mark is refused because it consists of two simple letters	Select Unselect Detail
+ The applied-for mark is refused because it is a combination of a simple letter and a simple number	Select Unselect Detail
+ The applied-for mark is refused because it is a combination of simple letters	Select Unselect Detail
+ The applied-for mark is refused because it is a combination of simple letters and a simple number, therefore devoid of distinctiveness	Select Unselect Detail
+ The applied-for mark is refused because it is a combination of simple letters and simple numbers, therefore devoid of distinctiveness	Select Unselect Detail
+ The applied-for mark is refused because it is a sound mark/motion mark	Select Unselect Detail
+ The applied-for mark is refused because it is confusingly similar to the mark "..."	Select Unselect Detail
+ The applied-for mark is refused because it is contrary to social ethics, public policy order	Select Unselect Detail
+ The applied-for mark is refused because it is devoid of distinctiveness.	Select Unselect Detail

Confirm selection

Parameter Value

variable

Edit

Name

Art. ... of the Intellectual Property Law

Long Name As Printed

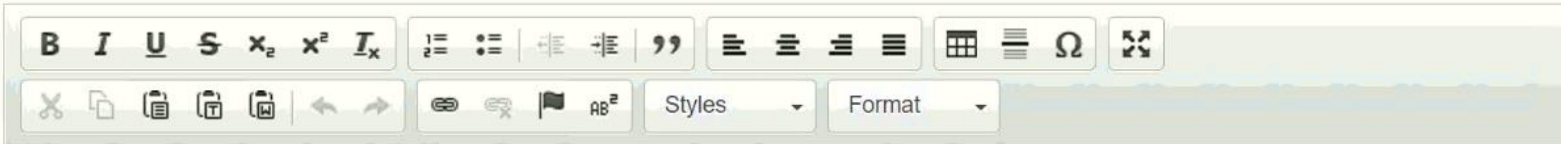
Art. of the Intellectual Property Law

Cancel | Next

Enter action parameters

Selected action: : (M) Từ chối tạm thời toàn phần MF3a Final status: (M) Chờ phản hồi của Người nộp đơn

Grounds for refusal



The applied-for mark has been refused because it consists of a combination of too many letters, which are not arranged according to any order or rule that is comprehensible or memorable, therefore, devoid of distinctiveness. The applied-for mark is refused because it consists of figures/images that are too intricate and complicated for consumers to easily recognise and remember.

tuệ về sở hữu công nghiệp;

Căn cứ điểm 41.6.b Thông tư số 01/2007/TT-BKH Khoa học và Công nghệ hướng dẫn thi hành Nghị định 22/09/2006 của Chính phủ quy định chi tiết và hướng a Luật Sở hữu trí tuệ về sở hữu công nghiệp, được sửa đ 13/2010/TT-BKHCN ngày 30/7/2010, Thông tư số 22/7/2011, Thông tư số 05/2013/TT-BKHCN ngày 2 16/2016/TT-BKHCN ngày 30/6/2016;

Events Status Frozen By Freezing

Type	Date	Action By	Description	Notes
Action	03/12/2022 06:10:24	NDT186/Nguyễn T	(Duyệt QĐ Madrid) Form4	Pending: (ODMF) Đã ta

Màn hình duyệt công văn hệ thống cũ không có

Select action type

Cancel | Next

Select action type

Normal Action Type

Special Action Type

Note Action Type

Action Date *

Notes

Help Configuration

Edit process data

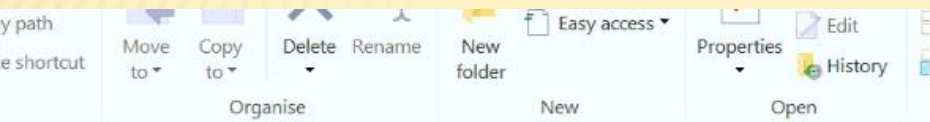
File: MD/5/0/1632342 - YUEQIU - HUZHOUEQIU MOTOR CO., LTD. - (M) Chờ phản hồi của Người nộp đơn (to be signed)

Events Status Frozen By Freezing

Type	Date	Action By	Description	Notes	Action 1	Action 2
User Doc.	22/09/2021 12:00:00		Userdoc:Madrid Birth (Doc 1/1522468501) File:1632342 - YUEQIU - HUZHOUEQIU MOTOR CO., LTD.	Pending: (MB) Received (22/09/2021) .		
Action	22/09/2021 12:00:00	IPVN1	(M-Special) Birth		Details	
Note	22/09/2021 12:00:00	IPVN1	Notification	Công văn từ chối lần 1; Từ chối toàn phần	Details	
e-doc	22/09/2021 12:00:01		Nhãn hiệu	No content yet		
Note	27/10/2022 09:50:09	NTT397/Nguyễn T	Exam Report	Registered: Migrated (27/10/2022) . Phiếu thẩm định lần 1; Từ chối toàn phần	Details	
Action	01/12/2022 02:11:53	NDT186/Nguyễn T	(M) Cập nhật trạng thái		Details	

NOTIFICATION OF PROVISIONAL REFUSAL OF PROTECTION Rule 17(1)

I.	Office making the notification: INTELLECTUAL PROPERTY OFFICE OF VIETNAM (IP VIETNAM) 384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam
II.	Number of international registration: 1632342
III.	Name and address of the holder: HUZHOUEQIU MOTOR CO., LTD. No.1888 Nanxun avenue, Nanxun Economic Development Zone, Huzhou City Zhejiang province (CN)
IV.	Information concerning the type of provisional refusal: <input checked="" type="checkbox"/> Provisional refusal based on an <i>ex officio</i> examination <input type="checkbox"/> Provisional refusal based on an opposition <input type="checkbox"/> Provisional refusal based on both an <i>ex officio</i> examination and an opposition (i) Name of the opponent: (ii) Address of the opponent:
V.	The scope of refusal: <input checked="" type="checkbox"/> Total provisional refusal affects all the goods and/or services <input type="checkbox"/> Partial provisional refusal affects only the following goods and/or services:
VI.	Grounds for refusal: The applied-for mark has been refused because it consists of a combination of too many letters, which are not arranged according to any order or rule that is comprehensible or memorable, therefore, devoid of distinctiveness. The applied-for mark is refused because it consists of figures/images that are too intricate and complicated for consumers to easily recognise and remember.
VII.	Applicable provisions of the national law: Art. 105 of the Intellectual Property Law
VIII.	Information relating to subsequent procedure: a) Time limit for requesting review: 3 months from the sending date of this notification by IP VIETNAM b) Authority to which review should be made: Intellectual Property Office of Vietnam (IP VIETNAM) 384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam c) The application for requesting review shall be filed through an authorized representative in Vietnam



Downloads > Madrid Form 5-Final Disposition on Status of a Mark(MD_2022_63369)

Name	Date modified	Type
ATTACHMENT	06/11/2022 8:01 AM	File folder
VN_1265605_mm5_MD_2022_63369.xml	06/11/2022 8:00 AM	XML Document

Electric communication :
 Trước dùng MOP upload từng
 file

**STATEMENT OF GRANT OF PROTECTION
 FOLLOWING A PROVISIONAL REFUSAL
 Rule 18ter(2)**

I. Office making the notification:
INTELLECTUAL PROPERTY OFFICE OF VIETNAM (IP VIETNAM)
384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam

II. Number of the international registration: **1265605**

III. Name and address of the holder:
TUI AG
 Karl-Wiechert-Allee 4 30625 Hannover

IV. The Office has completed all its procedures and this is the decision by the Office:
 Total protection is granted for all the goods and/or services (Rule 18ter(2))
 Partial protection is granted to the following goods and/or services (Rule 18ter(2)(ii)):

V. Disclaimers or Reservation
 Series Description

IX. Information relating to subsequent procedure:
 a) Time limit for appeal: 90 days from the receiving or knowing date of this decision by the applicant
 b) Authority to which such request for review or appeal should be made:
Intellectual Property Office of Vietnam (IP VIETNAM)
384 - 386 Nguyen Trai St., Thanh Xuan Dist., Hanoi, Vietnam

PROS AND CONS OF CURRENT SYSTEM (MADRID PROCESSING)

× Pros:

- + Download XML file quick

× Cons:

- + Origin application system: prepare documents manually
- + Many step done by manual: modify data, create examination report (EN-VN)...
- + Limitation of G/S
- + Others phase not shown: Appeal, License, Renewal, Opposition...
- + Sending system: Upload document quite slow

PROS AND CONS OF WIPO IPAS FOR MADRID PROCESSING

✘ Pros:

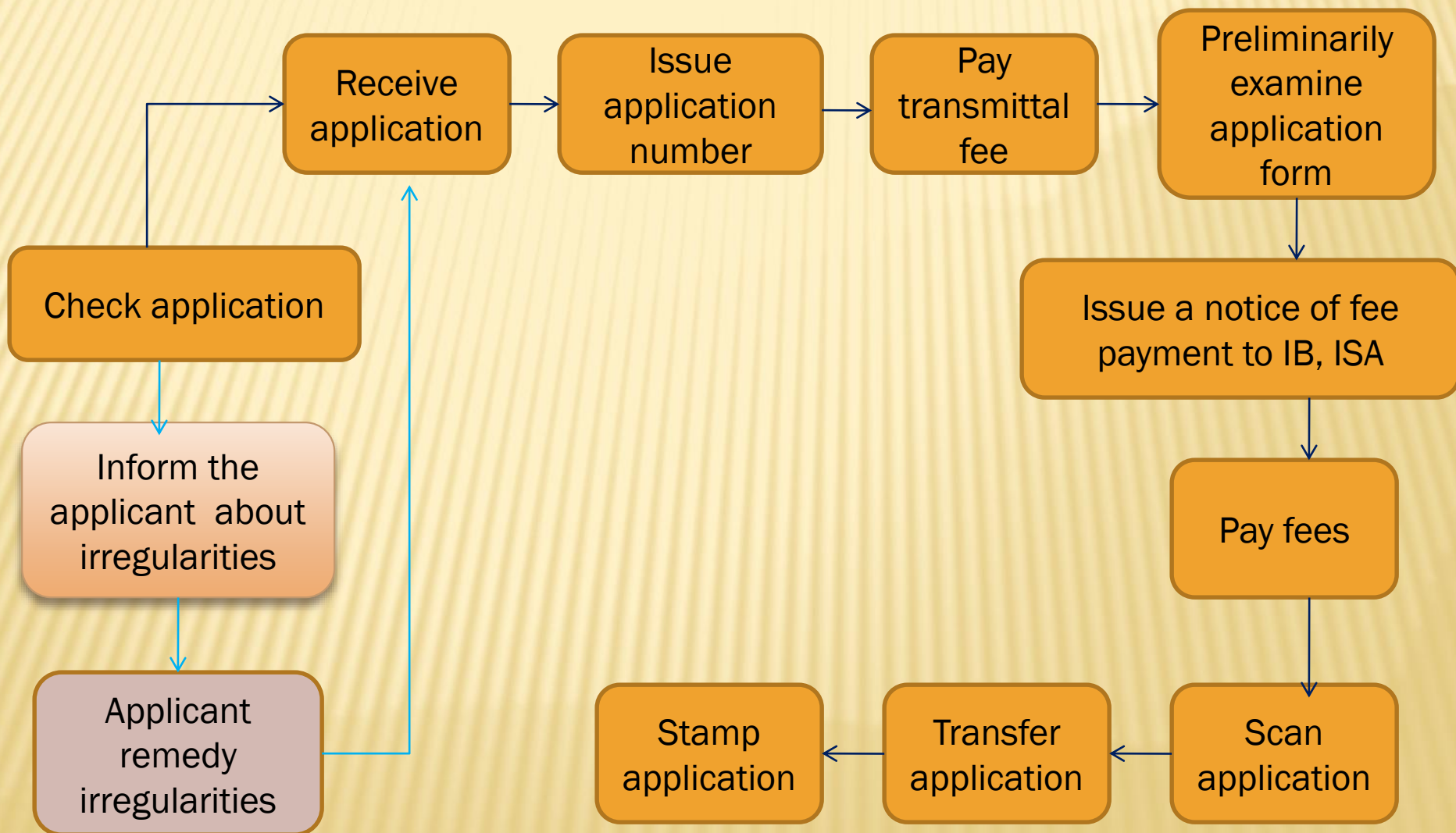
- + Download XML file quick, new modun release
- + Update data automatically (by transactions)
- + Clear steps
- + User doc and office doc available, useful for examination (PDF files, Word files...)
- + Others system: Appeal, License, assignment.. Available
- + New release: Elec. Comunication for upload data

✘ Cons:

- + Many clicks, open many tabs
- + Migration data

CHALLENGES IN PROCESSING PCT APPLICATIONS

II. THE PROCESS OF RECEIVING AND PRELIMINARILY EXAMINING THE PCT APPLICATIONS



PART 1

CHALLENGES IN PROCESSING PCT APPLICATIONS

I. CONDITIONS, PROCEDURES, MANNERS OF APPLYING

1. Filing an International Application (IA) for an invention originating in Vietnam under the Patent Cooperation Treaty (PCT)

✘ **Conditions:** at least 01 individual who is a citizen has nationality of Vietnam, or an organization with a legitimate business establishment in Vietnam.

✘ **Procedures**

The applicant *can apply* for this International Registration *directly to the International Bureau (IB) and the International Searching Authority (ISA)*, or can submit the application *through the Intellectual Property Office of Viet Nam (IP Viet Nam)* for preliminary examination and transmit this application to the IB and the ISA **within 12 months** and *the security condition is 6 months from the date of filing the first application.*

Documents for International Patent Registration (in paper) includes:

- (i) “PCT request” forms (posted at website: <http://wipo.int>)**
- (ii) Invention descriptions (language is English)**
- (iii) A copy of the first application for priority application to be submitted to the IB**
- (iv) Power of Attorney (if the application is filed through an Industrial Property Representation Organization);**
- (v) Transmittal fee: 300,000 VND**
- (vi) Fees payable to the IB and the ISA
(posted on the website:<http://wipo.int>)**

- The International Searching Authorities and the International Preliminary Examination Offices include: Australia, Austria, Russian Federation, Sweden, Korea, Singapore, European Patent Office.

2. Manners Of Applying

The applicant may **submit an IA** for an invention originating in Vietnam under the PCT **directly or by post** to one of the IP Viet Nam's application receiving places, specifically:

- ✘ - **Head office of the IP Viet Nam**

address: 386 Nguyen Trai, Thanh Xuan District, Hanoi City.

- ✘ - **Representative office of the IPVN in Ho Chi Minh City** address: 7th Floor, Ha Phan Building, 17/19 Ton That Tung, Pham Ngu Lao Ward, District 1, Ho Chi Minh City.

- ✘ - **Representative office of the IPVN in Da Nang City,**

address: 3rd Floor, 135 Minh Mang Street, Khue My Ward, Ngu Hanh Son District, Da Nang City.

II. THE PROCESS OF RECEIVING AND PRELIMINARILY EXAMINING THE PCT APPLICATIONS

1. Checking the conditions of filing PCT Application

- ✘ IP Viet Nam **checks the deadline for filing** (12 months from the date of first filing in Vietnam) and **minimum documents** (including PCT/RO/101 form, invention description, fee documents), **other documents required** (certified copy of priority documents, power of attorney (if any)).

2. Receiving PCT application

- ✘ IP Viet Nam (IPVN) receives the PCT application if the deadline for submitting is met and the minimum documents are complete.
- ✘ Then IPVN issues an International Application (IA) number in the format: **PCT/VNyear of application receipt/ordinal number(6 digits) - PCT/VN2022/000001**

3. Processing mistake situations

- In case the PCT application file does not meet one of two conditions (deadline for submitting or minimum documents) => IPVN refuses to accept the application
- In case of insufficient minimum documents:
 - ✘ After the applicant has prepared and submitted all minimum documents within the prescribed time limit, IPVN will receive and issue the IA number.
 - ✘ If the applicant has corrected the errors but does not meet the requirements, the IPVN will issue a Notice of refusal to accept the application (if the application is submitted by post).

4. Payment for transmittal fee

- ✘ After the PCT application number is issued, the IPVN will issue a receipt of the fee for preliminary examination (300,000 VND) for the applicant to conduct the payment (in case of direct submission).

5. Preliminary examination

IPVN preliminarily examines the application form so that the PCT application ensures consistency with the patent application originating in Vietnam with the following contents:

Mandatory contents:

Title of invention

Name, address, email address of applicants, inventors, agent

Entitlement to file

Designated contracting parties

Signature

Additional mandatory content

Priority claim, International Searching Authority

Declaration of inventorship

Power of Attorney

6 Notice on the payment of fees

- ✘ Next, the IPVN will issue a Notice on the payment of fees to the IB and the ISA. Accordingly, the applicant is required to complete the fee payment by the deadline specified in the Notice and promptly send a copy of the payment proof as soon as the remittance is completed.
- ✘ **Note:** *Before the date the IPVN sends the application file to the IB and the ISA within 01 month from the date of receiving the PCT application, the applicant needs to quickly complete the errors in terms of the form and additional required documents (if any)*

7. Scanning the PCT application file

- ✘ After receiving the complete application dossier, the IPVN re-checks the documents, then scans them and also insert the words **"RECORD COPY"** along with the **IA number** and **Filing date** on each page of application form and enclosed documents.
- ✘ After completion, the "RECORD COPY" soft copy will be divided into separate files and named according to the name of each document, then checked to see if they have met the requirements in terms of file size, scan quality and sufficient number of pages compared to the hard copy. If there are errors, the IPVN will fix and save the complete file.

PCT

REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

For receiving Office use only	
PCT/VN2020/000008	
International Application No.	
04 NOVEMBER 2020	
International Filing Date	
IP VIETNAM	
PCT International Application	
Name of receiving Office and "PCT International Applicant"	
Applicant's or agent's file reference (if desired) (25 characters maximum)	
DT1-20T1-418/PCT-HT	

Box No. 1 TITLE OF INVENTION	
Therapeutic compositions for pain and cellular metabolic abnormalities	
Box No. 2 APPLICANT <input type="checkbox"/> This person is also inventor	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (State, country of residence if no State of residence is indicated below).)	Telephone No.
THAI MINH PHARMACEUTICAL JOINT STOCK COMPANY No. 3, Lane 2 Tho Thap, Dich Vong ward, Cau Giay district, Ha Noi city, Vietnam	Facsimile No.
	Applicant's registration No. with the Office
E-mail authorization: Marking one of the check-boxes below authorizes the receiving Office, the International Searching Authority, the International Bureau and the International Preliminary Examining Authority to use the e-mail address indicated in this Box to send notifications issued in respect of this international application to that e-mail address if those offices are willing to do so. <input checked="" type="checkbox"/> as advance copies followed by paper notifications; or <input type="checkbox"/> exclusively in electronic form (no paper notifications will be sent). E-mail address: info@dain.com.vn	
State (that is, country) of nationality: VN	State (that is, country) of residence: VN
This person is applicant for the purposes of: <input checked="" type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Box No. 3 FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
<input checked="" type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
Box No. 4 AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE	
The person identified below is hereby/has been appointed to act on behalf of this applicant(s) before the competent International Authorities as: <input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)	Telephone No.
DAI TIN & ASSOCIATES CO., LTD 4th Floor, No. 68/57, Ngoc Lam Street, Long Bien District, Hanoi, Vietnam	024 3201 0324
	Facsimile No.
	024 3200 3524
	Agent's registration No. with the Office
	105
E-mail authorization: Marking one of the check-boxes below authorizes the receiving Office, the International Searching Authority, the International Bureau and the International Preliminary Examining Authority to use the e-mail address indicated in this Box to send notifications issued in respect of this international application to that e-mail address if those offices are willing to do so. <input checked="" type="checkbox"/> as advance copies followed by paper notifications; or <input type="checkbox"/> exclusively in electronic form (no paper notifications will be sent). E-mail address: info@dain.com.vn	
<input type="checkbox"/> Address for correspondence: Mark this check-box where an agent or common representative has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

Sheet No. - 2 -

Box No. 3 FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
<i>If none of the following sub-boxes is used, this sheet should not be included in the request</i>	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (State, country of residence if no State of residence is indicated below).)	This person is:
Cuong, HOANG Alley 146, Quan Tho 1 Lane, Dong Da district, Ha Noi province, Vietnam	<input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input checked="" type="checkbox"/> inventor only (if this check-box is marked, do not fill in below)
	Applicant's registration No. with the Office
State (that is, country) of nationality: VN	State (that is, country) of residence: VN
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (State, country of residence if no State of residence is indicated below).)	This person is:
Quang Thai, NGUYEN Room 1402 B1, Mandarin Garden, Hoang Minh Giam, Cau Giay district, Ha Noi province, Vietnam	<input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input checked="" type="checkbox"/> inventor only (if this check-box is marked, do not fill in below)
	Applicant's registration No. with the Office
State (that is, country) of nationality: VN	State (that is, country) of residence: VN
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (State, country of residence if no State of residence is indicated below).)	This person is:
Xuan Ba, HOANG No. 3, Lane 2 Tho Thap, Dich Vong ward, Cau Giay district, Ha Noi province, Vietnam	<input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input checked="" type="checkbox"/> inventor only (if this check-box is marked, do not fill in below)
	Applicant's registration No. with the Office
State (that is, country) of nationality: VN	State (that is, country) of residence: VN
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
Name and address (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country. The country of the address indicated in this Box is the applicant's State (State, country of residence if no State of residence is indicated below).)	This person is:
Bo Han No. 3, Lane 2 Tho Thap, Dich Vong ward, Cau Giay district, Ha Noi province, Vietnam	<input type="checkbox"/> applicant only <input type="checkbox"/> applicant and inventor <input checked="" type="checkbox"/> inventor only (if this check-box is marked, do not fill in below)
	Applicant's registration No. with the Office
State (that is, country) of nationality: US	State (that is, country) of residence: VN
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on another continuation sheet.	

【DESCRIPTION】

【Invention Title】

Therapeutic compositions for pain and cellular metabolic abnormalities

【Technical Field】

5 The present invention relates to cancer treatment and pain relief, more specifically, the present invention relates to therapeutic compositions for pain and cellular metabolic abnormalities, particularly, for cancer treatment and pain relief in patients with cancer and other diseases.

【Background Art】

10 Generally, researchers found that when cancer cells appear, human cells system and body will have the following processes:

Metabolic reprogramming in cancer cells: A metabolic shift that increases aerobic glycolysis and reduces mitochondrial oxidative phosphorylation – often referred to as the Warburg effect – is considered a common feature of most cancers and rapid cell proliferation.

15 This metabolic reprogramming confers cancer cells advantages by enhancing their resistance to hypoxia, thereby allowing for a fast conversion of nutrients into biomass for cell proliferation. Most cancers are confirmed to have increased glucose uptake and lactic acid production.

20 In normal cells, intracellular pH (pH_i) is tightly regulated to near-neutral values by ion-transporting proteins reside in the plasma membrane. The activity of these transporters is regulated not only by changes in pH_i as a homeostatic mechanism, but also by intra- or extra-cellular cues, such as oncogenes, growth factor signaling, metabolic burden, hypoxia and osmolarity. The pH_i in cancer cells is typically higher than in normal cells (~7.3–7.6 versus ~7.2), while extracellular pH (pH_e) is lower (~6.8–7.0 versus ~7.40). This reversed
25 pH gradient in cancer cells is an early event in cancer development and neoplastic

Name



1.Request



2.Fee_Calculation



3.POA



4.Description



5.Claim



6.Abstract



7.Drawings



8.Priority



9. Other

8. Transfer of PCT application

- ✘ The IPVN transfers the PCT application file to the IB based on the "RECORD COPY" prepared through WIPO's online filing system on the website: <http://wipo.int>.

9. Stamp the PCT application

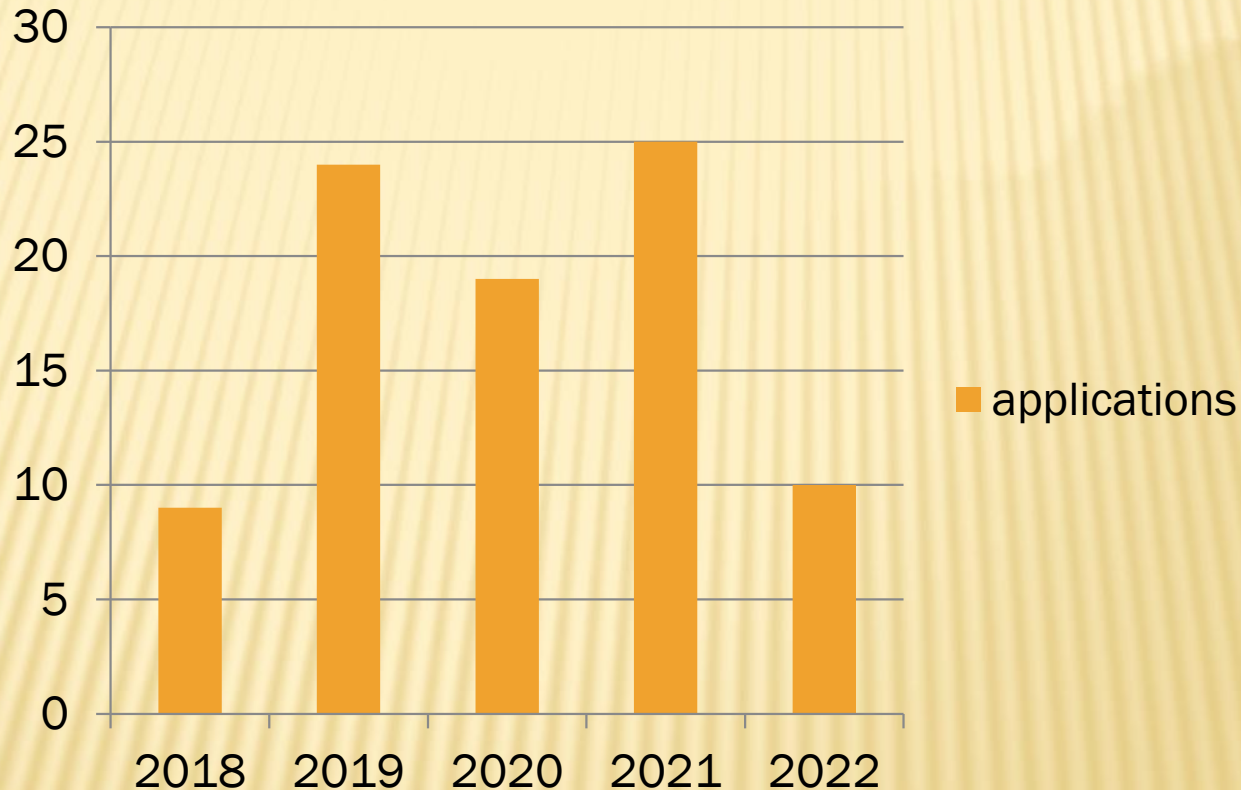
- ✘ IPVN stamps 02 copies of the PCT application file (01 is archived at IPVN, 01 is returned to the applicant) in the format of **"HOME COPY"** along with the **IA number** and **Filing date** on each page of the application form and enclosed documents.

10. Follow up after transferring the application

- ✘ After the application has been transferred to the IB, the IPVN will notify the applicant that the PCT application has been filed, and receive/respond to e-mails from the IB regarding the submitted PCT application.

III. STATUS OF RECEIVING PCT APPLICATIONS AT IPVN

✦ Statistics of PCT applications received by IPVN in the recent 5 years:



- ✘ From 2018 to 2021, the number of PCT applications filed through IPVN tends to increase, showing the increasing demand for international patent registrations by Vietnamese inventors with the desire to protect their inventions outside the territory, with aims to enhance the ability to commercialize their products in a flexible, convenient, time-saving and cost-saving manner through the international patent registration system under PCT, which has shown the importance and effective operation of this system for the applicants.
- ✘ From January 1st to October 31st, 2022, the number of PCT applications decreased by an average of 44.7% compared to 2019 (down 41.7%), 2020 (down 52.6%) and 2021 (down 40%).
- ✘ The main cause of the sharp and sudden decrease in the number of PCT applications submitted through IPVN is due to the impact of the Covid-19 pandemic (starting from the end of 2019, beginning of 2020, taking place and lasting until 2022). The Covid-19 pandemic has directly affected people's health or the workforce in general, causing negative impacts on the global economy and society as well as production activities. Business in general and intellectual property activities in particular.

IV. DIFFICULTIES AND CHALLENGES

1. The influence of pandemic of COVID-19

✘ OFFICE CLOSE AND REDUCE NUMBERS

- + In 2020, Vietnam has quite well controlled the disease. However, by the end of July 2021, the epidemic had become more severe with the number of COVID-19 cases and deaths increasing sharply and a strong outbreak in Ho Chi Minh City, where one in the two representative offices of IPVN located, leading to many limitations in intellectual property activities in this area. However, at the headquarters of the IPVN (in Hanoi), the activities of receiving industrial property applications still take place regularly in parallel with strict epidemic prevention activities.
- + By February 2022, the Covid-19 epidemic had broken out and seriously affected Hanoi city, where the headquarters of the IPVN is located, causing the interruption in application-receiving activities here and also reduce significantly the number of industrial property applications filed in general as well as international patent registrations under the PCT in particular.

2. Filing application

IPVN has only received PCT applications in paper.

3. Difficulties in processing of PCT Applications

- ✘ PCT applications meets the deadline for filing but does not meet the conditions for the application owner's right to file (regarding nationality, permanent address or business registration location,...);
- ✘ PCT applications meets the deadline and the applicant's right to file, but being late in preparing the application, or the prepared application does not meet the prescribed requirements.
- ✘ Applicants who meet the conditions for submitting PCT applications but are hesitant about paying the fees (that will be paid to the IB and the ISA) due to the high costs.

- ✘ In case a certified copy of the priority application is issued after the date of PCT application transfer to the IB, the IPVN will have an additional step of transferring the priority document to the IB after submitting the PCT application.
- ✘ In case, at the time of filing the PCT application, the PCT application has requested amendment but has not been recorded
=>pressure on amendment-processing time as the result of the modification directly related to the issue of a certified copy of the priority application.

Difficulties from the Industrial Property Representative

- ✘ Because the number of PCT application is infrequent and not as high as national patent applications, the Industrial Property Agents in Vietnam still face certain difficulties in terms of knowledge and experience in the preparation for filing PCT applications.

V. SOLUTIONS

× IP HELPDESK

- + With the impact of the epidemic, IPVN has always actively implemented strict measures to control and prevent the Covid-19 epidemic, combined with reasonable allocation of labor resources to ensure good receipt of application.
- + The IPVN has established a department to advise and guide industrial property registration procedures (IP Help Desk), which went into operation on December 1st, 2020 with the aim of supporting applicants and industrial property representatives about procedures related to IP registration including international registration of inventions under PCT.
- + IP Help Desk's staff with comprehensive and in-depth knowledge have been supporting applicants and industrial property representatives on the procedures regarding PCT applications, such as: How to prepare required documents, how to present documents or calculate international filing fees and international searching fees, etc.

V. SOLUTIONS

FLEXIBLE IN HANDLING

The IP Viet Nam is also flexible in handling the submitted PCT application in each situation to ensure full benefits of the applicant in accordance with regulations such as:

- ✘ (i) In case the national patent application has an amendment request but has not been recorded => A copy of the priority application will only record the most recently recorded revised information.

Beside that, IPVN will notify the applicant that the amendment will not be recorded at the time the PCT application is transferred to the IB, the applicant can instead make a request for an amendment when that application has entered the national phase. Then the PCT application is transferred within the prescribed time limit.

- ✘ (ii) In case an PCT application is applied after the deadline at the IPVN, the applicant will be guided to apply that application through WIPO's online filing system, and that application will not enjoy priority on the basis of patent registration filed in Vietnam.

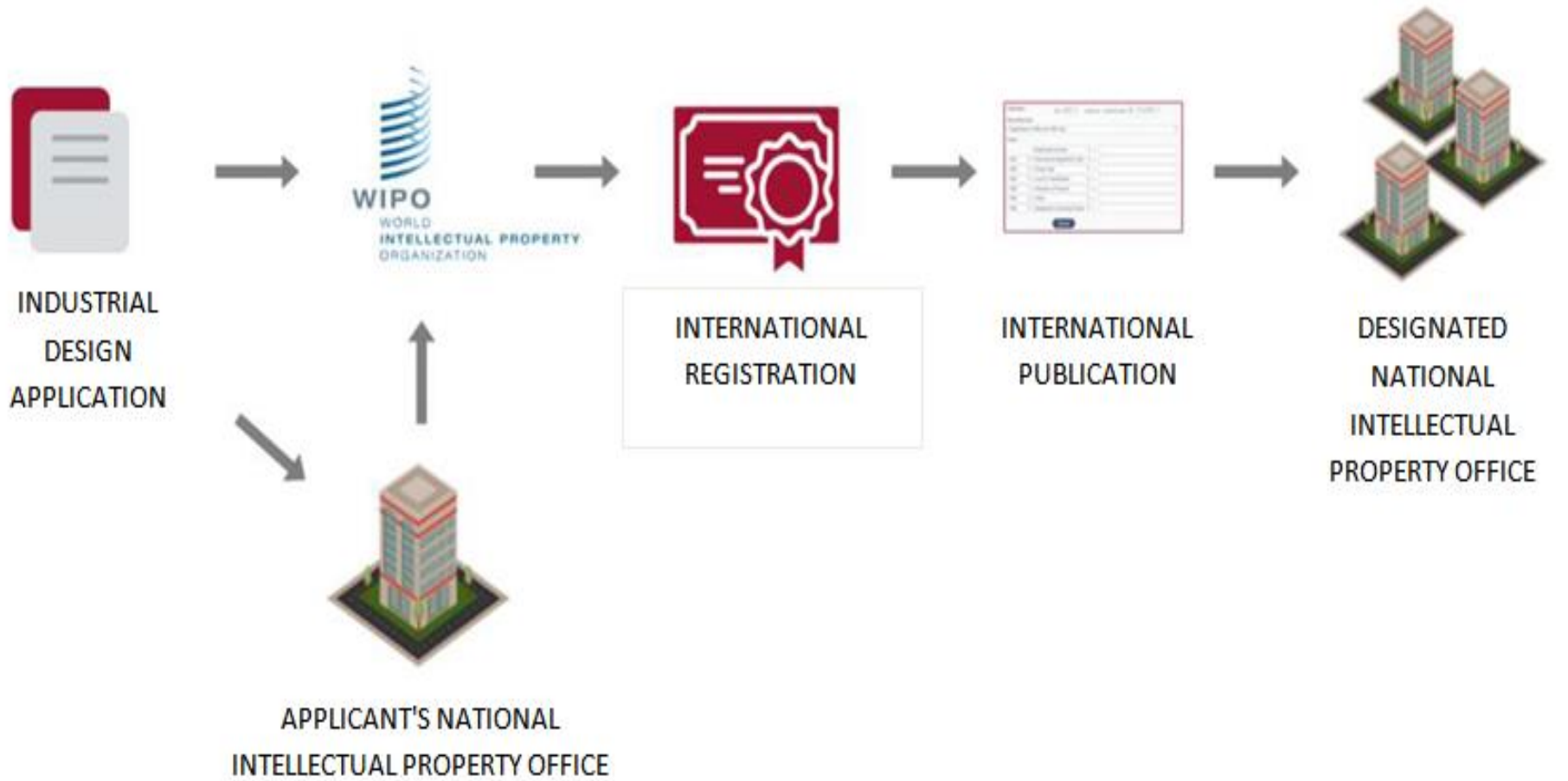
In addition, IPVN will strengthen the propaganda and dissemination of the benefits of filing international patent applications through the PCT system to businesses, organizations, individuals, and IP representatives, as well as sharing practical experiences among the parties to improve knowledge on the use of PCT system and promote the annual number of PCT applications.

CHALLENGES IN PROCESSING HAGUE APPLICATIONS

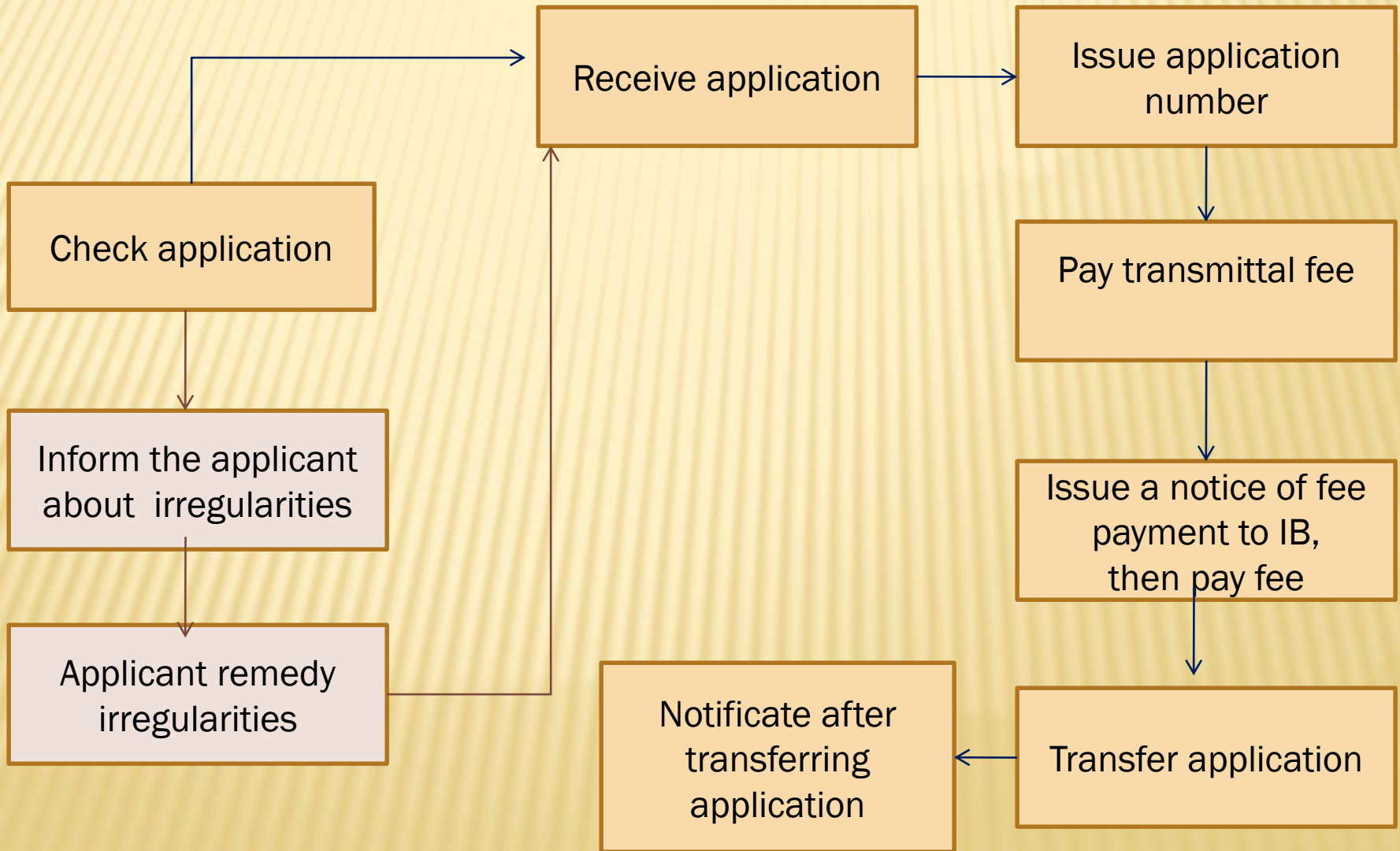
PROLOGUE

- ✘ On September 30, 2019, Vietnam joined the Hague Agreement under the Geneva 1999 document and became one of the members of the Hague Agreement. Accordingly, the Hague Agreement officially took effect in Vietnam from December 30, 2019.
- ✘ When using the Hague System for the International Registration of Industrial Designs, Industrial Design Owners can register up to 100 designs with a single application, which can be protected in more than 90 countries and still save cost, time, and easily manage the registration of protection in different countries.

OVERVIEW DIAGRAM OF RECEIVING AND PROCESSING THE INTERNATIONAL INDUSTRIAL DESIGN REGISTRATION THROUGH THE HAGUE SYSTEM:



III. PROCEDURES FOR FILING INTERNATIONAL INDUSTRIAL DESIGN APPLICATIONS UNDER THE HAGUE SYSTEM (SUBMITTED THROUGH IPVN)



I. CONDITIONS, PROCEDURES, MANNERS OF APPLYING

1. Conditions and procedures for submitting an application

To apply for an International Industrial Design Registration originating in Vietnam under the Hague Agreement, an organization/individual needs to satisfy one of the following conditions:

- ✘ (i) Individuals who are Vietnamese citizens;
- ✘ (ii) Individual/Legal entity: has a residence address or permanent residence in Vietnam; or have a real and productive industrial or commercial establishment in Vietnam.

× 2. How to apply

The applicant can apply for an International Registration Of Industrial Design originating in Vietnam under the Hague Agreement:

Directly to the International Bureau (IB) of WIPO

or can submit the application through the Intellectual Property Office of Viet Nam to transfer the application to the IB.

In case the application is filed at the IP Viet Nam, the applicant may **apply directly or by post** to one of the IPVN's application receiving places, specifically:

- ✘ Head office of the IP Viet Nam
- ✘ Representative office of the IP Viet Nam in Ho Chi Minh City
- ✘ Representative office of the IP Viet Nam in Da Nang City

In case the application is submitted by post:

The applicant needs to transfer transmittal fee via the postal service or bank transfer, then photocopy the receipt of remittance and send it together with the application file to one of the above-mentioned application receiving places to prove the amount paid.

II. DOCUMENTS FOR INTERNATIONAL INDUSTRIAL DESIGN REGISTRATION (IN PAPER AND SUBMITTED AT IPVN) INCLUDES:

- ✘ DM/1 form downloaded from website <https://wipo.int/hague/en/forms>
- ✘ Or get a form at the IPVN and make an information declaration
- ✘ Set of photos/drawings of industrial design
- ✘ Documents of application transfer fee (2,000,000 VND for each industrial design)

III. PROCEDURES FOR FILING INTERNATIONAL INDUSTRIAL DESIGN APPLICATIONS UNDER THE HAGUE SYSTEM (SUBMITTED THROUGH IPVN)

1.Preparation of application documents

- ✘ The applicant prepares completely the paper application and submit it directly at IPVN or by post.
- ✘ Languages used: one of 03 languages English, French, Spanish.

2.Check the documents included in the application

- ✘ IPVN checks the documents of International Industrial Design Application.
- ✘ If the application lacks the quantity of the declaration or the documents of application transfer fee, the application-receiving officer shall refuse to accept the application or send a notice of IPVN refusing to accept the application to the applicant (if the application is filed by post).

3. Receive application and issue application number

- ✘ In case the application is received, the application will be issued an application number to manage and record the filing date in the following format: **H-year of receipt-ordinal number (6 digits) (H-2022-000001)**

4. Pay application transfer fee to IPVN

- ✘ After the application number has been issued, the IPVN will issue an application transfer fee receipt (VND 2,000,000 for each industrial design) for the applicant to pay the fee (in case of direct submission at the IPVN).
- ✘ In case the application is submitted by post, the applicant needs to pay the application transfer fee in advance, then attach the proof of payment with prepared application file and send it to the IPVN.

5. Fee payment for International Bureau

- ✘ Next, the IPVN will issue a notice of fee payment to the International Bureau. Accordingly, the applicant needs to complete the fee payment by the deadline specified in the Notice and promptly send a copy of the proof of payment for IPVN right after completing the money transfer.

6. Transfer the application

- ✘ After receiving the fee payment document, IPVN will transfer the application to the IB by post because IPVN only accepts applications from applicants in the paper form.
- ✘ Within 01 month from the date that the application is received at IPVN, the international industrial design registration will be transferred as soon as possible to ensure the applicant's rights in the filing date.
- ✘ In case the applicant is late in sending the above documents to IPVN, the applicant will be responsible for the backward filing date, due to the application is received at the IB more than 01 month from the date that the application was received by IPVN.

7. Notification after application transfer

- ✘ As soon as an International Industrial Design Application is forwarded, IPVN will issue a notice to the applicant stating that the application has been forwarded to the International Bureau and the date on which the application was transferred.

IV. STATUS OF RECEPTION

- ✘ In fact, since the date the Hague Agreement officially took effect in Vietnam (December 30, 2019), the reception of International Industrial Design Applications under the Hague system has been implemented but **IPVN has not received an International Registration of Industrial Design originating in Vietnam up to now.**
- ✘ **Regarding the process of receiving and transferring applications:**
 - The **Registration Division** only receives, issues application numbers, and transfers this application to the Industrial Design Examination Center.
 - The **Industrial Design Examination Center** issues a notice on the fee payment for the applicant, then transmits the application to WIPO, and handles other related work.

V. DIFFICULTIES, CHALLENGES

1. Industrial design owner's demand for filing an International Registration in Vietnam

- ✘ In the real situation, no International Industrial Design Application originating in Vietnam has been filed shows that:
Vietnamese owners of industrial design just intend to file within the national territory, and have not yet paid attention to the expansion of their products into the international market, or possibly their limited information of international registration.

2. Preliminary examination

- ✘ The Hague Agreement stipulates that the preliminary examination is the responsibility of the International Bureau, not the responsibility of the receiving national office, so the preliminary examination of the application form can only be a voluntary request from the applicants.
- ✘ However, in practice, the voluntary examination will not be attractive to the applicant because: if the application has errors, the applicant must correct it within a very short time to ensure benefits of the filing date. In a short time, the repair is still difficult to ensure the quality of the application.

3. Presented languages

- ✘ The International Industrial Design Registration can be made in one of three languages: English, French, or Spanish, while most of the IPVN's staff only know the foreign language is English.
- ✘ Requiring the IPVN to have sufficient French and Spanish-speaking personnel to process applications in those two languages would be difficult to implement.
- ✘ Therefore, in fact, using English is the most popular choice of Vietnamese applicants.

4. Manner of applying

- ✘ Currently, IPVN does not have a system to receive electronic applications for international industrial design applications filed under the Hague system and only accepts paper applications.
- ✘ Although receiving online applications has many benefits for applicants such as: saving time, saving travel costs and printing, etc., but to build a professional and secure online filing system with high confidentiality requires time and must be carefully studied.
- ✘ In addition, the International Bureau requires the application form to have the applicant's signature/seal, so the set of photos/drawings printed from the online system will not guarantee the original quality as the applicant's wish.
- ✘ Therefore, the receipt of paper applications will overcome the disadvantages of the electronic application as mentioned above. However, because the deadline for transferring the application is within 01 month from the date the application is filed at the IPVN, it will create pressure on processing time to timely transfer the application to the IB.

VI. SOLUTION

1. The IPVN will strengthen the propaganda and dissemination to enterprises, organizations, individuals and industrial property agents about the knowledge and benefits of filing International Registration of Industrial Design through the Hague system as well as encourage industrial design owners for more applying such as:
 - ✘ Organize seminars on topics related to the LaHay system;
 - ✘ Conduct surveys with applicants to find out solutions and overcome difficulties, etc

2. Solutions to support applicants
 - ✘ Advise and guide applicants carefully and in detail on the steps to prepare international registration documents before filing at IPVN.
 - ✘ Guide and assist applicants in calculating fees payable to the International Bureau in case of filing at IPVN.

VI. SOLUTION

- ✘ Provide all necessary information to the applicant in case the applicant wishes to apply directly to the International Bureau of WIPO (by way of paper application or online application), such as:

- ✘ **Useful Tools**

Instructions for using the online application system:

https://www.wipo.int/hague/en/how_to/efiling_tutorial/tutorial.html

Application Fee Calculating:

<https://www.wipo.int/hague/en/fees/calculator.jsp>

Instructions for the set of photos and drawings

https://www.wipo.int/export/sites/www/hague/en/how_to/pdf/guidance.pdf

- ✘ **3. To ensure the applicant's rights of filing date**, the applicant needs to carefully prepare the documents before submitting application; also within 01 month from the date of submission, the IPVN needs to process quickly and accurately step by step so that the International Registration is transferred on time.

- ✘

✘ Thank you for your attention