

OPPOSITION No B 3 232 579

Bjutip a.s., Tyrsova 1182, 664 42 Modrice, Czech Republic (opponent), represented by **Marek & Stanovský v.o.s.**, Na hutich 661/9, 16000 Prague, Czech Republic (professional representative)

a g a i n s t

Dr. Max BDC, s.r.o., Na Florenci 2116/15, 11000 Praha, Czech Republic (applicant), represented by **Martina Zdvihalová**, K Pazderně 2031, 256 01 Benešov, Czech Republic (professional representative).

On 25/02/2026, the Opposition Division takes the following

DECISION:

Opposition No B 3 232 579 is partially upheld, namely for the following contested goods and services:

Class 3: Cosmetics and cosmetic preparations; preparations for personal hygiene; non-medicated cosmetics; cosmetics for use on the skin; cosmetic beauty creams, cosmetics for the use on the hair; make up foundations; beauty care cosmetics; colour cosmetics; decorative cosmetics; cosmetic moisturisers; cleansing milk for toilet; cosmetic dyes; depilatory preparations; nail hardeners [cosmetics]; eyebrow cosmetics; skin masks [cosmetics]; liners [cosmetics] for the eyes; self-tanning cosmetic lotions, self-tanning cosmetic creams; cosmetic face scrubs; make-up removing creams; astringents for cosmetic purposes; balms, other than for medical purposes; colorants for toilet purposes; hair removing preparations; shaving and after shaving preparations; shaving stones [astringents]; deodorants for human beings or for animals; eau de cologne; cosmetic preparations for baths; nail varnish; adhesives for cosmetic purposes; make-up; massage gels, other than for medical purposes; soap; antiperspirant soap; deodorant soap; varnish-removing preparations; nail stickers; pomades for cosmetic purposes; powder for make-up; lipsticks; toilet water; cosmetic pencils; cotton wool for cosmetic purposes; cotton swabs for cosmetic purposes; cosmetic wipes; petroleum jelly for cosmetic purposes; after-shave lotions; depilatory wax; oils for toilet purposes; children cosmetics; wet wipes; pre-moistened sanitary wipes; baby wipes impregnated with cleaning preparations; anti-rash diaper cream; maternity and nursing cosmetics; herbal extracts for cosmetic purposes; preparations for the care of the hair, skin and of the nails; cosmetic preparations for hair care, cosmetic preparations for skincare, cosmetic nail care preparations; hair-care and hair-washing preparations; cosmetic preparations for hair cleaning and revitalisation; hair tonic; hair conditioners; hair dyes; shampoos; hair masks; hair serums; hair spray; hair glazes; hair pomades; hair fixers; dry shampoos; animal shampoos; toothpaste; tooth gel; moistened tooth powder; dentifrices; disclosing tablets for personal use in indicating tartar on the teeth; soluble tablets for cleaning dentures; mouthwashes, not for medical purposes; douching preparations for personal sanitary or deodorant purposes [toiletries]; vaginal washes for personal sanitary or deodorant purposes; vaginal washes for personal sanitary or deodorant purposes; gels for personal hygiene; cleansing wipes for intimate hygiene; cosmetic preparations for slimming purposes; cleaner for cosmetic brushes; Perfumery and fragrances.

Class 5: Pharmaceutical, medical and veterinary products and preparations, all included in this class; medicinal preparations, medicinal supplements; pharmaceutical and medical

products and preparations, for use in the following fields: hair care, skin care, nail care; pharmaceutical and medicinal products and preparations for hair care in the form of tablets, pills or capsules, medicinal preparations for stimulating hair growth or against hair loss; balms for medical purposes; medicated shampoos, hair lotions of a pharmaceutical nature; medical devices and preparations included in this class; toothpastes with medicinal effects; medicated mouthwash; antiseptic mouthwashes; adhesives for dentures; cosmetic preparations for medical purposes; herbal extracts for medical purposes; dietary supplements for humans and animals; dietetic foods and substances adapted for medicinal or veterinary use; dietary supplements and dietetic preparations; medical food and dietetic products and preparations, for medical use; medicinal dietary and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair or other parts of the musculoskeletal system and the human body; dietetic foods with arthral protein adapted for medical purposes; amino acids for medical purposes; collagen for medical purposes; herbal products for medical purposes; medicinal drinks; gelatine products for medical purposes; vitamin d; food supplements for medical purposes; vitamin preparations and supplements; infant formula; powdered milk for babies; powdered milk for babies and children; milk powders [foodstuff for babies]; powdered milk foods for infants; special milks for pharmaceutical purposes; special milk for infants, toddlers and children; hypoallergenic and anti-reflux milk; food for babies; food for children, namely infant formula; food for babies, namely infant formula; food for babies made from fruit, vegetables and meat and vegetables, namely infant formula; dietetic goods and preparations for infants, toddlers and children; food for special medical purposes; medicated soap; medicinal preparations, for use in the following fields: oral hygiene; medicinal preparations; medicinal tea and herbs; medical dietetic foodstuffs; food supplements vitamin, mineral, protein and protein preparations (nutritional supplements); dietary fibre; medicinal and non-medicinal preparations intended to stimulate, to enhance performance and to stimulate regeneration, reduce weight, increase body immunity and improve health; nutrition for joints; nutritional preparations to supplement food, including fitness preparations, included in this class; dietary supplements for strengthening the immune system and improving physical health; pharmaceutical products and other products for human or veterinary medical use; analgesics; anaesthetics; vermifuges; germicides; antibiotics; alginates; alkaloids for medical purposes; alcohol for medical purposes; alcohol for pharmaceutical purposes; herbal teas for medicinal purposes; medicinal herbs; medicinal mud; bacterial preparations for medical and veterinary use; balms for medical purposes; bicarbonate of soda for pharmaceutical purposes; albuminous preparations for medical purposes; biological preparations for medical purposes; biological preparations for veterinary purposes; bismuth preparations for pharmaceutical purposes; bronchodilating preparations; abrasives (dental-); tobacco-free cigarettes for medical purposes; diagnostic preparations for medical purposes; digestives for pharmaceutical purposes; drugs for medical purposes; dietetic substances adapted for medical use; dietetic foods adapted for medical purposes; mineral food supplements; nutritional supplements; enzyme preparations for medical purposes; enzyme preparations for veterinary purposes; eucalyptol for pharmaceutical purposes; fennel for medical purposes; ferments for pharmaceutical purposes; formic aldehyde for pharmaceutical purposes; fungicides; glucose; glycerine for medical purposes; guaiacol for pharmaceutical purposes; gamboge for medical purposes; haemorrhoid preparations; hormones for medical purposes; chemical preparations for pharmaceutical purposes; quinine for medical purposes; hydrated chloral for pharmaceutical purposes; medicinal infusions; iodine and iodides for pharmaceutical purposes; tincture of iodine; jujube, medicated, for medical use; cream of tartar for pharmaceutical purposes; capsules for medicines; carbolineum [parasiticide]; cocaine for medical purposes; collodion for pharmaceutical purposes; medicinal roots; medicated bath salts; creosote for pharmaceutical purposes; curare; corn remedies; milk sugar for pharmaceutical purposes; dental lacquer; laxatives; lecithin for medical purposes; medicines for dental purposes; medicines for human purposes; medicines for veterinary purposes; first-aid boxes, filled; caustic pencils; liniments; magnesia for pharmaceutical purposes; sunburn ointments; ointments for pharmaceutical purposes; royal jelly for pharmaceutical purposes;

medicinal infusions; menthol for medical purposes; preparations of microorganisms for medical and veterinary use; mineral waters for medical purposes; preparations for callouses; narcotics for medical purposes; acetates for pharmaceutical purposes; medicinal oils; tanning pills; opiates for medical purposes; wafers (capsules) for pharmaceutical purposes; opodeldoc; adhesive bands for medical purposes; pastilles for pharmaceutical purposes; belts for sanitary napkins [towels]; pectin for pharmaceutical purposes; peptones for pharmaceutical purposes; hydrogen peroxide for medical purposes; purgatives; propolis for pharmaceutical purposes; antiparasitic preparations; antiparasitic collars for animals; acaricides; appetite suppressants for medical purposes; reagent paper for medical or veterinary purposes; insect repellents; castor oil for medical purposes; sedatives; syrups for pharmaceutical purposes; salts for mineral water baths; mineral water salts; steroids; sulfonamides [medicines]; styptic preparations; starch for dietetic or pharmaceutical purposes; elixirs [pharmaceutical preparations]; charcoal for pharmaceutical purposes; soporifics; dietary fibre/dietary fiber; chewing-gum for medical purposes; homeopathic preparations; cosmetics for medical purposes; sterilizing preparations; veterinary preparations and articles; pharmaceutical preparations for use in urology; dietary supplements for men; dietary supplements to promote potency; dietary supplements to promote the prostate; dietary supplements to promote vitality; pharmaceutical and medical products and preparations for the normal function of vascular system and relief of the symptoms of discomfort and heaviness of legs; creams (medicated -) for the feet; gel for medical and therapeutic use; dietary supplements containing plant enzymes for use in systemic enzyme therapy; food supplements containing plant enzymes with reinforcing effects on the organism; pharmaceuticals, for use in the following fields: treatment of the respiratory system; herb-based food supplements, for use in the following fields: treatment of the respiratory system, mucus secretion support; anti-allergy sprays; anti-inflammatory sprays and preparations; medicinal sprays, medicated drops; medical mouth and throat sprays; medicinal sprays, for use in the following fields: throat pain relief; inhaled pharmaceutical preparations for the treatment of respiratory diseases and disorders; pharmaceuticals, for use in the following fields: treatment of blocked nose; nose drops; nose sprays; food supplements, for women planning a pregnancy; food supplements, for pregnant women up to 12 weeks of pregnancy; folic acid, for medical use; food supplements, for use in the following fields: protection of joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body; food supplements for joint regeneration and treatment of the musculoskeletal system with strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis; food supplements, for use in the following fields: calming, easy falling asleep and quality sleep; food supplements, for use in the following fields: normal function of the nervous system; pharmaceutical preparations for the relief of insect bites, pharmaceuticals, for use in the following fields: relief of urticaria, sunburn and superficial burns; medicated gels, for use in the following fields: alleviation of insect bites, urticaria, sunburn and superficial burns; anti-inflammatory gels; cold gels; cooling ointments; anti-inflammatory ointments; cooling sprays; medicated lozenges; medicated gels, medicinal ointments; tinctures for medical purposes; salts and salt solutions for medical purposes; mineral preparations; homeopathic preparations; pharmaceutical, homeopathic and vitamin preparations, all the aforesaid in the form of tablets, powders, soft capsules, hard jelly capsules and syrups; soap (disinfectant -); medicated soaps; dental floss, adapted for medical use.

Class 8: Manually operated implements, in particular razors, Shearers (hand instruments), Nail scissors and clippers, Pedicure scissors, Pedicure tweezers, Razor blades.

Class 10: Medical apparatus, instruments and articles; materials for medical use in human medicine, excluding materials for dental use; pulse meters; glucometers; physical therapy

equipment; kinesiology tapes; electrical or electronic measuring devices, including instruments and apparatus for measuring body temperature.

Class 16: Printed matter; papers; leaflets; specifications; labels; visiting cards; posters; pamphlets; magazines [periodicals]; catalogues; boxes of paper or cardboard; flyers; banners of paper; advertisement boards of paper or cardboard; bags and articles for packaging, wrapping and storage, of paper, cardboard or plastics; cream containers of paper; bags and pouches made of paper, cardboard or plastics, for packaging; bibs of paper; tissues of paper for removing make-up; make-up pads of paper for removing make-up; wrapping paper; adhesive printed labels intended exclusively for cosmetics.

Class 21: Combs and hairbrushes.

Class 35: Advertising, marketing; rental of advertising; online promotion, on-line marketing; publicity and sales promotion services; distribution of product samples; direct mail advertising; presentation of goods and services; product demonstrations and product display services; publicity material rental; rental marketing research; opinion polling; radio and television advertising; business consulting; commercial information and advice for consumers in the choice of products and services; commercial intermediation services; arranging of trading transactions and commercial contracts; commercial administration of the licensing of the goods and services of others; business assistance; management and administration; administrative data processing; human resources management and recruitment services; clerical services; business analysis; mediation of purchase and sale of cosmetics and cosmetic products, personal hygiene products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eyeliners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, toilet dyes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, detergents and fragrances, laundry detergents, fabric softeners, laundry detergents for children, fabric softeners for children, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, gels for intimate hygiene, cleansing wipes for intimate hygiene, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary products and preparations, pharmaceuticals and supplements, hygiene products and preparations, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and

preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal rinses, vaginal moisturising preparations, preparations for moistening the vagina, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, hygienic preparations for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, baby nappies, incontinence nappies, incontinence pads, incontinence garments, disposable incontinence pads, incontinence nappies, adult nappies, disposable paper nappies, cellulose nappies, incontinence pads, paper nappies for incontinent people, sanitary napkins for incontinent people, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent personal hygiene products, bra pads [for breastfeeding], absorbent disposable pads, disposable baby nappy changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, disinfectants, antibiotics, contraceptives [chemical], antipyretics, antiseptics, alginates, alkaloids for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide,

dressing gauze, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, healing [medical] mushrooms [not food], hormones for medical purposes, mustard plasters, chemical preparations for pharmaceutical purposes, quinine for medical purposes, surgical bandage, chloral hydrate for pharmaceutical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carbolium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, first aid kits including contents, etching sticks, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menstrual pads and tampons, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, dressing material, compresses, bandages, pressure bandages, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, personal sexual lubricants, adhesive strips for medical use, pastilles for pharmaceutical purposes, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, diapers for pets, chemicals for treating mould, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite control preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, insect repellents, castor oil for medical purposes, contact lens solutions, sedatives, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [pharmaceuticals], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping preparations, cotton wool for medical purposes, dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, medical dressings, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for patients, abdominal dressings for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn

and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, herbicides, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, disposable gloves for laboratory use, medical apparatus, instruments and supplies, furniture and bedding for medical purposes, prosthetic products and artificial implants, materials for medical use in human medicine, except materials for dental use, contraceptives, except chemical contraceptives, contraceptives [instruments and appliances], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the physically handicapped, pill dispensers, defibrillators, surgical splints, elastic medical drains, electrocardiographs, haematometers, surgical instruments, surgical threads, surgical clamps, needles, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, droppers for medical purposes, catheters, condoms, hernia belts, massage devices, bowls for medical purposes, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and shoes, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for incontinence patients, incontinence sheets for young children, incontinence aids for women, devices and equipment used for incontinence control, protective mattress covers for incontinent patients, bedding for medical purposes, pulse-meters, varicose vein stockings, resuscitation equipment, respirators, surgical drapes, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, thermometers for medical purposes, earplugs, heating packs for first aid, apparatus, equipment and articles for the care of infants, namely breastfeeding apparatus, equipment and aids, pacifiers, teething pain relief, feeding aids, pacifiers, baby bottles, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby bottle suction bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, moulded bed pillows [adapted for medical purposes], specially treated containers for the disposal of medical instruments, syringes and other contaminated medical waste, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, suspension devices, musculoskeletal devices, kinesiology tapes, orthoses and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel packs for medical purposes, chemically activated cooling gel bags for medical purposes, belts with heating pads for medical purposes, wheelchairs, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, hospital bed pads, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, medical tweezers, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental masks], catgut [surgical thread], therapeutic nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, baby stroller covers, baby stroller straps, pushchair bags, pushchair baskets, pushchair accessories, means of transport for children and immobile persons, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets,

paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, bottles, baby dishes, washing sponges, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, dental floss with batteries, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, pram toys, puzzles, milk, dairy products, milk porridge, baby milk porridge, milk substitutes and dairy products, milk-based products, milk-based drinks with a predominant milk content, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic]. And Retail services, wholesale services, purchase, on-line purchase of cosmetics and cosmetic products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, fragrances, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary

products and preparations, pharmaceuticals and supplements, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, hygienic preparations for medical purposes, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, antibiotics, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, diagnostic preparations for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, healing [medical] mushrooms [not food], hormones for medical purposes, chemical preparations for pharmaceutical purposes, quinine for medical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carbolium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes,

pastilles for pharmaceutical purposes, propolis for pharmaceutical purposes, anti-parasitic preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, medical apparatus, instruments and supplies, materials for medical use in human medicine, except materials for dental use, thermometers for medical purposes, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, kinesiology tapes, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets, paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, washing sponges; Retail and wholesale sales and retail and wholesale on-line sales of cosmetics and beauty products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, coloured cosmetics, decorative cosmetics, cosmetic moisturisers, cleansing lotions for toiletries, cosmetic paints, depilatory preparations, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, cosmetic facial peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for medical purposes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical

purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorizing soaps, medicated soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary napkins, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair care products, skin and nails, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair sealants, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, dissolvable tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, cosmetic slimming preparations, cosmetic brush cleansers, pharmaceutical, medical and veterinary products and preparations, pharmaceutical preparations and supplements, hygiene preparations and products, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for therapeutic purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, cosmetic preparations for medical purposes, herbal extracts for medical purposes, food supplements for human and animal use, dietary foods and dietetic preparations for medical or veterinary purposes, food supplements and dietetic preparations, medical food and dietetic products and preparations for medical purposes, medical food and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical purposes, medical beverages, gelatine products for medical purposes, vitamin D, food supplements for medical purposes, vitamin preparations and supplements, infant milk, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powdered foods, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, food for infants and toddlers, food for children as infant formula, baby food as infant formula, baby fruit snacks, vegetable and meat and vegetable products as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, antiseptics, disinfectants and antiseptics, disinfectants for hygiene purposes, medicated soaps, oral hygiene products, medical herbs and teas, dietary foods for therapeutic purposes, vitamin, mineral, protein and protein supplements [food supplements], dietary fibre, therapeutic and non-therapeutic products for stimulation, performance enhancement and accelerated recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional supplements to supplement the diet including fitness products, food supplements used to strengthen the body's immunity and improve physical health, pharmaceuticals and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterial, antibiotics, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for veterinary purposes, bismuth preparations for pharmaceutical purposes, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations

for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, enzymes for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, healing [medical] mushrooms [not food], hormones for medical purposes, chemical preparations for pharmaceutical purposes, quinine for medical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medicines, carbolic [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, medicines for teeth, medicines for human medicine, medicines for animal medicine, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, pastilles for pharmaceutical purposes, chemical preparations for the treatment of fungus, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite-killing preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, castor oil for medical purposes, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [medicines], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements for potency support, dietary supplements for prostate support, dietary supplements for vitality support, pharmaceutical and therapeutic products and preparations for the normal function of the vascular system and the relief of tired and heavy legs, medicated foot creams, gels for therapeutic and medical purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical preparations for the treatment of the respiratory system, herbal dietary supplements for the treatment of the respiratory system and support mucus secretion, anti-analgesic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for the treatment of the mouth and pharynx, medicated sprays for the relief of sore throats, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, dietary supplements intended for women planning pregnancy, dietary supplements intended for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements intended to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis, a dietary supplement intended for calming, easy falling asleep and quality sleep, dietary supplement for normal function of the nervous system, pharmaceutical preparations to relieve insect stings, urticaria, sunburn and superficial burns, medical gels to relieve insect stings, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, medical pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablets, powder, soft capsules, hard gelatine capsules and syrup, hand-powered instruments, in particular razors, clippers [hand-held clippers], nail and pedicure

scissors and clippers, razors, measuring instruments and instruments, electrical or electronic measuring instruments including instruments and apparatus for measuring body temperature, medical apparatus, instruments and supplies, materials for human medical use, excluding materials for dental use, massage devices, thermometers for medical purposes, pulse meters, varicose vein stockings, kinesiology tapes, blood sugar measuring devices, dental devices, medical instruments and equipment, printed matter, paper, brochures, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or paper-board boxes, paper banners, paper or paper-board signs, paper or paper-board sacks and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, paper bags and sacks, card-board or plastics for packaging, paper bibs, paper make-up wipes, paper make-up pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, washing sponges.

Class 39: Transportation and delivery of goods; delivery of postal items; messenger courier services; information, counselling and consulting services within the framework of the aforesaid services, included in Class 39; packaging and storage of goods, information, counselling and consulting services within the framework of the aforesaid services, included in Class 39 are similar to the opponent's operation of online stores, namely sending goods (transport), operation of wholesalers, namely sending goods (transport).

Class 41: Education and instruction services; organisation, arranging and conducting of conferences, congresses and symposiums; arranging and conducting of workshops [training]; information, counselling and consulting services within the framework of the aforesaid services, included in Class 41; publishing; electronic publishing services; publishing services for books and magazines.

Class 44: Hygienic and beauty care for human beings or animals; pharmaceutical services; pharmacy advice; pharmacy; preparation of prescriptions by pharmacists; individual preparation of medicines; operation of pharmacies; operating a medicament dispensary; pharmacy advice; advisory services relating to pharmaceuticals; telemedicine services; health counselling; medical and healthcare services; animal healthcare services; x-ray examinations and collection of blood samples; medical advice for persons with disabilities; information, advisory, consultancy services, in the following fields: pharmacology, pharmacy, healthcare industry.

2. European Union trade mark application No 19 061 170 is rejected for all the above goods and services. It may proceed for the remaining goods and services.
3. Each party bears its own costs.

REASONS

On 14/01/2025, the opponent filed an opposition against all the goods and services of European Union trade mark application No 19 061 170 'Bjut BY DR. MAX' (word mark). The opposition is based on Czech trade mark registration No 398 109 'BJUTIP' (word mark). The opponent invoked Article 8(1)(b) EUTMR.

LIKELIHOOD OF CONFUSION — ARTICLE 8(1)(b) EUTMR

Pursuant to Article 8(1)(b) EUTMR, a likelihood of confusion exists if there is a risk that the public might believe that the goods or services in question, under the assumption that they

bear the marks in question, come from the same undertaking or, as the case may be, from economically linked undertakings. Whether a likelihood of confusion exists depends on the appreciation in a global assessment of several factors, which are interdependent. These factors include the similarity of the signs, the similarity of the goods and services, the distinctiveness of the earlier mark, the distinctive and dominant elements of the conflicting signs, and the relevant public.

a) The goods and services

The goods and services on which the opposition is based are the following:

Class 16: Printed matter, in particular newspapers, magazines, brochures, advertising material; packaging of paper, cardboard or plastic within this class; paper and cardboard; photographs; posters; postcards; calendars; manuals; order forms; stickers; decals; writing implements; plastic packaging (foils); paper flags and pennants; promotional publications; bookbinding materials; office requisites (except furniture); teaching and instructional materials (except apparatus); printing blocks; cardboard; cardboard or paper boxes; scrapbooks (albums); cards (other than playing cards); prospectuses; books (paperback); engravings or lithographs; framed or unframed paintings (pictures); watercolours; paper patterns for making clothes; drawings; blueprints; paper handkerchiefs; paper face towels; toilet paper; packaging bags and pouches (envelopes, cases) of paper or plastic; paper or plastic waste bags; cosmetic pencil sharpeners.

Class 35: Business management; business administration; office work; presentation of goods and services in wholesalers, supermarkets, retail stores, department stores and online stores; operation of wholesale, supermarket, retail, department stores and online shops, namely arranging and concluding contracts for the purchase and sale of goods and for the use of business services, namely perfumes, soaps, toilet waters, essential oils, cosmetics, shower gels, cosmetic bath preparations, sunscreens, hair shampoos, hair styling preparations, hair lotions, hair masks, hair care creams (cosmetic), conditioners, hair straightening preparations, hair bleaches, beard dyes, hair dyes, cream or gel hair hardeners, hair sprays, dentifrices, make-up, foundation, lipsticks, mascaras, nail polish removers, cosmetic blushes (blushes), make-up powders, eye shadows, eye pencils, eyebrow pencils, pencils for faces, artificial nails, artificial eyelashes, adhesives (adhesives), decorative motifs for cosmetic purposes, temporary tattoos for cosmetic purposes, cosmetic preparations for eyebrows, mascara (eyelid and eyelash dyes and shadows), decals (decorative) for cosmetic purposes, cosmetic paints, paint removers - paint removers, varnish removers, make-up removers, shaving preparations, depilatory preparations, cosmetic brushes, deodorants for body care, essential oils, decorative nail stickers, tissue impregnated with lotion, laundry detergents, cleaning preparations, aromatic fumigants, cosmetic preparations for skin care, skin creams, skin whitening creams, skin whitening and cleaning preparations, bleaching salts, abrasives, cosmetic preparations for slimming purposes, cosmetic lotions for cosmetic purposes purposes, face creams, liquid creams (cosmetic), wipes impregnated with cosmetic milk, hand milks, cleansing milks for toilet purposes, cleansing oils, cleansing solutions, preparations for cleaning dentures, cosmetic masks, cosmetic hand creams, skin lightening creams, cosmetic lip care products, depilatory waxes, shaving soaps, shaving foams, personal hygiene preparations, nail varnishes, nail care preparations, bath gels (not for medical purposes), non-medicated bath oils, bath salts for cosmetic purposes, foam bath preparations, bath balls, toilet milks, baby oils (not for medical purposes), baby powders (toiletries), shampoos and cosmetic preparations for pets, essential oils, incense, alum (antiseptic preparation), cosmetic bags including contents, adhesives for cosmetic purposes, polishing preparations, mordants, waving preparations, breath freshener sprays, antiperspirants (toiletries), hydrogen peroxide for cosmetic purposes, mouthwashes (not for medical purposes), cotton swabs (toiletries), cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, shoe creams, and also

with pharmaceutical preparations, food supplements (included in class 5), in particular combinations of vitamins and/or minerals and/or plant extracts for skin, hair and nail care, disinfectants and antiseptics, ionic drinks for medical purposes, energy drinks for medical purposes, veterinary products, hygiene products for medical purposes, dietetic foodstuffs and dietetic preparations for medical or veterinary purposes, food for babies, food supplements for humans and animals, plasters, dressings materials, fungicides, herbicides, bath preparations for medical purposes, sanitary panties and pads, medicinal herbs, herbal teas for medical purposes, antiparasitic preparations, food supplements for medical purposes included in class 5, mineral food supplements, dietary and nutritional supplements, food supplements for strengthening the body's immunity and improving health, protein preparations for nutrition (food supplements), confectionery with medicinal ingredients, stimulant drinks for medical purposes, mineral water for medical purposes, natural medicinal preparations for special nutrition, rubbing tonic liquid preparations for athletes (with medicinal effects), preparations for oral care, medicinal preparations for baths, sea water for health baths, peels for pharmaceutical purposes, portable first aid kits (including contents), purifying preparations, bacteriological cultures, headache remedies, smelling salts, suppositories, preparations for air purification, gauze dressings, insect repellents, sanitary napkins, absorbent cotton, absorbent tampons, air freshening preparations, pharmaceutical skin care preparations, nursing pads, ointments for medical purposes, laxatives, sterilizing preparations, chemical preparations for determining pregnancy, wipes impregnated with pharmaceutical lotions, charcoal for medical purposes, thermal water, chewing gum, and also with jewelry, fashion accessories, clothing, headgear and footwear; exhibition and demonstration of goods; promotional activities; advertising; assistance in the management and planning of business activities; marketing; market research; offering products for third parties in order to enable consumers to conveniently view and purchase these products; publication of advertising texts; sales support; computer ordering of goods; administrative processing and organization of mail-order services; organization of exhibitions for business purposes; organization of exhibitions for advertising purposes; ordering of goods in a mobile application; merchandising; arrangement of display windows; rental of advertising space; online advertising; rental of office machines and equipment; samples of goods (distribution); provision of assistance in operating a shop on the Internet.

Class 38: Dissemination of electronic magazines and other materials via electronic data telecommunications networks, in particular the Internet; discussion forums (providing Internet discussion forums); telecommunications services in the field of online shops and Internet portals; press agency (telecommunications services, message transmission); dissemination of printed matter and books via computer, data, electronic, telecommunications or information networks; information services relating to telecommunications provided on the Internet; telecommunications services on the Internet, including the operation of electronic bulletin boards, discussion groups and forums and the provision of access to online information services and databases.

Class 39: Operation of online stores, namely sending goods (transport), operation of wholesalers, namely sending goods (transport).

Class 41: Education and further education of third parties in the field of cosmetics, in particular theoretical and practical information on the use of perfumes and cosmetics; organisation of sports and cultural events, entertainment; organisation of fashion shows for entertainment purposes; electronic publishing (DTP); organisation of training; publishing activities; teaching; education; coaching (training); online publication of electronic books and magazines; organisation of competitions; organisation and holding of conferences; organisation of conferences for educational purposes; organisation of exhibitions for educational purposes; organisation of exhibitions for training purposes; upbringing; entertainment; sports and cultural activities; information on possibilities of entertainment or education; professional retraining;

provision of recreational facilities (except accommodation); publishing of books; production and rental of films; photographer's services; organisation of exhibitions for cultural purposes

Class 44: Consultancy in the field of beauty and make-up; consultancy in the field of nutrition; consultancy in the field of cosmetic, regenerative and beautification services; consultations and information in the field of beauty.

The contested goods and services are the following:

Class 3: Cosmetics and cosmetic preparations; Preparations for personal hygiene; Non-medicated cosmetics; Cosmetics for use on the skin; Cosmetic beauty creams, Cosmetics for the use on the hair; Make up foundations; Beauty care cosmetics; Colour cosmetics; Decorative cosmetics; Cosmetic moisturisers; cleansing milk for toilet; Cosmetic dyes; Depilatory preparations; Nail hardeners [cosmetics]; Eyebrow cosmetics; Skin masks [cosmetics]; Liners [cosmetics] for the eyes; Self-tanning cosmetic lotions, Self-tanning cosmetic creams; cosmetic face scrubs; Make-up removing creams; Astringents for cosmetic purposes; Balms, other than for medical purposes; Colorants for toilet purposes; Leather bleaching preparations; Oils for cleaning purposes; Hair removing preparations; Shaving and after shaving preparations; Shaving stones [astringents]; Deodorants for human beings or for animals; Eau de Cologne; Cosmetic preparations for baths; Nail varnish; Adhesives for cosmetic purposes; Make-up; Massage gels, other than for medical purposes; Soap; Antiperspirant soap; Deodorant soap; Varnish-removing preparations; Nail stickers; Pomades for cosmetic purposes; Powder for make-up; Lipsticks; Toilet water; Cosmetic pencils; Cotton wool for cosmetic purposes; Cotton swabs for cosmetic purposes; Cosmetic wipes; Petroleum jelly for cosmetic purposes; After-shave lotions; Depilatory wax; Oils for toilet purposes; Children cosmetics; Wet wipes; Pre-moistened sanitary wipes; Baby wipes impregnated with cleaning preparations; Anti-rash diaper cream; Maternity and nursing cosmetics; Cleaning and fragrancing preparations; Substances for laundry use; Fabric softeners for laundry use; Laundry powder for children; Fabric softeners for laundry use for children; Herbal extracts for cosmetic purposes; Preparations for the care of the hair, skin and of the nails; Cosmetic preparations for hair care, Cosmetic preparations for skincare, Cosmetic nail care preparations; Hair-care and hair-washing preparations; Cosmetic preparations for hair cleaning and revitalisation; Hair tonic; Hair conditioners; Hair dyes; Shampoos; Hair masks; Hair serums; Hair spray; Hair glazes; Hair pomades; Hair fixers; Dry shampoos; Animal shampoos; Toothpaste; Tooth gel; Moistened tooth powder; Dentifrices; Disclosing tablets for personal use in indicating tartar on the teeth; Soluble tablets for cleaning dentures; Mouthwashes, not for medical purposes; Perfumery and fragrances; Douching preparations for personal sanitary or deodorant purposes [toilettries]; Vaginal washes for personal sanitary or deodorant purposes; Vaginal washes for personal sanitary or deodorant purposes; Gels for personal hygiene; Cleansing wipes for intimate hygiene; Cosmetic preparations for slimming purposes; Cleaner for cosmetic brushes.

Class 5: Pharmaceutical, medical and veterinary products and preparations, all included in this class; Medicinal preparations, medicinal supplements; Sanitary preparations and articles; Pharmaceutical and medical products and preparations, for use in the following fields: Hair care, Skin care, Nail care; Pharmaceutical and medicinal products and preparations for hair care in the form of tablets, pills or capsules, medicinal preparations for stimulating hair growth or against hair loss; Balms for medical purposes; Medicated shampoos, Hair lotions of a pharmaceutical nature; Medical devices and preparations included in this class; Toothpastes with medicinal effects; Medicated mouthwash; Antiseptic mouthwashes; Adhesives for dentures; Vaginal washes for medical purposes; Douching preparations for medical purposes; Vaginal washes for medical purposes; Vaginal moisturizers; Preparations for vaginal moisturising; Suppositories; Pessaries; Medicated gels for intimate care and hygiene; Medicinal pre-moistened hygienic wipes; Cosmetic preparations for medical purposes; Herbal extracts for medical purposes; Sanitary preparations for medical use; Dietary supplements for

humans and animals; Dietetic foods and substances adapted for medicinal or veterinary use; Dietary supplements and dietetic preparations; Medical food and dietetic products and preparations, for medical use; Medicinal dietary and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair or other parts of the musculoskeletal system and the human body; Dietetic foods with arthral protein adapted for medical purposes; Amino acids for medical purposes; Collagen for medical purposes; Herbal products for medical purposes; Medicinal drinks; Gelatine products for medical purposes; Vitamin D; Food supplements for medical purposes; Vitamin preparations and supplements; Infant formula; Powdered milk for babies; Powdered milk for babies and children; Milk powders [foodstuff for babies]; Powdered milk foods for infants; Special milks for pharmaceutical purposes; Special milk for infants, toddlers and children; Hypoallergenic and anti-reflux milk; Food for babies; Food for children, namely Infant formula; Food for babies, namely Infant formula; Food for babies made from fruit, vegetables and meat and vegetables, namely Infant formula; Dietetic goods and preparations for infants, toddlers and children; Food for special medical purposes; Disinfectants and antiseptics; Disinfectants for hygiene purposes; Babies' diapers; Diapers for incontinence; Diapers for incontinence; Incontinence garments; Disposable pads for incontinence; Diapers for incontinence; Adult diapers; Paper diapers; Diapers made of cellulose; Pant liners for incontinents; Nappies of paper for incontinents; Incontinence pads; Cotton swabs for medical purposes; Cotton ear swabs for children, for medical use; Absorbent articles for personal hygiene; Breast-nursing pads; Absorbent disposable mats; Diaper changing mats, disposable, for babies; Feminine hygiene products; Menstruation knickers; Menstruation bandages; Postpartum underwear; Medicated soap; Medicinal preparations, for use in the following fields: Oral hygiene; Medicinal preparations; Medicinal tea and herbs; Medical dietetic foodstuffs; Food supplements vitamin, mineral, protein and protein preparations (nutritional supplements); Dietary fibre; Medicinal and non-medicinal preparations intended to stimulate, to enhance performance and to stimulate regeneration, reduce weight, increase body immunity and improve health; Nutrition for joints; Nutritional preparations to supplement food, including fitness preparations, included in this class; Dietary supplements for strengthening the immune system and improving physical health; Pharmaceutical products and other products for human or veterinary medical use; Analgesics; Anaesthetics; Vermifuges; Germicides; Antibiotics; Chemical contraceptives; Antipyretics; Antiseptics; Antigout preparations; Alginates; Alkaloids for medical purposes; Alcohol for medical purposes; Alcohol for pharmaceutical purposes; Herbal teas for medicinal purposes; Medicinal herbs; Medicinal mud; Bacterial preparations for medical and veterinary use; Balms for medical purposes; Bicarbonate of soda for pharmaceutical purposes; Albuminous preparations for medical purposes; Biological preparations for medical purposes; Biological preparations for veterinary purposes; Bismuth preparations for pharmaceutical purposes; Bronchodilating preparations; Abrasives (dental-); Tobacco-free cigarettes for medical purposes; Lint for medical purposes; Smelling salts; Contact lens cleaning preparations; Diagnostic preparations for medical purposes; Deodorants, other than for human beings or for animals; Detergents for medical purposes; Digestives for pharmaceutical purposes; Drugs for medical purposes; Chemical preparations for the diagnosis of pregnancy; Dietetic substances adapted for medical use; Dietetic foods adapted for medical purposes; Mineral food supplements; Nutritional supplements; Enzyme preparations for medical purposes; Enzyme preparations for veterinary purposes; Eucalyptol for pharmaceutical purposes; Fennel for medical purposes; Ferments for pharmaceutical purposes; Formic aldehyde for pharmaceutical purposes; Fungicides; Gauze for dressings; Glucose; Glycerine for medical purposes; Guaiacol for pharmaceutical purposes; Gamboge for medical purposes; Haemorrhoid preparations; Haemostatic pencils; Vulnerary sponges; Hormones for medical purposes; Mustard plasters; Chemical preparations for pharmaceutical purposes; Quinine for medical purposes; Surgical bandages; Hydrated chloral for pharmaceutical purposes; Medicinal infusions; Iodine and iodides for pharmaceutical purposes; Tincture of iodine; Jujube, medicated, for medical use; Cream of tartar for pharmaceutical purposes; Capsules for medicines; Carbolineum [parasiticide]; Cocaine for medical purposes; Collodion for pharmaceutical purposes; Medicinal roots; Medicated bath salts; Creosote for pharmaceutical

purposes; Curare; Corn remedies; Milk sugar for pharmaceutical purposes; Dental lacquer; Laxatives; Lecithin for medical purposes; Medicines for dental purposes; Medicines for human purposes; Medicines for veterinary purposes; First-aid boxes, filled; Caustic pencils; Liniments; Magnesia for pharmaceutical purposes; Sunburn ointments; Ointments for pharmaceutical purposes; Royal jelly for pharmaceutical purposes; Medicinal infusions; Menstruation pads and tampons; Menthol for medical purposes; Preparations of microorganisms for medical and veterinary use; Mineral waters for medical purposes; Preparations for callouses; Adhesive plasters; Narcotics for medical purposes; Dressings, medical; Poultices; Bandages; Compresses; Wiping tampons, for medical use; Acetates for pharmaceutical purposes; Medicinal oils; Tanning pills; Opiates for medical purposes; Wafers (capsules) for pharmaceutical purposes; Opodeldoc; Personal sexual lubricants; Adhesive bands for medical purposes; Pastilles for pharmaceutical purposes; Belts for sanitary napkins [towels]; Pectin for pharmaceutical purposes; Peptones for pharmaceutical purposes; Hydrogen peroxide for medical purposes; Diapers for pets; Chemical preparations for treating mildew; Purgatives; Propolis for pharmaceutical purposes; Antiparasitic preparations; Antiparasitic collars for animals; Acaricides; Appetite suppressants for medical purposes; Reagent paper for medical or veterinary purposes; Insect repellents; Castor oil for medical purposes; Solutions for contact lenses; Sedatives; Syrups for pharmaceutical purposes; Salts for mineral water baths; Mineral water salts; Steroids; Sulfonamides [medicines]; Styptic preparations; Starch for dietetic or pharmaceutical purposes; Elixirs [pharmaceutical preparations]; Wart pencils; Charcoal for pharmaceutical purposes; Soporifics; Wadding for medical purposes; dietary fibre/dietary fiber; Chewing-gum for medical purposes; Homeopathic preparations; Cosmetics for medical purposes; Medical dressings; Sanitary tampons; Sterilizing preparations; Detergents for medical purposes; Absorbent pads; Nappies for patients; Abdominal scarves, for medical use; Self-adhesive tapes for medical purposes; Veterinary preparations and articles; Pharmaceutical preparations for use in urology; Dietary supplements for men; Dietary supplements to promote potency; Dietary supplements to promote the prostate; Dietary supplements to promote vitality; Pharmaceutical and medical products and preparations for the normal function of vascular system and relief of the symptoms of discomfort and heaviness of legs; Creams (Medicated -) for the feet; Gel for medical and therapeutic use; Dietary supplements containing plant enzymes for use in systemic enzyme therapy; Food supplements containing plant enzymes with reinforcing effects on the organism; Pharmaceuticals, for use in the following fields: Treatment of the respiratory system; Herb-based food supplements, for use in the following fields: Treatment of the respiratory system, mucus secretion support; Anti-allergy sprays; Anti-inflammatory sprays and preparations; Medicinal sprays, medicated drops; Medical mouth and throat sprays; Medicinal sprays, for use in the following fields: Throat pain relief; Inhaled pharmaceutical preparations for the treatment of respiratory diseases and disorders; Pharmaceuticals, for use in the following fields: Treatment of blocked nose; Nose drops; nose sprays; Food supplements, For women planning a pregnancy; Food supplements, For pregnant women up to 12 weeks of pregnancy; Folic acid, for medical use; Food supplements, for use in the following fields: Protection of joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body; Food supplements for joint regeneration and treatment of the musculoskeletal system with strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis; Food supplements, for use in the following fields: Calming, easy falling asleep and quality sleep; Food supplements, for use in the following fields: Normal function of the nervous system; Pharmaceutical preparations for the relief of insect bites, Pharmaceuticals, for use in the following fields: Relief of urticaria, sunburn and superficial burns; Medicated gels, for use in the following fields: Alleviation of insect bites, urticaria, sunburn and superficial burns; Anti-inflammatory gels; cold gels; Cooling ointments; Anti-inflammatory ointments; Cooling sprays; Medicated lozenges; Medicated gels, Medicinal ointments; Tinctures for medical purposes; Salts and salt solutions for medical purposes; Mineral preparations; Homeopathic preparations; Pharmaceutical, homeopathic and vitamin preparations, All the aforesaid in the form of tablets, powders, soft capsules, hard jelly capsules and syrups; Preparations for

destroying vermin; Herbicides; Material for stopping teeth, dental wax; Soap (disinfectant -); Medicated soaps; dental floss, Adapted for medical use; Elastic bandages [dressings].

Class 8: Manually operated implements, in particular razors, Shearers (hand instruments), Nail scissors and clippers, Pedicure scissors, Pedicure tweezers, Razor blades.

Class 9: Head protection; Protective helmets for children; Covers for sockets, Baby monitors; Video baby monitors; Safety, security, protection and signalling devices; Corrective eyewear; Measuring apparatus and tools; Disposable gloves for laboratory use.

Class 10: Medical apparatus, instruments and articles; Furniture and bedding for medical use; Prosthetics and artificial implants; Materials for medical use in human medicine, excluding materials for dental use; Contraceptives, non-chemical; Contraceptives (instruments and devices); Aerosol dispensers for medical purposes; Orthopaedic bandages; Suspensory bandages; Cupping glasses; Crutches; Balling guns; Defibrillators; Splints, surgical; Drainage tubes for medical purposes, elastic; Electrocardiographs; Hematimeters; Surgical apparatus and instruments; Thread, surgical; Clips, surgical; Hypodermic needles; Needles for surgical purposes; Hearing protectors; Inhalers; Syringes for medical purposes; Enema apparatus for medical purposes; Cannulae; Elastic stockings for surgical purposes; Droppers for medical purposes; Catheters; Condoms; Spermicidal condoms; Trusses; Massage apparatus; Basins for medical purposes; Receptacles for applying medicines; Urinals being vessels; Pads [pouches] for preventing pressure sores on patient bodies; Orthopedic articles; Orthopaedic articles and footwear; Pessaries; Blankets, electric, for medical purposes; Incontinence sheets; Sheets made of rubber for incontinence; Incontinence bed pads; Incontinence sheets for use with infants; Incontinence sheets; Incontinence sheets for use with babies; Female urinary incontinence devices; Apparatus for use in the control of incontinence; Incontinence mattress protectors; Bedding for medical purposes; Pulse meters; Stockings for varices; Resuscitation apparatus; Respirators; Surgical drapes; Gloves for medical purposes; Injectors for medical purposes; Tongue scrapers; Maternity belts; Thermometers for medical purposes; Ear plugs; Thermal packs for first aid purposes; Apparatus, devices and products for childcare, namely Apparatus, devices and articles for nursing infants, Dummies for babies, Teething soothers; feeding aids; Dummies for babies; Feeding bottles; Feeding bottles; Feeding bottles for children and babies; Dummies for babies; Feeding bottles; Feeding bottles; Feeding bottle valves; Teething rings; Teething soothers; Breast pumps; Electric and manual sputum aspirators; Respiration monitors; Intravascular implants, of the following materials: Synthetic materials; Shaped bed pillows (adapted for medical purposes); Specially adapted containers for the disposal of medical instruments, syringes and other contaminated medical waste; Glucometers; Dentalapparatus; Medical instruments and devices; Sphygmotensiometers; Protective cups; Physical therapy equipment; Kinesiology tapes; Orthoses and Abutments, for medical purposes; Cooling and heating gel sheets, for medical purposes; Chemically activated hot gel packs for medical use; Chemically activated cold gel packs for medical use; Belts with heating pads, for medical purposes; Invalid walkers; Stationary commode chairs, mobile commode chairs; Overbed tables, for medical purposes; Pillows for medical purposes; Mattresses for medical purposes; Draw-sheets for sick beds; Bed sore pads; Gloves for use during operations; Latex gloves for medical use; Medical hosiery; Tweezers for medical use; Medical scissors; Small bottles for medical supplies; Urine bags; Urine test glasses; Portable hand-held urinals; Scalpels for medical use; Face masks for medical use; Surgical drapes; Dental dams; Catgut; Therapeutic nose clips for the prevention of snoring; Medical clothing; Anti-rheumatism bracelets, Anti-rheumatism rings; Suture materials; Foot massagers; Hearing protection devices; Electrical or electronic measuring devices, including instruments and apparatus for measuring body temperature.

Class 12: *Fitted footmuffs for prams; Pushchair covers; Fitted pushchair mosquito nets; Pushchair covers; Harnesses for prams; Bags adapted for pushchairs; Baskets for perambulators; Pushchair accessories; Mobility conveyances.*

Class 16: *Printed matter; Papers; Leaflets; Specifications; Labels; Visiting cards; Posters; Pamphlets; Magazines [periodicals]; Catalogues; Boxes of paper or cardboard; Flyers; Banners of paper; Advertisement boards of paper or cardboard; Bags and articles for packaging, wrapping and storage, of paper, cardboard or plastics; Cream containers of paper; Bags and pouches made of paper, cardboard or plastics, for packaging; Bibs of paper; Tissues of paper for removing make-up; Make-up pads of paper for removing make-up; Wrapping paper; Adhesive printed labels intended exclusively for cosmetics.*

Class 21: *Combs and hairbrushes; Flasks; children's dishes; Sponges; Oral care kits comprising toothbrushes and floss; Toothbrushes; Toothbrush containers; Toothbrush holders; Toothbrush holders; Interdental brushes for cleaning the teeth; Pill organizers for personal use; Battery-powered dental flossers.*

Class 25: *Down garments, For pregnant women and For breastfeeding women; Bibs, not of paper; Cloth bibs; Plastic bibs; Clothing; Millinery.*

Class 28: *Toys; Toys for use in perambulators; Puzzles.*

Class 29: *Milk; Milk products; Milk pudding; Milk pudding for children; Substitutes for milk and milk products; Milk-based products; Milk beverages, Milk predominating; Powdered milk; Powdered milk; Flavoured milk; Processed fungi and vegetables; Preserved, frozen, dried and cooked fungi and vegetables; Processed meat, poultry, fish, and game; Frozen, preserved, dried and cooked meat, fish, poultry and game; Prepared meals consisting mainly of meat, fish, poultry, game, mushrooms and vegetables; Food for babies consisting mainly of meat, fish, poultry, game, mushrooms and vegetables; Prepared meals consisting mainly of meat, fish, poultry, game, mushrooms and vegetables; Snacks for babies, infants and children based on fruit, vegetables, and coconut milk (excluding ice cream); Yoghurt; Yogurt drinks; Yoghurt-based snack food; Bio yoghurt-based snack food; Snack preparations, based on the following goods: Meat, Fish, not live, Poultry, Game, not live, Mushrooms, Vegetable, Fruit and vegetable purees.*

Class 30: *Porridge; Baby food; Cereal porridge; Rice porridge, oat porridge and maize porridge; Milk-based cereal porridge, rice porridge, oat porridge and maize porridge; Cereal porridge, rice porridge, oat porridge and maize porridge for children; Food for children with cereals, oatmeal and wheat flakes, corn flakes, sponge biscuits, semolina, rice and pasta; Biscuits; Crackers; Baby biscuits; Children's crackers; Confectionery; Tea; Tea for babies, infants and children; milk ices; Sherbets [ices]; Frozen yoghurt (confectionery ices).*

Class 32: *Soft drinks; Fruit drinks and fruit juices; Syrups and other non-alcoholic preparations for making beverages; Cordials; Fruit nectars, non-alcoholic; Fruit nectars For babies and children.*

Class 35: *Advertising; Advertising; Marketing; Online promotion, On-line marketing; Publicity and sales promotion services; Distribution of product samples; Direct mail advertising; Business consulting; Commercial information and advice for consumers in the choice of products and services; Commercial intermediation services; Arranging of trading transactions and commercial contracts; Presentation of goods and services; Product demonstrations and product display services; Commercial administration of the licensing of the goods and services of others; Publicity material rental; Rental of advertising space; Marketing research; Opinion polling; Radio and television advertising; Business assistance; Management and*

administration; Administrative data processing; Human resources management and recruitment services; Clerical services; Business analysis; Retail services, wholesale services, purchase, on-line purchase of cosmetics and cosmetic products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, toilet dyes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, detergents and fragrances, laundry detergents, fabric softeners, laundry detergents for children, fabric softeners for children, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, gels for intimate hygiene, cleansing wipes for intimate hygiene, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary products and preparations, pharmaceuticals and supplements, hygiene products and preparations, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal rinses, vaginal moisturising preparations, preparations for moistening the vagina, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, hygienic preparations for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and

preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, baby nappies, incontinence nappies, incontinence pads, incontinence garments, disposable incontinence pads, incontinence nappies, adult nappies, disposable paper nappies, cellulose nappies, incontinence pads, paper nappies for incontinent people, sanitary napkins for incontinent people, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent personal hygiene products, bra pads [for breastfeeding], absorbent disposable pads, disposable baby nappy changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, disinfectants, antibiotics, contraceptives [chemical], antipyretics, antiseptics, alginates, alkaloids for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, dressing gauze, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, healing [medical] mushrooms [not food], hormones for medical purposes, mustard plasters, chemical preparations for pharmaceutical purposes, quinine for medical purposes, surgical bandage, chloral hydrate for pharmaceutical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carboliium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, first aid kits including contents, etching sticks, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menstrual pads and tampons, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, dressing material, compresses, bandages, pressure bandages, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, personal sexual lubricants, adhesive strips for medical use, pastilles for pharmaceutical purposes, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, diapers for pets, chemicals for treating mould, laxatives, propolis for

pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite control preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, insect repellents, castor oil for medical purposes, contact lens solutions, sedatives, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [pharmaceuticals], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping preparations, cotton wool for medical purposes, dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, medical dressings, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for patients, abdominal dressings for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, herbicides, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, disposable gloves for laboratory use, medical apparatus, instruments and supplies, furniture and bedding for medical purposes, prosthetic products and artificial implants, materials for medical use in human medicine, except materials for dental use, contraceptives, except chemical contraceptives, contraceptives [instruments and appliances], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the physically handicapped, pill dispensers, defibrillators, surgical splints, elastic medical drains, electrocardiographs, haematometers, surgical instruments, surgical threads, surgical clamps, needles, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, droppers for medical purposes, catheters, condoms, hernia belts, massage devices, bowls for medical purposes, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and shoes, pessaries, electrically heated pads for medical

purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for incontinence patients, incontinence sheets for young children, incontinence aids for women, devices and equipment used for incontinence control, protective mattress covers for incontinent patients, bedding for medical purposes, pulse-meters, varicose vein stockings, resuscitation equipment, respirators, surgical drapes, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, thermometers for medical purposes, earplugs, heating packs for first aid, apparatus, equipment and articles for the care of infants, namely breastfeeding apparatus, equipment and aids, pacifiers, teething pain relief, feeding aids, pacifiers, baby bottles, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby bottle suction bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, moulded bed pillows [adapted for medical purposes], specially treated containers for the disposal of medical instruments, syringes and other contaminated medical waste, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, suspension devices, musculoskeletal devices, kinesiology tapes, orthoses and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel packs for medical purposes, chemically activated cooling gel bags for medical purposes, belts with heating pads for medical purposes, wheelchairs, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, hospital bed pads, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, medical tweezers, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental masks], catgut [surgical thread], therapeutic nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, baby stroller covers, baby stroller straps, pushchair bags, pushchair baskets, pushchair accessories, means of transport for children and immobile persons, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets, paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, bottles, baby dishes, washing sponges, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, dental floss with batteries, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, pram toys, puzzles, milk, dairy products, milk porridge, baby milk porridge, milk substitutes and dairy products, milk-based products, milk-based drinks with a predominant milk content, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits,

crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic]; Retail and wholesale sales and retail and wholesale on-line sales of cosmetics and beauty products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, coloured cosmetics, decorative cosmetics, cosmetic moisturisers, cleansing lotions for toiletries, cosmetic paints, depilatory preparations, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, cosmetic facial peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for medical purposes, toilet dyes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorizing soaps, medicated soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary napkins, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, cleaning products and fragrances, detergents, fabric softeners, laundry detergents for children, fabric softeners for children, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair care products, skin and nails, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair sealants, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, dissolvable tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, gels for intimate hygiene, cleansing wipes for intimate hygiene, cosmetic slimming preparations, cosmetic brush cleansers, pharmaceutical, medical and veterinary products and preparations, pharmaceutical preparations and supplements, hygiene preparations and products, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for therapeutic purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal rinses, vaginal moisturising preparations, vaginal moisturising preparations, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, cosmetic preparations for medical purposes, herbal extracts for medical purposes, hygienic preparations for medical purposes, food supplements for human and animal use, dietary foods and dietetic preparations for medical or veterinary purposes, food supplements and dietetic preparations, medical food and dietetic products and preparations for medical purposes, medical food and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical purposes, medical beverages, gelatine products for medical purposes, vitamin D, food supplements for medical purposes, vitamin preparations and supplements, infant milk, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powdered foods, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks,

food for infants and toddlers, food for children as infant formula, baby food as infant formula, baby fruit snacks, vegetable and meat and vegetable products as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, baby diapers, incontinence diapers, incontinence pads, incontinence garments, disposable incontinence pads, incontinence diapers, adult diapers, disposable paper diapers, cellulose diapers, incontinence pads, paper diapers for incontinent persons, sanitary napkins for incontinent persons, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent products for personal hygiene, bra pads [for breastfeeding], absorbent disposable pads, disposable baby diaper changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, medicated soaps, oral hygiene products, medical herbs and teas, dietary foods for therapeutic purposes, vitamin, mineral, protein and protein supplements [food supplements], dietary fibre, therapeutic and non-therapeutic products for stimulation, performance enhancement and accelerated recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional supplements to supplement the diet including fitness products, food supplements used to strengthen the body's immunity and improve physical health, pharmaceuticals and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterial, disinfectants, antibiotics, contraceptives [chemical], antipyretics, antiseptics, antiuratics, alginates, alkaloid for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for veterinary purposes, bismuth preparations for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, enzymes for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, bandage gauze, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, healing [medical] mushrooms [not food], hormones for medical purposes, mustard plasters, chemical preparations for pharmaceutical purposes, quinine for medical purposes, surgical dressings, chloral hydrate for pharmaceutical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medicines, carbolic [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, medicines for teeth, medicines for human medicine, medicines for animal medicine, first aid kits including contents, etching sticks, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menstrual pads and tampons, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, bandage material, bandages, pressure bandage, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, personal sex lubricants, adhesive strips for medical purposes, pastilles for pharmaceutical purposes, sanitary napkin strips, pectin for

pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, pet diapers, chemical preparations for the treatment of fungus, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite-killing preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, insect repellents, castor oil for medical purposes, contact lens solutions, sedatives, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [medicines], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping pills, cotton wool for medical purposes, dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, medical bandages, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for the sick, abdominal bandages for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements for potency support, dietary supplements for prostate support, dietary supplements for vitality support, pharmaceutical and therapeutic products and preparations for the normal function of the vascular system and the relief of tired and heavy legs, medicated foot creams, gels for therapeutic and medical purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical preparations for the treatment of the respiratory system, herbal dietary supplements for the treatment of the respiratory system and support mucus secretion, anti-analgesic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for the treatment of the mouth and pharynx, medicated sprays for the relief of sore throats, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, dietary supplements intended for women planning pregnancy, dietary supplements intended for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements intended to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis, a dietary supplement intended for calming, easy falling asleep and quality sleep, dietary supplement for normal function of the nervous system, pharmaceutical preparations to relieve insect stings, urticaria, sunburn and superficial burns, medical gels to relieve insect stings, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, medical pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablets, powder, soft capsules, hard gelatine capsules and syrup, products for the control of harmful animals, herbicides, materials for dental fillings and dental impressions, hand-powered instruments, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, measuring instruments and instruments, electrical or electronic measuring instruments including instruments and apparatus for measuring body temperature, disposable gloves for laboratory use, medical apparatus, instruments and supplies, furniture and bedding for medical purposes, prosthetic products and artificial implants, materials for human medical use, excluding materials for dental use, contraceptives, excluding chemical contraceptives, contraceptive devices [instruments and devices], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the disabled, pill dispensers, defibrillators, surgical splints, elastic drains for medical purposes, electrocardiographs, haemometers, surgical apparatus and instruments, surgical threads, surgical clamps, needles for injection, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, medical

droppers, catheters, condoms, hernia belts, massage devices, medical bowls, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and footwear, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for patients with incontinence, incontinence sheets for young children, urinary incontinence aids for women, incontinence control devices and equipment, protective mattress covers for incontinent patients, bedding for medical purposes, pulse meters, varicose vein stockings, resuscitation equipment, respirators, surgical masks, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, thermometers for medical purposes, ear plugs, heating packs for first aid, apparatus, equipment and products for the care of infants, namely, breastfeeding apparatus, equipment and aids, pacifiers, teething pain relievers, feeding aids, pacifiers, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby sucking bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast milk pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, shaped bed cushions [adapted for medical purposes], specially adapted containers for the disposal of medical instruments, syringes and other contaminated medical waste, blood sugar measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, blood pressure gauges, suspensors, musculoskeletal devices, kinesiology tapes, braces and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel bags for medical purposes, chemically activated cooling gel bags for medical purposes, belts with warming pads for medical purposes, invalid walkers, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, mattress pads for hospital beds, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, tweezers for medical use, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental drapes], catgut [surgical floss], medical nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, protective covers for prams, pram straps, pram bags, pram baskets, pram accessories, means of transport for children and immobile persons, printed matter, paper, brochures, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or paper-board boxes, paper banners, paper or paper-board signs, paper or paper-board sacks and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, paper bags and sacks, card-board or plastics for packaging, paper bibs, paper make-up wipes, paper make-up pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, bottles, baby dishes, washing sponges, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, battery operated dental floss, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, stroller toys, puzzles, milk, dairy products, baby formula, milk and milk substitutes, milk-based products, milk-based drinks, milk-dominated drinks, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice,

oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic]; Mediation of purchase and sale of cosmetics and cosmetic products, personal hygiene products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eyeliners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, toilet dyes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, detergents and fragrances, laundry detergents, fabric softeners, laundry detergents for children, fabric softeners for children, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, gels for intimate hygiene, cleansing wipes for intimate hygiene, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary products and preparations, pharmaceuticals and supplements, hygiene products and preparations, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal rinses, vaginal moisturising preparations, preparations for moistening the vagina, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, hygienic preparations for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk

powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, baby nappies, incontinence nappies, incontinence pads, incontinence garments, disposable incontinence pads, incontinence nappies, adult nappies, disposable paper nappies, cellulose nappies, incontinence pads, paper nappies for incontinent people, sanitary napkins for incontinent people, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent personal hygiene products, bra pads [for breastfeeding], absorbent disposable pads, disposable baby nappy changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, disinfectants, antibiotics, contraceptives [chemical], antipyretics, antiseptics, alginates, alkaloids for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, dressing gauze, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, healing [medical] mushrooms [not food], hormones for medical purposes, mustard plasters, chemical preparations for pharmaceutical purposes, quinine for medical purposes, surgical bandage, chloral hydrate for pharmaceutical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carboliium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, first aid kits including contents, etching sticks, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menstrual pads and tampons, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, dressing material, compresses, bandages, pressure bandages, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, tanning tablets, opiates for medical use, wafer

capsules for pharmaceutical use, opodeldoc, personal sexual lubricants, adhesive strips for medical use, pastilles for pharmaceutical purposes, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, diapers for pets, chemicals for treating mould, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite control preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, insect repellents, castor oil for medical purposes, contact lens solutions, sedatives, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [pharmaceuticals], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping preparations, cotton wool for medical purposes, dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, medical dressings, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for patients, abdominal dressings for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, herbicides, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, disposable gloves for laboratory use, medical apparatus, instruments and supplies, furniture and bedding for medical purposes, prosthetic products and artificial implants, materials for medical use in human medicine, except materials for dental use, contraceptives, except chemical contraceptives, contraceptives [instruments and appliances], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the physically handicapped, pill dispensers, defibrillators, surgical splints, elastic medical drains, electrocardiographs, haematometers, surgical instruments, surgical threads, surgical clamps, needles, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical

purposes, cannulas, stockings for surgical purposes, droppers for medical purposes, catheters, condoms, hernia belts, massage devices, bowls for medical purposes, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and shoes, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for incontinence patients, incontinence sheets for young children, incontinence aids for women, devices and equipment used for incontinence control, protective mattress covers for incontinent patients, bedding for medical purposes, pulse-meters, varicose vein stockings, resuscitation equipment, respirators, surgical drapes, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, thermometers for medical purposes, earplugs, heating packs for first aid, apparatus, equipment and articles for the care of infants, namely breastfeeding apparatus, equipment and aids, pacifiers, teething pain relief, feeding aids, pacifiers, baby bottles, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby bottle suction bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, moulded bed pillows [adapted for medical purposes], specially treated containers for the disposal of medical instruments, syringes and other contaminated medical waste, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, suspension devices, musculoskeletal devices, kinesiology tapes, orthoses and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel packs for medical purposes, chemically activated cooling gel bags for medical purposes, belts with heating pads for medical purposes, wheelchairs, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, hospital bed pads, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, medical tweezers, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental masks], catgut [surgical thread], therapeutic nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, baby stroller covers, baby stroller straps, pushchair bags, pushchair baskets, pushchair accessories, means of transport for children and immobile persons, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets, paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, bottles, baby dishes, washing sponges, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, dental floss with batteries, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, pram toys, puzzles, milk, dairy products, milk porridge, baby milk porridge, milk substitutes and dairy products, milk-based products, milk-based drinks with a predominant milk content, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit,

mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic].

Class 39: Transportation and delivery of goods; Packaging and storage of goods; Delivery of postal items; Messenger courier services; Information, counselling and consulting services within the framework of the aforesaid services, included in Class 39.

Class 41: Education and instruction services; Publishing; Electronic publishing services; Publishing services for books and magazines; Organisation, arranging and conducting of conferences, congresses and symposiums; Arranging and conducting of workshops [training]; Information, counselling and consulting services within the framework of the aforesaid services, included in Class 41.

Class 44: Pharmaceutical services; Pharmacy advice; Pharmacy; Preparation of prescriptions by pharmacists; Individual preparation of medicines; Operation of pharmacies; Operating a medicament dispensary; Pharmacy advice; Advisory services relating to pharmaceuticals; Telemedicine services; Health counselling; Medical and healthcare services; Animal healthcare services; Hygienic and beauty care for human beings or animals; X-ray examinations and Collection of blood samples; Services relating to in-vitro fertilisation; Medical equipment rental; Medical advice for persons with disabilities; Fitting of prosthetic devices; information, advisory, consultancy services, in the following fields: pharmacology, Pharmacy, healthcare industry.

The relevant factors relating to the comparison of the goods or services include, inter alia, their nature, their intended purpose, their method of use and whether they are in competition with each other or are complementary ('the Canon criteria'). It is also necessary to take into account, besides the Canon criteria, other factors, namely distribution channels, the relevant public and the usual origin of the goods or services (02/06/2021, T-177/20, Hispano Suiza / Hispano Suiza, EU:T:2021:312, § 21-22).

It is to be noted that according to Article 33(7) EUTMR, goods or services are not regarded as being similar to or dissimilar from each other on the ground that they appear in the same or different classes under the Nice Classification.

PRELIMINARY REMARK

As regards the opponent's services in Class 35, namely the specification '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*', the Opposition Division recalls that this specification refers to retail or wholesale services in general. As such, these services are unclear and imprecise since they do not specify the goods or types of goods to which those services relate (see, to this effect, 07/07/2005, C-418/02, Praktiker, EU:C:2005:425, § 50).

Unclear and imprecise terms can only be taken into account in their most natural and literal sense. They cannot be construed as constituting a claim to goods or services that cannot be recognised by this meaning without further specification. While the opponent's unclear and imprecise term referred to above can be understood in its natural meaning as referring to the

action or business of selling goods or commodities for use or consumption, this abstract meaning does not sufficiently reveal its specific commercial nature, that is to say to what goods or types of goods those services relate. Retail/wholesale services can satisfy different shopping needs relating to goods of different market sectors and thus target different consumers offered through different distribution channels by different undertakings. It follows that the above cited services of the opponent cannot be construed as relating to or involving any of the contested goods when such circumstances cannot be understood from its natural and literal meaning.

Therefore, even if the opponent's services '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*' and the contested retail/wholesale services in relation to specific goods can be compared and considered to have the same or a similar nature, purpose and methods of use in the sense that they are services aimed at allowing consumers to satisfy different shopping needs in one place, on the basis of the insufficient information and facts provided by the imprecise specification of the earlier mark, the services under comparison cannot be considered to involve goods that are commonly retailed together in the same outlets or target the same relevant public. Furthermore, they cannot be considered complementary to each other or in competition, and it cannot be considered that the providers of the services concerned are usually the same. Consequently, in the absence of a further specification (by way of a partial surrender) of the unclear and imprecise term '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*', these services cannot be considered to share sufficient relevant factors with the contested retail/wholesale services in relation to specific goods in Class 35 for a finding of any similarity between them. Therefore, they must be considered dissimilar.

The same conclusions must be drawn in relation to the wide range of the contested goods and services in the remaining classes. While the opponent's unclear and imprecise term '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*' can be understood in its natural meaning as referring to the action or business of selling goods for use or consumption, this abstract meaning does not sufficiently reveal its specific commercial nature, that is to say to what goods or types of goods those services relate. Retail services can satisfy different shopping needs relating to goods of different market sectors and thus target different consumers offered through different distribution channels by different undertakings. It follows that these services of the opponent cannot be construed as relating to or involving the contested goods and services when such circumstances cannot be understood from their natural and literal meaning.

Retail/wholesale services in general are not similar to any goods that are capable of being sold by retail or wholesale. Apart from being different in nature, given that services are intangible whereas goods are tangible, they serve different needs. Furthermore, the method of use of those goods and services is different. They are neither in competition with, nor necessarily complementary to, each other.

Furthermore, while retail/wholesale services of specific goods may be similar to varying degrees to specific goods that will depend on the degree of similarity between the goods themselves, also taking into account other relevant factors, such as a possible complementarity between them (if the goods at issue are identical), whether they target the same relevant public, if there is a close connection between them on the market from the perspective of the consumer, if they are commonly offered for sale in the same specialised shops or in the same sections of department stores or supermarkets and whether they belong to the same market sector, etc.

However, in the present case, while the opponent's '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*' must necessarily

entail the action or business of selling goods or commodities, on the basis of the insufficient information and facts provided by the imprecise specification of the earlier mark, the contested goods and services and the opponent's '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*' in Class 35 cannot be considered to target the same relevant public or share the same distribution channels nor can it be considered that there is a close connection between them on the market or that they belong to the same market sector. Furthermore, it cannot be considered that they are complementary to each other or in competition. Consequently, in the absence of a further specification (by way of a partial surrender) of the unclear and imprecise term '*offering products for third parties in order to enable consumers to conveniently view and purchase these products*', these services cannot be considered to share sufficient relevant factors with the contested goods and services for a finding of any similarity between them. Therefore, they must be considered to be dissimilar.

On the basis of all the foregoing, the Opposition will proceed by comparing the remaining goods and services of the opponent with the contested goods and services.

In this regard, it is furthermore recalled that the similarity between the goods and services concerns a matter of law which has to be ruled on by the Office, if need be on its own motion, since it is necessary to resolve that matter in order to ensure a correct application of Article 8(1)(b) EUTMR (15/07/2015, T-24/13, CACTUS OF PEACE CACTUS DE LA PAZ / CACTUS, EU:T:2015:494, § 23). However, the comparison of goods should not be speculated on or extensively investigated ex officio (09/02/2011, T-222/09, Alpharen, EU:T:2011:36, § 31-32). This follows from Article 95(1) EUTMR, according to which, in inter-partes proceedings, the Office is restricted in its examination to the facts, evidence and arguments provided by the parties and the relief sought. Therefore, the submissions of the parties to provide specific and substantiated information may have a decisive impact on the outcome of a case, especially if the goods are not everyday mass consumption goods but specialised goods that are aimed at a professional public. In this respect, not every relevant factor has to be evaluated in the same way. There are factors that the Office is able to decide upon without any submissions from the parties, such as the nature and the purpose of the goods, whereas there are other factors, such as the producers, the distribution channels and a possible link of complementarity, which may need to be supported by evidence from the party that makes the claim of similarity between goods and, if appropriate, counter evidence from the other party (30/10/2015 – R 3045/2014-2 – ENERLIGHT / EVERLIGHT (fig.) et al., § 26). The Opposition Division reiterates these fundamental principles since the opponent in fact provided arguments that are rather generic and often do not truly substantiate the different factors that come into play when assessing similarity, in particular considering the exhaustive list of goods and services at issue which also include several goods and services of rather specialized nature.

Contested goods in Class 3

The contested goods in this class can be categorized as:

1) a wide range of cosmetics, namely *cosmetics and cosmetic preparations; preparations for personal hygiene; non-medicated cosmetics; cosmetics for use on the skin; cosmetic beauty creams, cosmetics for the use on the hair; make up foundations; beauty care cosmetics; colour cosmetics; decorative cosmetics; cosmetic moisturisers; cleansing milk for toilet; cosmetic dyes; depilatory preparations; nail hardeners [cosmetics]; eyebrow cosmetics; skin masks [cosmetics]; liners [cosmetics] for the eyes; self-tanning cosmetic lotions, self-tanning cosmetic creams; cosmetic face scrubs; make-up removing creams; astringents for cosmetic purposes; balms, other than for medical purposes; colorants for toilet purposes; hair removing preparations; shaving and after shaving preparations; shaving stones [astringents]; deodorants for human beings or for animals; eau de cologne; cosmetic preparations for baths;*

nail varnish; adhesives for cosmetic purposes; make-up; massage gels, other than for medical purposes; soap; antiperspirant soap; deodorant soap; varnish-removing preparations; nail stickers; pomades for cosmetic purposes; powder for make-up; lipsticks; toilet water; cosmetic pencils; cotton wool for cosmetic purposes; cotton swabs for cosmetic purposes; cosmetic wipes; petroleum jelly for cosmetic purposes; after-shave lotions; depilatory wax; oils for toilet purposes; children cosmetics; wet wipes; pre-moistened sanitary wipes; baby wipes impregnated with cleaning preparations; anti-rash diaper cream; maternity and nursing cosmetics; herbal extracts for cosmetic purposes; preparations for the care of the hair, skin and of the nails; cosmetic preparations for hair care, cosmetic preparations for skincare, cosmetic nail care preparations; hair-care and hair-washing preparations; cosmetic preparations for hair cleaning and revitalisation; hair tonic; hair conditioners; hair dyes; shampoos; hair masks; hair serums; hair spray; hair glazes; hair pomades; hair fixers; dry shampoos; animal shampoos; toothpaste; tooth gel; moistened tooth powder; dentifrices; disclosing tablets for personal use in indicating tartar on the teeth; soluble tablets for cleaning dentures; mouthwashes, not for medical purposes; douching preparations for personal sanitary or deodorant purposes [toiletries]; vaginal washes for personal sanitary or deodorant purposes; vaginal washes for personal sanitary or deodorant purposes; gels for personal hygiene; cleansing wipes for intimate hygiene; cosmetic preparations for slimming purposes; cleaner for cosmetic brushes; Perfumery and fragrances.

and

2) various cleaning products, namely *leather bleaching preparations; oils for cleaning purposes; cleaning and fragrancng preparations; substances for laundry use; fabric softeners for laundry use; laundry powder for children; fabric softeners for laundry use for children.*

As regards the goods listed above under point 1), they present certain similarities with the opponent's *consultancy in the field of beauty and make-up; consultancy in the field of cosmetic, regenerative and beautification services; consultations and information in the field of beauty* in Class 44. These goods and services have the same purpose (i.e. beautification and general bodily hygiene), and they may coincide in their consumers, distribution channels and they are complementary, too. Therefore, they are similar.

The goods listed under point 2) consist of various cleaning preparations. As such, they have no relevant link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic, hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services; in Class 41 various education, training, entertainment and publishing services; and in Class 44 various advisory and consultation services in the fields of beauty, make-up, cosmetics, nutrition, and aesthetic care.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary.

Consequently, the contested *leather bleaching preparations; oils for cleaning purposes; cleaning and fragrancng preparations; substances for laundry use; fabric softeners for laundry*

use; laundry powder for children; fabric softeners for laundry use for children must be found to be dissimilar to all of the opponent's goods and services.

Contested goods in Class 5

The contested goods in this class can be categorized as:

1) broadly worded pharmaceutical and medical products as well as dietetic and other nutrition- or digestion-related products, namely

pharmaceutical, medical and veterinary products and preparations, all included in this class; medicinal preparations, medicinal supplements; pharmaceutical and medical products and preparations, for use in the following fields: hair care, skin care, nail care; pharmaceutical and medicinal products and preparations for hair care in the form of tablets, pills or capsules, medicinal preparations for stimulating hair growth or against hair loss; balms for medical purposes; medicated shampoos, hair lotions of a pharmaceutical nature; medical devices and preparations included in this class; toothpastes with medicinal effects; medicated mouthwash; antiseptic mouthwashes; adhesives for dentures; cosmetic preparations for medical purposes; herbal extracts for medical purposes; dietary supplements for humans and animals; dietetic foods and substances adapted for medicinal or veterinary use; dietary supplements and dietetic preparations; medical food and dietetic products and preparations, for medical use; medicinal dietary and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair or other parts of the musculoskeletal system and the human body; dietetic foods with arthral protein adapted for medical purposes; amino acids for medical purposes; collagen for medical purposes; herbal products for medical purposes; medicinal drinks; gelatine products for medical purposes; vitamin d; food supplements for medical purposes; vitamin preparations and supplements; infant formula; powdered milk for babies; powdered milk for babies and children; milk powders [foodstuff for babies]; powdered milk foods for infants; special milks for pharmaceutical purposes; special milk for infants, toddlers and children; hypoallergenic and anti-reflux milk; food for babies; food for children, namely infant formula; food for babies, namely infant formula; food for babies made from fruit, vegetables and meat and vegetables, namely infant formula; dietetic goods and preparations for infants, toddlers and children; food for special medical purposes; medicated soap; medicinal preparations, for use in the following fields: oral hygiene; medicinal preparations; medicinal tea and herbs; medical dietetic foodstuffs; food supplements vitamin, mineral, protein and protein preparations (nutritional supplements); dietary fibre; medicinal and non-medicinal preparations intended to stimulate, to enhance performance and to stimulate regeneration, reduce weight, increase body immunity and improve health; nutrition for joints; nutritional preparations to supplement food, including fitness preparations, included in this class; dietary supplements for strengthening the immune system and improving physical health; pharmaceutical products and other products for human or veterinary medical use; analgesics; anaesthetics; vermifuges; germicides; antibiotics; alginates; alkaloids for medical purposes; alcohol for medical purposes; alcohol for pharmaceutical purposes; herbal teas for medicinal purposes; medicinal herbs; medicinal mud; bacterial preparations for medical and veterinary use; balms for medical purposes; bicarbonate of soda for pharmaceutical purposes; albuminous preparations for medical purposes; biological preparations for medical purposes; biological preparations for veterinary purposes; bismuth preparations for pharmaceutical purposes; bronchodilating preparations; abrasives (dental-); tobacco-free cigarettes for medical purposes; diagnostic preparations for medical purposes; digestives for pharmaceutical purposes; drugs for medical purposes; dietetic substances adapted for medical use; dietetic foods adapted for medical purposes; mineral food supplements; nutritional supplements; enzyme preparations for medical purposes; enzyme preparations for veterinary purposes; eucalyptol for pharmaceutical purposes; fennel for medical purposes; ferments for pharmaceutical purposes; formic aldehyde for pharmaceutical purposes; fungicides; glucose; glycerine for medical purposes; guaiacol for pharmaceutical purposes; gamboge for medical purposes; haemorrhoid preparations; hormones for medical purposes;

chemical preparations for pharmaceutical purposes; quinine for medical purposes; hydrated chloral for pharmaceutical purposes; medicinal infusions; iodine and iodides for pharmaceutical purposes; tincture of iodine; jujube, medicated, for medical use; cream of tartar for pharmaceutical purposes; capsules for medicines; carbolineum [parasiticide]; cocaine for medical purposes; collodion for pharmaceutical purposes; medicinal roots; medicated bath salts; creosote for pharmaceutical purposes; curare; corn remedies; milk sugar for pharmaceutical purposes; dental lacquer; laxatives; lecithin for medical purposes; medicines for dental purposes; medicines for human purposes; medicines for veterinary purposes; first-aid boxes, filled; caustic pencils; liniments; magnesia for pharmaceutical purposes; sunburn ointments; ointments for pharmaceutical purposes; royal jelly for pharmaceutical purposes; medicinal infusions; menthol for medical purposes; preparations of microorganisms for medical and veterinary use; mineral waters for medical purposes; preparations for callouses; narcotics for medical purposes; acetates for pharmaceutical purposes; medicinal oils; tanning pills; opiates for medical purposes; wafers (capsules) for pharmaceutical purposes; opodeldoc; adhesive bands for medical purposes; pastilles for pharmaceutical purposes; belts for sanitary napkins [towels]; pectin for pharmaceutical purposes; peptones for pharmaceutical purposes; hydrogen peroxide for medical purposes; purgatives; propolis for pharmaceutical purposes; antiparasitic preparations; antiparasitic collars for animals; acaricides; appetite suppressants for medical purposes; reagent paper for medical or veterinary purposes; insect repellents; castor oil for medical purposes; sedatives; syrups for pharmaceutical purposes; salts for mineral water baths; mineral water salts; steroids; sulfonamides [medicines]; styptic preparations; starch for dietetic or pharmaceutical purposes; elixirs [pharmaceutical preparations]; charcoal for pharmaceutical purposes; soporifics; dietary fibre/dietary fiber; chewing-gum for medical purposes; homeopathic preparations; cosmetics for medical purposes; sterilizing preparations; veterinary preparations and articles; pharmaceutical preparations for use in urology; dietary supplements for men; dietary supplements to promote potency; dietary supplements to promote the prostate; dietary supplements to promote vitality; pharmaceutical and medical products and preparations for the normal function of vascular system and relief of the symptoms of discomfort and heaviness of legs; creams (medicated -) for the feet; gel for medical and therapeutic use; dietary supplements containing plant enzymes for use in systemic enzyme therapy; food supplements containing plant enzymes with reinforcing effects on the organism; pharmaceuticals, for use in the following fields: treatment of the respiratory system; herb-based food supplements, for use in the following fields: treatment of the respiratory system, mucus secretion support; anti-allergy sprays; anti-inflammatory sprays and preparations; medicinal sprays, medicated drops; medical mouth and throat sprays; medicinal sprays, for use in the following fields: throat pain relief; inhaled pharmaceutical preparations for the treatment of respiratory diseases and disorders; pharmaceuticals, for use in the following fields: treatment of blocked nose; nose drops; nose sprays; food supplements, for women planning a pregnancy; food supplements, for pregnant women up to 12 weeks of pregnancy; folic acid, for medical use; food supplements, for use in the following fields: protection of joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body; food supplements for joint regeneration and treatment of the musculoskeletal system with strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis; food supplements, for use in the following fields: calming, easy falling asleep and quality sleep; food supplements, for use in the following fields: normal function of the nervous system; pharmaceutical preparations for the relief of insect bites, pharmaceuticals, for use in the following fields: relief of urticaria, sunburn and superficial burns; medicated gels, for use in the following fields: alleviation of insect bites, urticaria, sunburn and superficial burns; anti-inflammatory gels; cold gels; cooling ointments; anti-inflammatory ointments; cooling sprays; medicated lozenges; medicated gels, medicinal ointments; tinctures for medical purposes; salts and salt solutions for medical purposes; mineral preparations; homeopathic preparations; pharmaceutical, homeopathic and vitamin preparations, all the aforesaid in the form of tablets, powders, soft capsules, hard jelly capsules and syrups; soap (disinfectant -); medicated soaps; dental floss, adapted for medical use.

and

2) various other hygienic-sanitary products, namely *chemical contraceptives; antipyretics; antiseptics; antigout preparations; deodorants, other than for human beings or for animals; detergents for medical purposes; personal sexual lubricants; diapers for pets; chemical preparations for treating mildew; detergents for medical purposes; self-adhesive tapes for medical purposes; sanitary preparations for medical use; disinfectants and antiseptics; disinfectants for hygiene purposes; babies' diapers; diapers for incontinence; diapers for incontinence; incontinence garments; disposable pads for incontinence; diapers for incontinence; adult diapers; paper diapers; diapers made of cellulose; pant liners for incontinents; nappies of paper for incontinents; incontinence pads; cotton swabs for medical purposes; cotton ear swabs for children, for medical use; absorbent articles for personal hygiene; feminine hygiene products; vaginal washes for medical purposes; douching preparations for medical purposes; vaginal washes for medical purposes; vaginal moisturizers; preparations for vaginal moisturising; medicated gels for intimate care and hygiene; medicinal pre-moistened hygienic wipes; breast-nursing pads; absorbent disposable mats; diaper changing mats, disposable, for babies; menstruation knickers; menstruation bandages; postpartum underwear; lint for medical purposes; smelling salts; contact lens cleaning preparations; chemical preparations for the diagnosis of pregnancy; haemostatic pencils; vulnerary sponges; surgical bandages; menstruation pads and tampons; adhesive plasters; dressings, medical; poultices; bandages; compresses; wiping tampons, for medical use; solutions for contact lenses; wart pencils; wadding for medical purposes; medical dressings; sanitary tampons; absorbent pads; nappies for patients; abdominal scarves, for medical use; material for stopping teeth, dental wax; elastic bandages [dressings]. gauze for dressings; mustard plasters; preparations for destroying vermin; herbicides; sanitary preparations and articles; suppositories; pessaries.*

As regards the goods listed under the point 1), they present certain similarities with the opponent's *consultancy in the field of nutrition; consultancy in the field of cosmetic, regenerative and beautification services* in Class 44. It is, in fact, not uncommon that various medical conditions will also require adjustment or modification of one's nutritional habits, in addition to taking certain medicine or using various medical or sanitary products. Therefore, these goods and services have the same essential purpose, that is, to improve one's health, and they may also coincide in their consumers, distribution channels and manufacturers/providers. Therefore, they are similar, at least, to a low degree.

The goods listed under the point 2) consist of various products used for sanitary-hygienic purposes. As such, they have no relevant link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services and in Class 41 various education, training, entertainment and publishing services.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary.

Consequently, the contested *chemical contraceptives; antipyretics; antiseptics; antigout preparations; deodorants, other than for human beings or for animals; detergents for medical purposes; personal sexual lubricants; diapers for pets; chemical preparations for treating mildew; detergents for medical purposes; self-adhesive tapes for medical purposes; sanitary preparations for medical use; disinfectants and antiseptics; disinfectants for hygiene purposes; babies' diapers; diapers for incontinence; diapers for incontinence; incontinence garments; disposable pads for incontinence; diapers for incontinence; adult diapers; paper diapers; diapers made of cellulose; pant liners for incontinents; nappies of paper for incontinents; incontinence pads; cotton swabs for medical purposes; cotton ear swabs for children, for medical use; absorbent articles for personal hygiene; feminine hygiene products; vaginal washes for medical purposes; douching preparations for medical purposes; vaginal washes for medical purposes; vaginal moisturizers; preparations for vaginal moisturising; medicated gels for intimate care and hygiene; medicinal pre-moistened hygienic wipes; breast-nursing pads; absorbent disposable mats; diaper changing mats, disposable, for babies; menstruation knickers; menstruation bandages; postpartum underwear; lint for medical purposes; smelling salts; contact lens cleaning preparations; chemical preparations for the diagnosis of pregnancy; haemostatic pencils; vulnerary sponges; surgical bandages; menstruation pads and tampons; adhesive plasters; dressings, medical; poultices; bandages; compresses; wiping tampons, for medical use; solutions for contact lenses; wart pencils; wadding for medical purposes; medical dressings; sanitary tampons; absorbent pads; nappies for patients; abdominal scarves, for medical use; material for stopping teeth, dental wax; elastic bandages [dressings]. gauze for dressings; mustard plasters; preparations for destroying vermin; herbicides; sanitary preparations and articles; suppositories; pessaries must be found to be dissimilar to all of the opponent's goods and services.*

Contested goods in Class 8

The contested *manually operated implements, in particular razors, shearers (hand instruments), nail scissors and clippers, pedicure scissors, pedicure tweezers, razor blades* are instruments which are or may be used in beauty care, therefore, they are similar to a low degree to the opponent's *consultancy in the field of cosmetic, regenerative and beautification services* in Class 44. The opponent's services commonly include advice on which beauty care instruments to use/purchase, and such service providers may offer for sale various instruments for hygienic and beauty care. In such cases, the goods and services coincide in their consumers and distribution channels, at least.

Contested goods in Class 9

The contested *head protection; protective helmets for children; covers for sockets, baby monitors; video baby monitors; safety, security, protection and signalling devices; corrective eyewear; measuring apparatus and tools; disposable gloves for laboratory use* have no relevant point of contact the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services and in Class 41 various education, training, entertainment and publishing services.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary. Consequently, they must be considered dissimilar.

Contested goods in Class 10

The contested *medical apparatus, instruments and articles; materials for medical use in human medicine, excluding materials for dental use* include medical instruments such as glucometers, blood pressure monitors or medical scales. Furthermore, the contested *pulse meters; glucometers; physical therapy equipment; kinesiology tapes; electrical or electronic measuring devices, including instruments and apparatus for measuring body temperature* may be used in combination with certain nutritional regime to achieve weight loss, for example. As such, these goods have a certain link with the opponent's *consultancy in the field of nutrition* since these goods and services can also target the general public, they can share their general purpose (to restore and maintain human's health), and they are complementary, too. Therefore, these goods and services are similar to a low degree.

The above considerations do not apply to the remaining goods, namely *furniture and bedding for medical use; prosthetics and artificial implants; contraceptives, non-chemical; contraceptives (instruments and devices); aerosol dispensers for medical purposes; orthopaedic bandages; suspensory bandages; cupping glasses; crutches; balling guns; defibrillators; splints, surgical; drainage tubes for medical purposes, elastic; electrocardiographs; hematimeters; surgical apparatus and instruments; thread, surgical; clips, surgical; hypodermic needles; needles for surgical purposes; hearing protectors; inhalers; syringes for medical purposes; enema apparatus for medical purposes; cannulae; elastic stockings for surgical purposes; droppers for medical purposes; catheters; condoms; spermicidal condoms; trusses; massage apparatus; basins for medical purposes; receptacles for applying medicines; urinals being vessels; pads [pouches] for preventing pressure sores on patient bodies; orthopedic articles; orthopaedic articles and footwear; pessaries; blankets, electric, for medical purposes; incontinence sheets; sheets made of rubber for incontinence; incontinence bed pads; incontinence sheets for use with infants; incontinence sheets; incontinence sheets for use with babies; female urinary incontinence devices; apparatus for use in the control of incontinence; incontinence mattress protectors; bedding for medical purposes; stockings for varices; resuscitation apparatus; respirators; surgical drapes; gloves for medical purposes; injectors for medical purposes; tongue scrapers; maternity belts; thermometers for medical purposes; ear plugs; thermal packs for first aid purposes; apparatus, devices and products for childcare, namely apparatus, devices and articles for nursing infants, dummies for babies, teething soothers; feeding aids; dummies for babies; feeding bottles; feeding bottles; feeding bottles for children and babies; dummies for babies; feeding bottles; feeding bottles; feeding bottle valves; teething rings; teething soothers; breast pumps; electric and manual sputum aspirators; respiration monitors; intravascular implants, of the following materials: synthetic materials; shaped bed pillows (adapted for medical purposes); specially adapted containers for the disposal of medical instruments, syringes and other contaminated medical waste; dental apparatus; medical instruments and devices; sphygmotensimeters; protective cups; orthoses and abutments, for medical purposes; cooling and heating gel sheets, for medical purposes; chemically activated hot gel packs for medical use; chemically activated cold gel packs for medical use; belts with heating pads, for medical purposes; invalid walkers; stationary commode chairs, mobile commode chairs; overbed tables, for medical purposes; pillows for medical purposes; mattresses for medical purposes; draw-sheets for sick beds; bed sore pads; gloves for use during operations; latex gloves for medical use; medical hosiery; tweezers for medical use; medical scissors; small bottles for medical supplies; urine bags; urine test glasses; portable hand-held urinals; scalpels for medical use; face masks for medical use; surgical drapes; dental dams; catgut; therapeutic nose clips for the prevention of*

snoring; medical clothing; anti-rheumatism bracelets, anti-rheumatism rings; suture materials; foot massagers; hearing protection devices.

These contested goods have no sufficiently close link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services and in Class 41 various education, training, entertainment and publishing services.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary. Therefore, they are dissimilar.

Contested goods in Class 12

The contested *fitted footmuffs for prams; pushchair covers; fitted pushchair mosquito nets; pushchair covers; harnesses for prams; bags adapted for pushchairs; baskets for perambulators; pushchair accessories; mobility conveyances* consist of pushchair accessories and baskets. As such, they have no relevant link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services; in Class 41 various education, training, entertainment and publishing services; and in Class 44 various advisory and consultation services in the fields of beauty, make-up, cosmetics, nutrition, and aesthetic care.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary. Therefore, they are dissimilar.

Contested goods in Class 16

The contested goods in this class, namely *printed matter; papers; leaflets; specifications; labels; visiting cards; posters; pamphlets; magazines [periodicals]; catalogues; boxes of paper or cardboard; flyers; banners of paper; advertisement boards of paper or cardboard; bags and articles for packaging, wrapping and storage, of paper, cardboard or plastics; cream containers of paper; bags and pouches made of paper, cardboard or plastics, for packaging; bibs of paper; tissues of paper for removing make-up; make-up pads of paper for removing make-up; wrapping paper; adhesive printed labels intended exclusively for cosmetics* at least overlap with the opponent's *printed matter, in particular newspapers, magazines, brochures, advertising material; packaging of paper, cardboard or plastic within this class; paper and cardboard*. Therefore, these goods under comparison are identical.

Contested goods in Class 21

The contested *combs and hairbrushes* are used for beautification purposes. As such, they are similar to a low degree to the opponent's *consultancy in the field of cosmetic, regenerative and beautification services* in Class 44 since these goods and services may have the same distribution channels and target the same public.

The remaining contested goods in this class, namely *oral care kits comprising toothbrushes and floss; toothbrushes; interdental brushes for cleaning the teeth; battery-powered dental flossers; flasks; children's dishes; sponges; toothbrush containers; pill organizers for personal use; toothbrush holders* are various oral care kits and containers and household goods which have no relevant link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services; in Class 41 various education, training, entertainment and publishing services; and in Class 44 various advisory and consultation services in the fields of beauty, make-up, cosmetics, nutrition, and aesthetic care.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary. Therefore, they are dissimilar.

Contested goods in Classes 25, 28, 29 30, 32

The contested goods in these classes consist of various clothing articles in Class 25, toys in Class 28 and milk, milk products and various foodstuffs and beverages in Classes 29, 30, 32.

These contested goods clearly do not have any relevant link with the opponent's goods and services which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services; in Class 41 various education, training, entertainment and publishing services; and in Class 44 various advisory and consultation services in the fields of beauty, make-up, cosmetics, nutrition, and aesthetic care.

These contested goods and the opponent's goods and services differ in their purpose, consumer, manufacturer/provider and usual distribution channel. Furthermore, they are neither in competition nor complementary. Therefore, they are dissimilar.

Contested services in Class 35

Advertising, marketing; of advertising space are identically included in both lists of services.

The contested *online promotion, on-line marketing; publicity and sales promotion services; distribution of product samples; direct mail advertising; presentation of goods and services; product demonstrations and product display services; publicity material rental; rental marketing research; opinion polling; radio and television advertising* are contained in and, therefore identical to the opponent's advertising, marketing.

The contested *business consulting; commercial information and advice for consumers in the choice of products and services; commercial intermediation services; arranging of trading transactions and commercial contracts; commercial administration of the licensing of the goods and services of others; business assistance; management and administration; administrative data processing; human resources management and recruitment services; clerical services; business analysis* are contained in and, therefore identical to the opponent's *business management; business administration; office work*.

Furthermore, since the opponent's services in Class 35 include *operation of wholesale, supermarket, retail, department stores and online shops, namely arranging and concluding contracts for the purchase and sale of goods and for the use of business services* in relation to a wide range of goods, these services of the opponent must be found to be similar, on grounds of coinciding purpose, nature, providers and consumers, to the contested *mediation of purchase and sale of cosmetics and cosmetic products, personal hygiene products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eyeliners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, toilet dyes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, detergents and fragrances, laundry detergents, fabric softeners, laundry detergents for children, fabric softeners for children, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, gels for intimate hygiene, cleansing wipes for intimate hygiene, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary products and preparations, pharmaceuticals and supplements, hygiene products and preparations, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal*

rinses, vaginal moisturising preparations, preparations for moistening the vagina, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, hygienic preparations for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, baby nappies, incontinence nappies, incontinence pads, incontinence garments, disposable incontinence pads, incontinence nappies, adult nappies, disposable paper nappies, cellulose nappies, incontinence pads, paper nappies for incontinent people, sanitary napkins for incontinent people, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent personal hygiene products, bra pads [for breastfeeding], absorbent disposable pads, disposable baby nappy changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, disinfectants, antibiotics, contraceptives [chemical], antipyretics, antiseptics, alginates, alkaloids for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, dressing gauze, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, healing [medical] mushrooms [not food], hormones for medical purposes, mustard plasters, chemical preparations for pharmaceutical purposes, quinine for medical purposes, surgical bandage, chloral hydrate for pharmaceutical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture,

jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carbolium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, first aid kits including contents, etching sticks, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menstrual pads and tampons, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, dressing material, compresses, bandages, pressure bandages, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, personal sexual lubricants, adhesive strips for medical use, pastilles for pharmaceutical purposes, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, diapers for pets, chemicals for treating mould, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite control preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, insect repellents, castor oil for medical purposes, contact lens solutions, sedatives, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [pharmaceuticals], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping preparations, cotton wool for medical purposes, dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, medical dressings, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for patients, abdominal dressings for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, herbicides, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors,

clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, disposable gloves for laboratory use, medical apparatus, instruments and supplies, furniture and bedding for medical purposes, prosthetic products and artificial implants, materials for medical use in human medicine, except materials for dental use, contraceptives, except chemical contraceptives, contraceptives [instruments and appliances], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the physically handicapped, pill dispensers, defibrillators, surgical splints, elastic medical drains, electrocardiographs, haematometers, surgical instruments, surgical threads, surgical clamps, needles, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, droppers for medical purposes, catheters, condoms, hernia belts, massage devices, bowls for medical purposes, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and shoes, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for incontinence patients, incontinence sheets for young children, incontinence aids for women, devices and equipment used for incontinence control, protective mattress covers for incontinent patients, bedding for medical purposes, pulse-meters, varicose vein stockings, resuscitation equipment, respirators, surgical drapes, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, thermometers for medical purposes, earplugs, heating packs for first aid, apparatus, equipment and articles for the care of infants, namely breastfeeding apparatus, equipment and aids, pacifiers, teething pain relief, feeding aids, pacifiers, baby bottles, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby bottle suction bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, moulded bed pillows [adapted for medical purposes], specially treated containers for the disposal of medical instruments, syringes and other contaminated medical waste, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, suspension devices, musculoskeletal devices, kinesiology tapes, orthoses and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel packs for medical purposes, chemically activated cooling gel bags for medical purposes, belts with heating pads for medical purposes, wheelchairs, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, hospital bed pads, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, medical tweezers, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental masks], catgut [surgical thread], therapeutic nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, baby stroller covers, baby stroller straps, pushchair bags, pushchair baskets, pushchair accessories, means of transport for children and immobile persons, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets, paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, bottles, baby dishes, washing sponges, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated

dental floss, dental floss with batteries, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, pram toys, puzzles, milk, dairy products, milk porridge, baby milk porridge, milk substitutes and dairy products, milk-based products, milk-based drinks with a predominant milk content, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic].

As regards the remaining contested services in this class, the following considerations must be made:

Retail/wholesale services concerning the sale of specific goods are similar to an average degree to these specific goods (20/03/2018, T-390/16, DONTORO dog friendship (fig.) / TORO et al., EU:T:2018:156, § 33; 07/10/2015, T-365/14, TRECOLORE / FRECCIE TRICOLORI et al., EU:T:2015:763, § 34). Although the nature, purpose and method of use of these goods and services are not the same, they display similarities, as they are complementary and the services are generally offered in the same places where the goods are sold. Furthermore, they target the same public. In addition, there is a low degree of similarity between the retail/wholesale services concerning specific goods and other goods which are either similar or highly similar to those specific ones. This is because of the close connection between them on the market from the consumer's perspective. Consumers are used to a variety of similar or highly similar goods being brought together and offered for sale in the same specialised shops or in the same sections of department stores or supermarkets. Furthermore, they are of interest to the same consumers

A low degree of similarity between the goods sold at retail/wholesale and the goods themselves may also be sufficient to find a low degree of similarity with the retail/wholesale services, provided that the goods involved are commonly offered for sale in the same specialised shops or in the same sections of department stores or supermarkets, belong to the same market sector and, therefore, are of interest to the same consumer.

On this basis, and also taking into account the comparison of the goods and services above, the Opposition Division considers that the following contested services in Class 35 are similar, at least, to a low degree to the opponent's various printed matter in Class 16 and *consultancy in the field of beauty and make-up; consultancy in the field of nutrition; consultancy in the field of cosmetic, regenerative and beautification services; consultations and information in the field of beauty* in Class 44, given that these goods and services may commonly be offered for sale in the same specialised shops, belong to the same market sector and, therefore, are of interest to the same consumer:

Retail services, wholesale services, purchase, on-line purchase of cosmetics and cosmetic products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, colour cosmetics, decorative cosmetics, cosmetic moisturisers, toilet cleansing lotions, cosmetic paints, depilatory products, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, facial cosmetic peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for therapeutic purposes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorising soaps, medical soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary wipes, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, fragrances, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair, skin and nail care products, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair straighteners, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, soluble tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, cosmetic products for slimming, cosmetic brush cleaners, pharmaceutical, medical and veterinary products and preparations, pharmaceuticals and supplements, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for medical purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, hygienic preparations for medical purposes, cosmetic preparations for therapeutic purposes, herbal extracts for medical purposes, food supplements for human and animal use, dietary foods and dietary preparations for medical or veterinary purposes, food supplements and dietary preparations, medical food and dietary products and preparations for medical purposes, medical food and dietary products and preparations for medical purposes intended to protect joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical use, collagen for medical use, herbal products for medical use, herbal drinks, gelatine products for medical use, vitamin D, food supplements for medical use, vitamin preparations and supplements, infant milks, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powder meals, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, foods for infants and toddlers, foods for children as infant formula, baby food as infant formula, fruit, vegetable and meat and vegetable baby food as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, medicated soaps, medicated oral hygiene products, medicated herbs and teas, dietary foods for therapeutic purposes, vitamin supplements, mineral, protein and protein preparations [dietary supplements], dietary fibre, therapeutic and non-therapeutic preparations used for stimulation, to increase performance and speed up recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional preparations for supplementing the diet, including fitness preparations, food supplements used to strengthen the body's immunity and improve physical health, pharmaceutical products

and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterials, antibiotics, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for animal health purposes, bismuth preparations for pharmaceutical purposes, diagnostic preparations for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, ferments for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, healing [medical] mushrooms [not food], hormones for medical purposes, chemical preparations for pharmaceutical purposes, quinine for medical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medical purposes, carbolium [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, curare, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, dental medicines, medicines for human medicine, pharmaceuticals for veterinary purposes, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, pastilles for pharmaceutical purposes, propolis for pharmaceutical purposes, anti-parasitic preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, dietary supplements for men, dietary supplements to support potency, dietary supplements to support the prostate, dietary supplements to support vitality, pharmaceutical and medical products and preparations for the normal function of the vascular system and to relieve the feeling of tired and heavy legs, medicated foot creams, gels for medical and therapeutic purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical products for the treatment of the respiratory system, herbal dietary supplements to treat the respiratory system and promote mucus secretion, anti-allergic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for treating the mouth and pharynx, medicated sprays for relieving sore throat, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, food supplements for women planning pregnancy, food supplements for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements designed to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect designed to treat joint pain caused by arthrosis and arthritis, a food supplement for calming, easy falling asleep and quality sleep, a food supplement for the normal function of the nervous system, pharmaceutical preparations to relieve insect bites, urticaria, sunburn and superficial burns, healing gels to relieve insect bites, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, healing pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin

preparations in tablet, powder, soft capsule, hard gelatine capsule and syrup form, products for the control of harmful animals, materials for filling teeth and for dental impressions, hand-powered tools, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, measuring instruments and tools, electrical or electronic measuring instruments, including instruments and apparatus for measuring body temperature, medical apparatus, instruments and supplies, materials for medical use in human medicine, except materials for dental use, thermometers for medical purposes, blood glucose measuring devices, dental devices, medical instruments and equipment, blood pressure monitors, kinesiology tapes, printed matter, paper, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or cardboard boxes, leaflets, paper banners, paper or paper-board advertising signs, bags and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, bags and pouches of paper, paper-board or plastics for packaging, paper bibs, paper make-up remover wipes, paper make-up remover pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, washing sponges; And Retail and wholesale sales and retail and wholesale on-line sales of cosmetics and beauty products, personal care products, non-medicated cosmetics, skin cosmetics, body and hair cosmetics, foundation cosmetics, beautifying cosmetics, coloured cosmetics, decorative cosmetics, cosmetic moisturisers, cleansing lotions for toiletries, cosmetic paints, depilatory preparations, nail strengtheners [cosmetics], eyebrow cosmetics, face masks [cosmetics], eye-liners [cosmetics], self-tanning lotions and cosmetic creams, cosmetic facial peels, make-up removing creams, astringent preparations for cosmetic purposes, balms other than for medical purposes, skin bleaching and cleansing preparations, cleansing oils, depilatory preparations, shaving and after-shave preparations, astringents, deodorants for human or animal use, colognes, cosmetic bath preparations, nail varnishes, adhesives for cosmetic purposes, make-up, massage gels other than for medical purposes, soaps, antiperspirant soaps, disinfectant soaps, deodorizing soaps, medicated soaps, nail polish removers, nail stickers, pomades for cosmetic purposes, cosmetic powder, lipsticks, toilet waters, cosmetic pencils, cotton wool for cosmetic purposes, cotton buds for cosmetic purposes, cosmetic wipes, petroleum jelly for cosmetic purposes, aftershave, depilatory waxes, oils for toilet purposes, cosmetics for children, wet wipes, wet sanitary napkins, baby cleansing wipes, diaper rash creams, cosmetics for pregnant and lactating women, herbal extracts for cosmetic purposes, hair, skin and nail care products, hair care products, skin and nails, cosmetic preparations for hair, skin and nail care, preparations for washing and treating hair, cosmetic preparations for cleaning and revitalising hair, hair lotions, hair conditioners, hair dyes, shampoos, hair masks, hair serums, hair sprays, hair glosses, hair pomades, hair sealants, dry shampoos, pet shampoos, toothpastes, gel toothpastes, tooth powders in paste form, tooth cleaning preparations, detection tablets for personal use in the indication of tartar, dissolvable tablets for cleaning dentures, non-medicated mouthwashes, perfumery and fragrance preparations, intimate hygiene washes and deodorants, vaginal rinses for personal hygiene or as deodorants, vaginal rinses for intimate hygiene or deodorant use, cosmetic slimming preparations, cosmetic brush cleansers, pharmaceutical, medical and veterinary products and preparations, pharmaceutical preparations and supplements, hygiene preparations and products, pharmaceutical and medical products and preparations for hair, skin and nail care, pharmaceutical and medical products and preparations for hair care in tablet, pill or capsule form, pharmaceutical preparations for stimulating hair growth or preventing hair loss, balms for therapeutic purposes, medical shampoos and pharmaceutical hair washes, medical devices and preparations, toothpastes with therapeutic effects, medical mouthwashes, antiseptic mouthwashes, adhesives for attaching dentures, cosmetic preparations for medical purposes, herbal extracts for medical purposes, food supplements for human and animal use, dietary foods and dietetic preparations for medical or veterinary purposes, food supplements and dietetic preparations, medical food and dietetic products and preparations for medical purposes, medical food and dietetic products and preparations for medical purposes intended for the protection of joints, ligaments, skin, hair and other parts of the musculoskeletal system and the human body, dietetic foods with joint protein for medical use, amino acids for medical

use, collagen for medical use, herbal products for medical purposes, medical beverages, gelatine products for medical purposes, vitamin D, food supplements for medical purposes, vitamin preparations and supplements, infant milk, infant milk powder, powdered milk for infant and toddler nutrition, powdered milk [infant formula], infant milk powdered foods, special milks for pharmaceutical purposes, special milks for infants, toddlers and children, hypo-allergenic and anti-reflux milks, food for infants and toddlers, food for children as infant formula, baby food as infant formula, baby fruit snacks, vegetable and meat and vegetable products as infant formula, fruit nectars for infants and children, dietetic products and preparations for infants, toddlers and children, food for special medical purposes, disinfectants and antiseptics, disinfectants for hygiene purposes, medicated soaps, oral hygiene products, medical herbs and teas, dietary foods for therapeutic purposes, vitamin, mineral, protein and protein supplements [food supplements], dietary fibre, therapeutic and non-therapeutic products for stimulation, performance enhancement and accelerated recovery, weight reduction, strengthening the body's immunity and improving health, joint nutrition, nutritional supplements to supplement the diet including fitness products, food supplements used to strengthen the body's immunity and improve physical health, pharmaceuticals and other products for therapeutic human or veterinary purposes, analgesics, anaesthetics, anthelmintics [drugs for expelling worms from the body], antibacterial, antibiotics, herbal teas for medical purposes, medical herbs, medical mud, bacterial preparations for medical and veterinary purposes, balms for medical purposes, sodium bicarbonate for pharmaceutical purposes, protein preparations for medical purposes, biological preparations for medical purposes, biological preparations for veterinary purposes, bismuth preparations for pharmaceutical purposes, diagnostic preparations for medical purposes, deodorants other than for human or animal use, detergents for medical purposes, digestives for pharmaceutical purposes, drugs for medical purposes, chemical preparations for the diagnosis of pregnancy, dietetic substances adapted for medical purposes, dietetic foodstuffs adapted for medical purposes, mineral food supplements, nutritional supplements, enzyme preparations for medical purposes, enzyme preparations for veterinary purposes, eucalyptol for pharmaceutical purposes, fennel for medical purposes, enzymes for pharmaceutical purposes, formaldehyde for pharmaceutical purposes, fungicide, glucose, glycerine for medical purposes, guaiacol for pharmaceutical purposes, healing [medical] mushrooms [not food], hormones for medical purposes, chemical preparations for pharmaceutical purposes, quinine for medical purposes, infusions [medical], iodides and iodine for pharmaceutical purposes, iodine tincture, jojoba for medical purposes, alum for pharmaceutical purposes, capsules for medicines, carbolic [parasite-killing agent], cocaine for medical purposes, collodion for pharmaceutical purposes, medical roots, medical bath salts, creosote [oily mixture of phenolic substances] for pharmaceutical purposes, corn remedies, lactose for pharmaceutical purposes, dental varnishes, laxatives, lecithin for medical purposes, medicines for teeth, medicines for human medicine, medicines for animal medicine, liniments [liquid ointments], magnesium [magnesium oxide] for pharmaceutical purposes, ointments for sunburn, ointments for pharmaceutical purposes, royal jelly for medical purposes, medical infusions, menthol for medical purposes, micro-organisms for medical and veterinary use, mineral waters for medical purposes, preparations for calluses, plasters, narcotics for medical purposes, tanning tablets, opiates for medical use, wafer capsules for pharmaceutical use, opodeldoc, pastilles for pharmaceutical purposes, chemical preparations for the treatment of fungus, laxatives, propolis for pharmaceutical purposes, anti-parasitic preparations, anti-parasitic collars for animals, mite-killing preparations, appetite suppressants for medical purposes, reagent paper for medical or veterinary purposes, castor oil for medical purposes, syrups for pharmaceutical purposes, mineral bath salts, mineral water salts, steroids, sulphonamides [medicines], styptics [preparations to stop bleeding], starch for dietetic or pharmaceutical purposes, tinctures [pharmaceutical preparations], dietary fibres, chewing gum for medical purposes, homeopathic products, medical cosmetics, veterinary products and preparations, pharmaceutical preparations for urology, dietary supplements for men, dietary supplements for potency support, dietary supplements for prostate support, dietary supplements for vitality support, pharmaceutical and therapeutic products and preparations

for the normal function of the vascular system and the relief of tired and heavy legs, medicated foot creams, gels for therapeutic and medical purposes, dietary supplements containing plant enzymes for systemic enzyme therapy, dietary supplements containing plant enzymes with strengthening effects on the body, pharmaceutical preparations for the treatment of the respiratory system, herbal dietary supplements for the treatment of the respiratory system and support mucus secretion, anti-analgesic sprays, anti-inflammatory sprays and preparations, medicated sprays and drops, medicated sprays for the treatment of the mouth and pharynx, medicated sprays for the relief of sore throats, pharmaceutical preparations for inhalation for the treatment of respiratory diseases and disorders, pharmaceutical preparations for the treatment of nasal congestion, nasal drops, nasal sprays, dietary supplements intended for women planning pregnancy, dietary supplements intended for pregnant women up to 12 weeks of pregnancy, folic acid for medical use, dietary supplements intended to protect joints, ligaments, tendons, cartilage, muscles, skin, hair, nails and other parts of the musculoskeletal system and the human body, dietary supplements for joint regeneration and treatment of the musculoskeletal system with a strong anti-inflammatory effect intended for the treatment of joint pain caused by arthrosis and arthritis, a dietary supplement intended for calming, easy falling asleep and quality sleep, dietary supplement for normal function of the nervous system, pharmaceutical preparations to relieve insect stings, urticaria, sunburn and superficial burns, medical gels to relieve insect stings, urticaria, sunburn and superficial burns, anti-inflammatory gels, cooling gels, cooling ointments, anti-inflammatory ointments, cooling sprays, medical pastilles, medical gels and ointments, tinctures for medical purposes, salts and saline solutions for medical purposes, mineral preparations, homeopathic preparations, pharmaceutical, homeopathic and vitamin preparations in tablets, powder, soft capsules, hard gelatine capsules and syrup, hand-powered instruments, in particular razors, clippers [hand-held clippers], nail and pedicure scissors and clippers, razors, measuring instruments and instruments, electrical or electronic measuring instruments including instruments and apparatus for measuring body temperature, medical apparatus, instruments and supplies, materials for human medical use, excluding materials for dental use, massage devices, thermometers for medical purposes, pulse meters, varicose vein stockings, kinesiology tapes, blood sugar measuring devices, dental devices, medical instruments and equipment, printed matter, paper, brochures, leaflets, instructions, labels, business cards, posters, brochures, magazines [periodicals], catalogues, paper or paper-board boxes, paper banners, paper or paper-board signs, paper or paper-board sacks and packaging and storage materials of paper, paper-board or plastics, paper packaging for dairy products, paper bags and sacks, cardboard or plastics for packaging, paper bibs, paper make-up wipes, paper make-up pads, wrapping paper, adhesive printed labels intended exclusively for cosmetic products, combs and hairbrushes, washing sponges,

The above considerations do not apply to the remaining contested services, and therefore, these contested services must be found to be dissimilar to the opponent's goods and services, namely

Retail services, wholesale services, purchase, on-line purchase of toilet dyes, laundry detergents, fabric softeners, laundry detergents for children, fabric softeners for children, baby nappies, incontinence nappies, incontinence pads, incontinence garments, disposable incontinence pads, incontinence nappies, adult nappies, disposable paper nappies, cellulose nappies, incontinence pads, paper nappies for incontinent people, sanitary napkins for incontinent people, dressing gauze, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent personal hygiene products, bra pads [for breastfeeding], absorbent disposable pads, disposable baby nappy changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, contraceptives [chemical], antipyretics, antiseptics, alginates, alkaloids for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, deodorants other than for human

or animal use, detergents for medical purposes, chemical preparations for the diagnosis of pregnancy, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, mustard plasters, surgical bandage, chloral hydrate for pharmaceutical purposes, first aid kits including contents, etching sticks, menstrual pads and tampons, dressing material, compresses, bandages, pressure bandages, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, personal sexual lubricants, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, diapers for pets, chemicals for treating mould, laxatives, insect repellents, contact lens solutions, sedatives, anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping preparations, cotton wool for medical purposes, medical dressings, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for patients, abdominal dressings for medical purposes, adhesive tapes for medical purposes, veterinary products and preparations, pharmaceutical preparations for urology, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, furniture and bedding for medical purposes, prosthetic products and artificial implants, contraceptives, except chemical contraceptives, contraceptives [instruments and appliances], aerosol dispensers for medical purposes, orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the physically handicapped, pill dispensers, defibrillators, surgical splints, elastic medical drains, electrocardiographs, haematometers, surgical instruments, surgical threads, surgical clamps, needles, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, herbicides, droppers for medical purposes, catheters, condoms, hernia belts, massage devices, bowls for medical purposes, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and shoes, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for incontinence patients, incontinence sheets for young children, incontinence aids for women, devices and equipment used for incontinence control, protective mattress covers for incontinent patients, bedding for medical purposes, resuscitation equipment, respirators, disposable gloves for laboratory use, surgical drapes, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, earplugs, heating packs for first aid, apparatus, equipment and articles for the care of infants, namely breastfeeding apparatus, equipment and aids, pacifiers, teething pain relief, feeding aids, pacifiers, baby bottles, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby bottle suction bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, moulded bed pillows [adapted for medical purposes], specially treated containers for the disposal of medical instruments, syringes and other contaminated medical waste, suspension devices, musculoskeletal devices, orthoses and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel packs for medical purposes, chemically activated cooling gel bags for medical purposes, belts with heating pads for medical purposes, wheelchairs, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, hospital bed pads, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, medical tweezers, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental masks], catgut [surgical thread], therapeutic nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, baby stroller covers, baby stroller straps, pushchair bags, pushchair baskets, pushchair accessories, means of transport for children and immobile persons, bottles, baby dishes, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, pram toys, puzzles, milk, dairy products, milk porridge, baby

milk porridge, milk substitutes and dairy products, milk-based products, milk-based drinks with a predominant milk content, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic]; gels for intimate hygiene, cleansing wipes for intimate hygiene, hygiene products and preparations, vaginal rinses, vaginal rinse preparations for medical use, therapeutic vaginal rinses, vaginal moisturising preparations, preparations for moistening the vagina, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, dental floss with batteries, disinfectants and antiseptics, disinfectants for hygiene purposes, disinfectants, detergents, adhesive strips for medical use, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, dental floss with batteries, adhesive strips for medical use; and Retail and wholesale sales and retail and wholesale on-line sales of toilet dyes, cleaning products and fragrances, detergents, fabric softeners, laundry detergents for children, fabric softeners for children, baby diapers, incontinence diapers, incontinence pads, incontinence garments, disposable incontinence pads, incontinence diapers, adult diapers, disposable paper diapers, cellulose diapers, incontinence pads, paper diapers for incontinent persons, sanitary napkins for incontinent persons, cotton buds for medical and cosmetic purposes, medical cotton buds for children's ears, absorbent products for personal hygiene, bra pads [for breastfeeding], absorbent disposable pads, disposable baby diaper changing pads, feminine hygiene products, sanitary panties, sanitary napkins, post-birth panties, contraceptives [chemical], antipyretics, antiuratics, alginates, alkaloid for medical purposes, alcohol for medical purposes, alcohol for pharmaceutical purposes, bronchodilator preparations, abrasives [for teeth], non-tobacco cigarettes for medical purposes, lint for pharmaceutical purposes, smelling salts, contact lens cleaning preparations, bandage gauze, gamboge for medical purposes, haemorrhoid preparations, haemostatic sticks, mustard plasters, surgical dressings, chloral hydrate for pharmaceutical purposes, first aid kits including contents, etching sticks, menstrual pads and tampons, bandage material, bandages, pressure bandage, wiping swabs for medical use, acetates for pharmaceutical use, oils for medical use, personal sex lubricants, sanitary napkin strips, pectin for pharmaceutical purposes, peptone for pharmaceutical purposes, hydrogen peroxide for medical purposes, pet diapers, contact lens solutions, sedatives, anti-wart sticks, animal carbon for pharmaceutical purposes, sleeping pills, cotton wool for medical purposes, medical bandages, medical swabs, sterilising agents, medical cleaning agents, absorbent pads, diapers for the sick, abdominal bandages for medical purposes, herbicides, safety helmets, child safety helmets, socket covers, baby monitors, video baby monitors, safety, security, protection and signalling devices, optical aids for the correction of visual defects, disposable gloves for laboratory use, furniture and bedding for medical purposes, prosthetic products and artificial implants, contraceptives, excluding chemical contraceptives, contraceptive devices [instruments and devices], aerosol dispensers for medical purposes,

orthopaedic bandages, bandages [suspensors], medical flasks, crutches for the disabled, pill dispensers, defibrillators, surgical splints, elastic drains for medical purposes, electrocardiographs, haemometers, surgical apparatus and instruments, surgical threads, surgical clamps, needles for injection, needles for surgical purposes, ear protectors, inhalers, syringes for medical purposes, irrigators for medical purposes, cannulas, stockings for surgical purposes, medical droppers, catheters, condoms, hernia belts, medical bowls, medicine containers, urine containers, elastic bandages, protective pads against bedsores, orthopaedic products, orthopaedic aids and footwear, pessaries, electrically heated pads for medical purposes, incontinence sheets, incontinence rubber sheets, incontinence bed pads, incontinence sheets for babies, incontinence sheets for patients with incontinence, incontinence sheets for young children, urinary incontinence aids for women, incontinence control devices and equipment, protective mattress covers for incontinent patients, bedding for medical purposes, resuscitation equipment, respirators, surgical masks, gloves for medical purposes, syringes for medical purposes, cervical spatulas, pregnancy belts, ear plugs, heating packs for first aid, apparatus, equipment and products for the care of infants, namely, breastfeeding apparatus, equipment and aids, pacifiers, teething pain relievers, feeding aids, pacifiers, baby bottles, baby and infant bottles with pacifiers, baby bottle soothers, baby sucking bottles, baby bottle containers, baby bottle caps, teething rings, teething aids, breast milk pumps, electric and manual mucus extractors, breath monitors, intravascular implants made of synthetic materials, shaped bed cushions [adapted for medical purposes], specially adapted containers for the disposal of medical instruments, syringes and other contaminated medical waste, suspensors, musculoskeletal devices, braces and supports for medical purposes, cooling and warming gel packs for medical purposes, chemically activated warming gel bags for medical purposes, chemically activated cooling gel bags for medical purposes, belts with warming pads for medical purposes, invalid walkers, fixed and mobile toilet chairs, bedside tables for medical purposes, pillows for medical purposes, mattresses for medical purposes, mattress pads for hospital beds, anti-decubitus pads, surgical gloves, latex medical gloves, medical stockings, tweezers for medical use, medical scissors, medical vials, urine bags, urine testing containers, portable hand-held urine containers, scalpels for medical use, drapes for medical use, surgical drapes, dental dam [dental drapes], catgut [surgical floss], medical nasal clips for snoring, clothing and footwear for medical and therapeutic purposes, anti-rheumatic bracelets and rings, wound closures, foot massagers, hearing protectors, baby stroller covers, baby stroller blankets, baby stroller mosquito nets, protective covers for prams, pram straps, pram bags, pram baskets, pram accessories, means of transport for children and immobile persons, bottles, baby dishes, underwear for pregnant and breastfeeding women, bibs, not paper bibs, cloth bibs, plastic bibs, clothing, headgear, toys, stroller toys, puzzles, milk, dairy products, baby formula, milk and milk substitutes, milk-based products, milk-based drinks, milk-dominated drinks, milk powder, milk powder, flavoured milk, processed fruit, mushrooms, vegetables, nuts and pulses, canned, frozen, dried and cooked fruit, mushrooms, vegetables, nuts and pulses, processed meat, fish, poultry and game, canned, frozen, dried and cooked meat, fish, poultry and game, prepared meals containing mainly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, baby food containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, ready meals containing predominantly meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, fruit-based snacks for babies, toddlers and children, vegetable and coconut milk [except ice cream], yoghurt, yoghurt drinks, yoghurt-based snacks, organic yoghurt-based snacks, snacks based on meat, fish, poultry, game, fruit, mushrooms, vegetables, nuts and pulses, vegetable and fruit purees, porridges, baby porridges, cereal-based porridges, rice, oat and maize porridges, milk-based cereal, rice, oat and maize porridges, baby cereal, rice, oat and maize porridges, baby foods [snack foods] with cereals, cereal, oat and wheat flakes, cornflakes, biscuits, semolina, rice, pasta, biscuits, crackers, baby crackers, baby biscuits, candy, tea, tea for babies, toddlers and children, milk ice cream, sorbets, frozen yoghurt as ice cream, soft drinks, fruit drinks and fruit juices, syrups and other non-alcoholic preparations for the preparation of beverages, fruit juice drinks, fruit nectar [non-alcoholic]; gels for intimate hygiene, cleansing wipes for intimate hygiene, vaginal rinses, vaginal rinse preparations for

medical use, therapeutic vaginal rinses, vaginal moisturising preparations, vaginal moisturising preparations, suppositories, vaginal suppositories, therapeutic gels for intimate care and hygiene, therapeutic moisturising sanitary napkins, hygienic preparations for medical purposes, disinfectants, curare, adhesive strips for medical purposes, insect repellents, adhesive tapes for medical purposes, products for the control of harmful animals, materials for dental fillings and dental impressions, dental care kits including toothbrushes and floss, toothbrushes, toothbrush cases, toothbrush holders, toothbrush stands, interdental brushes for cleaning teeth, medicine boxes for personal use, medicated dental floss, battery operated dental floss.

Contested services in Class 39

The contested services in this class, namely *transportation and delivery of goods; delivery of postal items; messenger courier services; information, counselling and consulting services within the framework of the aforesaid services, included in Class 39* at least overlap with the opponent's operation of online stores, namely sending goods (transport), operation of wholesalers, namely sending goods (transport). Therefore, these services are identical.

The contested packaging and storage of goods, information, counselling and consulting services within the framework of the aforesaid services, included in Class 39 are similar to the opponent's operation of online stores, namely sending goods (transport), operation of wholesalers, namely sending goods (transport) since these services may coincide in their consumers, distribution channels and providers.

Contested services in Class 41

The contested *education and instruction services; organisation, arranging and conducting of conferences, congresses and symposiums; arranging and conducting of workshops [training]; information, counselling and consulting services within the framework of the aforesaid services, included in Class 41* are contained in and, therefore, identical to the opponent's broad category of education.

The contested *publishing; electronic publishing services; publishing services for books and magazines* overlap or are contained in and, therefore, identical to the opponent's broad category of *publishing activities*.

Contested services in Class 44

The contested *hygienic and beauty care for human beings or animals* contain and, therefore, is identical to the opponent's *consultancy in the field of beauty and make-up; consultancy in the field of cosmetic, regenerative and beautification services; consultations and information in the field of beauty*.

The contested *pharmaceutical services; pharmacy advice; pharmacy; preparation of prescriptions by pharmacists; individual preparation of medicines; operation of pharmacies; operating a medicament dispensary; pharmacy advice; advisory services relating to pharmaceuticals; telemedicine services; health counselling; medical and healthcare services; animal healthcare services; x-ray examinations and collection of blood samples; medical advice for persons with disabilities; information, advisory, consultancy services, in the following fields: pharmacology, pharmacy, healthcare industry* are a wide range of pharmaceutical and medical services including giving advice in these areas. As such, these services are similar to a low degree to the opponent's *consultancy in the field of nutrition* since they may coincide in their providers and consumers, and also in their general purpose of improving one's health.

The remaining contested services, namely *services relating to in-vitro fertilisation; medical equipment rental; fitting of prosthetic devices* are rather specific medical services which have no relevant point of contact with the opponent's services in this class, namely *consultancy in the field of beauty and make-up; consultancy in the field of nutrition; consultancy in the field of cosmetic, regenerative and beautification services; consultations and information in the field of beauty*. These services usually differ in their providers, distribution channels, consumers and purpose. Furthermore, they are neither in competition nor complementary. The same findings apply in relation to the remaining goods and services of the opponent, namely which cover in Class 16 printed matter and paper-based products, including newspapers, magazines, books, brochures, advertising and promotional materials, stationery, office supplies, instructional materials, artworks, photographs, and packaging made of paper, cardboard, or plastic as well as hygiene paper products, paper bags, labels, stickers, and related packaging and printed materials; in Class 35 business management, administration, marketing, advertising services, in particular the presentation, promotion of a wide range of goods as well as arrangement of contract for sale thereof; in Class 38 various telecommunications services; in Class 39 various logistics services, in particular a range of transport, dispatch, and delivery services and in Class 41 various education, training, entertainment and publishing services.

Therefore, these contested services and the opponent's goods and services are dissimilar.

b) Relevant public — degree of attention

The average consumer of the category of products concerned is deemed to be reasonably well informed and reasonably observant and circumspect. It should also be borne in mind that the average consumer's degree of attention is likely to vary according to the category of goods or services in question (22/06/1999, C-342/97, Lloyd Schuhfabrik, EU:C:1999:323, § 26).

In the present case, the goods and services found to be identical or similar to various degrees target the public at large and business customers.

The degree of attention may vary from average to high, depending on the specialised nature of the goods and services, the frequency of purchase and their price.

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As regards the relevant goods in Class 5, it is apparent from the case-law that, insofar as pharmaceutical preparations, whether or not issued on prescription, are concerned, the relevant public's degree of attention is relatively high (15/12/2010, T-331/09, TOLPOSAN / TONOPAN, EU:T:2010:520, § 26; 15/03/2012, T-288/08, ZYDUS / ZIMBUS, EU:T:2012:124, § 36).

In particular, medical professionals have a high degree of attentiveness when prescribing medicines. Non-professionals also have a higher degree of attention, regardless of whether the pharmaceuticals are sold without prescription, as these goods affect their state of health.

Similar considerations apply to the pharmaceutical and medicine-related services in Classes 35 and 44 since they also affect one's health.

c) The signs

BJUTIP

Bjut BY DR. MAX

more clearly than the rest of the sign. This means that in general the beginning of a sign has a significant influence on the general impression made by the mark (15/12/2009, T-412/08, Trubion, EU:T:2009:507, § 40; 25/03/2009, T-109/07, Spa Therapy, EU:T:2009:81, § 30).

It follows that the signs' coinciding letter sequence 'Bjut' at their beginnings have a significant visual and aural role, also because the contested sign's additional, differing elements lack distinctiveness or have a much lesser role in any event. In this regard, account must also be taken of the fact that consumers do not tend to pronounce non-distinctive verbal elements (30/11/2011, T-477/10, SE© Sports Equipment, EU:T:2011:707, § 55; 04/02/2013, T-159/11, WALICHNOWY MARKO (fig.) / MAR-KO, EU:T:2013:56, § 44). Moreover, consumers naturally tend to shorten long marks in order to reduce them to the elements that they find easiest to refer to and remember (28/09/2016, T-539/15, SILICIUM ORGANIQUE G5 LLR-G5 (fig.) / Silicium Organique G5- Glycan 5-Si-Glycan-5-Si-G5 et al., EU:T:2016:571, § 56).

Bearing in mind all the foregoing, the Opposition Division considers that the signs are similar to an average degree.

Conceptually, although the public in the relevant territory will perceive the meanings of some of the verbal elements in the contested sign, as explained above, the earlier mark has no meaning in that territory. Since one of the signs will not be associated with any meaning, the signs are conceptually not similar. However, this conceptual difference is of limited relevance in the overall comparison of signs, as it stems from a weak/non-distinctive element.

As the signs have been found similar in at least one aspect of the comparison, the examination of likelihood of confusion will proceed.

d) Distinctiveness of the earlier mark

The distinctiveness of the earlier mark is one of the factors to be taken into account in the global assessment of likelihood of confusion.

The opponent did not explicitly claim that its mark is particularly distinctive by virtue of intensive use or reputation.

Consequently, the assessment of the distinctiveness of the earlier mark will rest on its distinctiveness per se. In the present case, the earlier trade mark as a whole has no meaning for any of the goods and services in question from the perspective of the public in the relevant territory. Therefore, the distinctiveness of the earlier mark must be seen as normal.

e) Global assessment, other arguments and conclusion

Account is taken of the fact that average consumers rarely have the chance to make a direct comparison between different marks but must trust in their imperfect recollection of them (22/06/1999, C-342/97, Lloyd Schuhfabrik, EU:C:1999:323, § 26).

Even consumers who pay a high degree of attention need to rely on their imperfect recollection of trade marks (21/11/2013, T-443/12, ancotel. (fig.) / ACOTEL (fig.) et al, EU:T:2013:605, § 54).

Evaluating likelihood of confusion implies some interdependence between the relevant factors and, in particular, a similarity between the marks and between the goods or services. Therefore, a lesser degree of similarity between goods and services may be offset by a greater

degree of similarity between the marks and vice versa (29/09/1998, C-39/97, Canon, EU:C:1998:442, § 17).

Likelihood of confusion covers situations where the consumer directly confuses the trade marks themselves, or where the consumer makes a connection between the conflicting signs and assumes that the goods/services covered are from the same or economically linked undertakings (29/09/1998, C-39/97, Canon, EU:C:1998:442, § 29).

Some of the goods and services are identical or similar to various degrees, and they target the public at large and business consumers, whose degree of attention varies from average to high, depending on the goods and services in question. The earlier mark has a normal degree of distinctiveness. The signs are visually and aurally similar to an average degree while they are conceptually not similar although this aspect plays a limited role as explained above.

As explained above, the signs' initial four letters are identical, and this coinciding letter sequence makes up a large part of the whole of the earlier mark. Furthermore, the additional verbal elements of the contested sign are of limited distinctiveness, if at all, and may even be aurally omitted. Overall, the Opposition Division considers that the similarities outweigh the differences and, even if the public under assessment were aware that the contested sign contains elements that are not present in the earlier mark, it remains conceivable that the relevant consumer, with an imperfect recollection, will confuse its distinctive verbal element 'BJUT' with the earlier mark's only verbal element 'BJUTIP' since they coincide in all but two of their letters placed in the same order and position, and thus perceive the contested mark as a sub-brand, a variation of the earlier mark, configured in a different way according to the type of goods that it designates (23/10/2002, T-104/01, Miss Fifties (fig.) / Fifties, EU:T:2002:262, § 49). It cannot, therefore, be excluded that consumers will believe that the identical or similar goods and services originate from the same, or at the very least, linked undertakings.

Considering all the above, the Opposition Division finds that there is a likelihood of confusion on a non-negligible part of the relevant public for which the elements 'BJUTIP' and 'Bjut' are meaningless, and therefore the opposition is partly well founded on the basis of the opponent's European Union trade mark registration. As stated above in section c) of this decision, a likelihood of confusion for only part of the relevant public of the European Union is sufficient to reject the contested application.

It follows from the above that the contested trade mark must be rejected for the goods and services found to be identical or similar to various degrees to those of the earlier trade mark.

The rest of the contested goods and services are dissimilar. As the identity or similarity of goods and services is a necessary condition for the application of Article 8(1)(b) EUTMR, the opposition based on this Article and directed at these goods cannot be successful.

COSTS

According to Article 109(1) EUTMR, the losing party in opposition proceedings must bear the fees and costs incurred by the other party. According to Article 109(3) EUTMR, where each party succeeds on some heads and fails on others, or if reasons of equity so dictate, the Opposition Division will decide a different apportionment of costs.

Since the opposition is successful for only some of the contested goods and services, both parties have succeeded on some heads and failed on others. Consequently, each party has to bear its own costs.



The Opposition Division

Katarína KROPÁČKOVÁ

Ferenc GAZDA

Irene MARUGÁN MARÍN

According to Article 67 EUTMR, any party adversely affected by this decision has a right to appeal against this decision. According to Article 68 EUTMR, notice of appeal must be filed in writing at the Office within two months of the date of notification of this decision. It must be filed in the language of the proceedings in which the decision subject to appeal was taken. Furthermore, a written statement of the grounds for appeal must be filed within four months of the same date. The notice of appeal will be deemed to have been filed only when the appeal fee of EUR 720 has been paid.