

To: YATAI (CHINA) ELECTRICAL CO., LTD., Room 503, No. 171, Tapu  
East Road, Lianqian Street, Siming Area 361000 Xiamen, China  
Ref. Trademark Application no: IR 1181195- OMNIMI  
CCM 276/15

SECRET  
GENERAL  
15 JAN 2018  
01408

Dear Sirs/Mrs,

We want to inform you that the Statement of grant of protection following a provisional refusal - Rule 18 ter(2) was contested by **DECISION O.S.I.M., OMNI NAME COMPANY**, which is represented by Romanian representative /industrial property attorney **ROMINVENT SA**, in accordance with stipulations of art. 86 (1) from the Law no. 84/1998 republished in 2010- concerning the Marks and Geographical Indications: "OSIM decisions in respect of trademark registration applications as well as in respect of geographical indication registration applications may be appealed from with the Office by any concerned person, within 30 days of communication or, as appropriate, of publication of trademark registration or geographical indication registration, on payment of the prescribed fee".

Also, the Romanian trademark law, define, in art. 2 that through representative, we understand:

"(j) Professional representative hereinafter referred to as representative - industrial property attorney who may also have the capacity of representative in proceedings before the State Office for Inventions and Trademarks, hereinafter referred to as OSIM".

The Regulation for Implementing the Law mentioned above, stipulates, in Rule 4 (1) "The applicant or holder of a mark may be represented in the proceedings before O.S.I.M. by an authorized representative residing or having the registered office in Romania" and Rule 3 said: "The applications for the registration of the marks, any other applications related to the marks submitted for registration, or registered, as well as the entire correspondence referring thereto shall be drawn up in Romanian and shall be filed with O.S.I.M." and in 6(2): "Where the applicant, the owner of a trademark or the concerned person is not represented by a professional representative and does not have the domicile, or the place of business or any real and effective industrial or commercial establishment on the territory of Romania, shall establish an address for service in Romania and shall communicate the same to OSIM with a view to performing any procedures before OSIM. Change of the address for service by mentioning a new such address or renouncement the address for service may only be carried out after the payment of the prescribed fee for changes in the legal status of the trademark".

The listing of authorized legal advisers, you can find it on OSIM's (The State Office for Inventions and Trademarks) site:

[http://www.osim.ro/consilieriPI/2016/cons\\_marci.pdf](http://www.osim.ro/consilieriPI/2016/cons_marci.pdf) and  
[http://www.osim.ro/consilieriPI/2016/agentii\\_consilieri.pdf](http://www.osim.ro/consilieriPI/2016/agentii_consilieri.pdf).

So, you can contact a Romanian legal adviser, in 90 days from the receiving of this notification, to answer.

To the contrary, Board of Appeal of OSIM will proceed in your absence and will make a decision without notifying you.

Yours faithfully,

President of the  
Board of Appeal

Carmen Solzaru



Secretary

Alina Bumbănac

A handwritten signature in blue ink, consisting of a vertical line with a loop at the top and a horizontal stroke at the bottom.