

TRADE MARKS ACT 1994

**IN THE MATTER OF REGISTRATIONS Nos. 2380724B AND 2380724A
IN THE NAME OF AGATHA DIFFUSION
IN CLASSES 3, 14, 18 AND 25**

**AND IN THE MATTER OF
APPLICATIONS FOR DECLARATIONS OF INVALIDITY THEREOF
UNDER Nos. 83064 AND 83065
BY MONSOON ACCESSORIZE LIMITED**

**AND IN THE MATTER
OF APPEALS TO THE APPOINTED PERSON
BY THE REGISTERED PROPRIETOR
AGAINST THE DECISION OF MR. D. LANDAU
DATED 12 FEBRUARY 2009**

SUPPLEMENTAL DECISION

1. My decision in the matter of the above appeals was issued on 18 January 2010 under reference number O/024/10.
2. It has come to my attention that there was a typographical error in my conclusion at paragraph 66(1), pages 23 – 24 of the decision.
3. Corrected, paragraph 66(1) should read as follows:
 - “66. Agatha has succeeded in its second but failed in its first ground of appeal. The net result in these proceedings is that:
 - (1) Trade Mark numbers 2380724B and 2380724A remain valid on the Register in respect of:

Class 3
Perfumery, essential oils, cosmetics, hair lotions; dentifrices

Class 14
Precious metals and their alloys; precious stones; horological and chronometric instruments

Class 18
Leather and imitations of leather; hides; trunks and travelling bags; umbrellas and parasols; handbags, make-up bags, wallets,

garment bags, briefcases, attaché cases, card cases, key cases,
school bags, travelling trunks and vanity cases

Class 25

Clothing, footwear and headgear”

Professor Ruth Annand, 2 February 2010