

**O-364-16**

TRADE MARKS ACT 1994

IN THE MATTER OF APPLICATION 3 096 244 FOR THE TRADE MARK:



IN CLASS 12 BY GRENVILLE REDMOND

AND

IN THE MATTER OF OPPOSITION THERETO BY JAGUAR LAND ROVER  
LIMITED

## CORRECTION OF DECISION DATED 19<sup>th</sup> JULY 2016

1. It has been drawn to my attention that the decision issued in this matter on 19<sup>th</sup> July 2016 contained a typographical error at paragraph 58. Specifically, the decision should have stated “As such, this does *not* place the opponent in any better position”.
2. This error has now been corrected as shown above.
3. The error is plainly an irregularity in procedure and capable of correction under Rule 74. Consequently, I give the parties notice that paragraph 58 of the decision will be amended to the version shown below on 29<sup>th</sup> July 2016 and apply as though those paragraphs had appeared in the original version of the decision.
4. The relevant appeal period remains as per the original decision dated 19<sup>th</sup> July 2016.

Dated this 2nd day of August 2016

Louise White

For the Registrar.

58. The opponent's case under Section 5(4)(a) is identical in terms of scope and the signs as that already discussed and decided under Section 5(2)(b). If there is no confusion, it is difficult to see how there can be a misrepresentation. As such, this does not place the opponent in any better position. This ground of opposition also fails.