

## Lucky Swallow and 5 Chinese characters and design — 1656763

### Application number

1656763

### Type(s)

Design

### Category

Trademark

### CIPO Status

ABANDONED - SECTION 38  
(7)

### TM5 status

DEAD/APPLICATION/  
Withdrawn/Abandoned



The owner of the trademark application withdrew (e.g. abandoned) the application and the application is no longer active.

### Filed

2013-12-18

### Applicant

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INTERNATIONAL TRADING  
INC.  
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CHINA

### Documents

[View documents](#)

### Index headings

LUCKY SWALLOW JIA YAN JIA YAN PAI  
LUCKY SWALLOW  
LUCKY SWALLOW BRAND

### Vienna information (Code & Description)

3.7.10 Swallows  
A 3.7.24 Birds or bats stylized, in shadow or in silhouette  
26.1.1 Circles  
26.1.5 More than two circles or ellipses, inside one another, spirals  
A 26.1.15 Circles or ellipses containing representations of animals, parts of animals' bodies or plants  
A 26.1.22 Circles or ellipses containing inscriptions arranged in some other form  
A 26.1.24 Circles or ellipses with dark surfaces or parts of surfaces  
28.3.0 Inscriptions in Chinese, Japanese or Korean characters

### Foreign Character Translation

The translation provided by the applicant of the words in English translation of the foreign characters contained in the subject mark is LUCKY SWALLOW; LUCKY SWALLOW BRAND.

### Foreign Character Transliteration

The transliteration provided by the applicant of the foreign characters are in Latin transliteration of the foreign characters contained in the subject mark is JIA YAN; JIA YAN PAI.

### Goods (Nice class & Statement)

(1) Tea; Pastries; Rice-based snack food; Corn Starch for food; Flour; Seasonings; Noodles; Dry instant pudding;

**Classification data** Cereal-based snack food; Pasta.

### Disclaimer

The classification data is provided for information and searching purposes only. CIPO does not warrant the accuracy of the classes assigned to the trademark. This data has no legal value of any kind.

30 - Staple foods

### Claims

Used in CANADA since February 23, 2012

### Action History

Action	Action date	Due date	Comments
Filed	2013-12-18		

Created	2013-12-18		
Formalized	2013-12-20		
Search Recorded	2014-08-29		
Examiner's First Report	2014-08-29	2015-02-28	
Approval Notice Sent	2015-03-04	2015-04-01	
Approved	2015-04-23		APPROVED BY PROGRAM EX200M1
Advertised	2015-05-13		Vol.62 Issue 3159
Proposed Opposition	2015-07-10		Proposed Opposition Filed by receiving mail.
Opposed	2015-07-10		Opposition Created by filing a statement of Opposition.
Abandoned - Section 38 Opposition	2015-12-03		Deemed abandoned by Trade-marks Opposition Board

## Opposition History

### Case # 1 : Lesaffre et Compagnie - Deemed Abandoned

#### General Actions - Opposition

Action	Action date	Due date
Case Closed - Abandoned Section 38 (7)	2015-12-03	

#### Statement of Opposition

Action	Action date	Due date
S/O Fee Received	2015-06-26	
S/O Filed	2015-06-26	
S/O Forwarded for Review	2015-07-10	
S/O Sent to Applicant	2015-07-14	2015-09-14

#### Counter Statement

Action	Action date	Due date
Failed to File C/S	2015-10-15	2015-10-29