



# NOTIFICATION OF THIRD PARTY RIGHTS – FORM

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## Section 1 – Relevant Application Details

Name of applicant

Application number

## Section 2 - Identification of third party (All fields are mandatory unless otherwise indicated)

Title (optional)

First name

Last name

Name of Trademark Agent (if applicable)

Company name (if applicable) (optional)

Street address

City

Province or Territory

Country, if outside Canada

Postal Code or ZIP Code

Telephone number

## Section 3A – Grounds for notification of third party rights

Please select the appropriate ground(s) related to the notification of third party rights:

- The trademark is confusing with a registered trademark under paragraph 12(1)(d) of the *Trademarks Act*.
- The applicant is not the person entitled to registration of the trademark in view of paragraph 37(1)(c) of the *Act*.
- Registered trademark(s) are being used in the application to describe goods and services.

## Section 3B – List of relevant registrations or pending applications

Please list any relevant registrations or pending applications, (including the registration or application numbers) if they are applicable to the notification of third party rights.



## Section 4 – Acknowledgement

I understand that submitting a notification of third party rights does NOT

- i. Create an obligation on the Registrar or an examiner to consider this notification;
- ii. Create an *inter partes* proceeding between the applicant and the third party
- iii. Replace opposition proceedings.
- iv. Stay or extend the time for filing a notice of opposition
- v. Extend the deadline for responding to an examiner's report.

### Completing and Submitting the Form

In order for your notification of third party rights to be processed, please send this completed form by mail or fax, addressed to the Deputy Director of Examination.

You can send correspondence to the following address:

**Notice of third party rights**  
c/o Deputy Director, Examination Division  
Trademarks Office  
Canadian Intellectual Property Office  
50 Victoria Street  
Gatineau, QC K1A 0C9

By fax: 819-953-CIPO (2476)  
819-953-OPIC (6742)