

O-876-21

TRADE MARKS ACT 1994

SUPPLEMENTARY DECISION

**IN THE MATTER OF APPLICATION No.3408601
BY GRINDSMITH COFFEE ROASTERS LIMITED
TO REGISTER IN CLASSES 16, 21, 29, 30, 35 & 43
THE TRADE MARK
GRINDSMITH**

AND

**IN THE MATTER OF OPPOSITION THERETO
UNDER No. 417595**

**BY
GRIND & CO LIMITED**

AND

**IN THE MATTER OF
REGISTRATION Nos. 3060182, 3054830, 3100332, 3059018 & 3060183**

**STANDING IN THE NAME OF
GRIND & CO. LIMITED**

AND

**IN THE MATTER OF A REQUEST FOR A DECLARATION
OF INVALIDITY THERETO UNDER No.503495, 503503, 503504, 503505 & 503506
BY GRINDSMITH COFFEE ROASTERS LIMITED**

BACKGROUND

1) It has been drawn to my attention that the decision issued in this matter on 25 November 2021 contained a typographical error. Specifically, paragraph 8 of the decision which read:

“8) Both sides filed evidence; both sides seek an award of costs in their favour. The matter came to be heard on 13 October 2021 when Mr Muir-Wood of Counsel instructed by Messrs Wilson Gunn represented GRIC; whilst GCR was represented by Mr Carter of Counsel instructed by Messrs Lewis Silkin LLP.”

should have read:

“8) Both sides filed evidence; both sides seek an award of costs in their favour. The matter came to be heard on 13 October 2021 when Mr Muir Wood of Counsel instructed by Messrs Lewis Silkin LLP represented GRIC; whilst GCR was represented by Mr Carter of Counsel instructed by Messrs Wilson Gunn.”

2) The error is plainly an irregularity in procedure and capable of being corrected under Rule 74. Consequently, I give the parties notice that paragraph 45 of the decision will be amended to the version shown above and apply as though that paragraph had appeared in the original version of the decision.

Dated this 2nd day of December 2021

George W Salthouse
For the Registrar,
the Comptroller-General