

Premium Name Trademark Application Rules for .mobi Online Application Filing Form

This electronic filing form allows Applicants to complete and submit an Application under the Premium Name Trademark Application Rules for .mobi online directly to the WIPO Arbitration and Mediation Center (the Center). The Application must also be submitted in hard copy (with annexes) by postal or courier service (postage pre-paid and return receipt requested).

After submitting this form, the Applicant will receive a confirmation message both on-screen and by electronic mail to the contact e-mail address provided by the Applicant in Section II.6 hereunder. This confirmation message will include the full text of the Application as received by the Center and will be automatically copied to the Registry.

Note: All fields marked with an asterisk (*) are required fields. Applicants are advised to consult the Application Filing Guidelines posted on the Center's web site before completing this form.

**Before the:
WORLD INTELLECTUAL PROPERTY ORGANIZATION
ARBITRATION AND MEDIATION CENTER**

Applicant

Premium Name

.mobi

APPLICATION

(Rules, Paragraph 5)

I. Introduction

[1.] This Application is hereby submitted to the WIPO Arbitration and Mediation Center (the Center) for expert decision in accordance with the Premium Name Trademark Application Rules for .mobi (the Rules). By submitting this Application to the Center, the Applicant agrees to abide and be bound by the provisions of the Rules.

II. The Applicant

(Rules, Paragraph 5(c)(ii))

[2.] The Applicant in this administrative proceeding is:

Full name

[3.] The Applicant's contact details are as follows:

Address

Country

Telephone	<input type="text"/>
FAX	<input type="text"/>
E-mail	<input type="text"/>
Additional Information, if any	<input type="text"/>

[4.] The Applicant's authorized representative in this administrative proceeding is:

Full name	<input type="text"/>
Organization	<input type="text"/>

[5.] The contact details of the Applicant's authorized representative are as follows:

Address	<input type="text"/>
Country	<input type="text"/>
Telephone	<input type="text"/>
FAX	<input type="text"/>
E-mail	<input type="text"/>
Additional Information, if any	<input type="text"/>

[6.] The Applicant's contact details for the purpose of communications directed to the Applicant in this administrative proceeding are:

Contact	
<i>[Identify name of one contact person only]</i>	<input type="text"/>
Address	
<i>[Identify name of one contact person only]</i>	<input type="text"/>
Telephone	
<i>[Identify name of one contact person only]</i>	<input type="text"/>
FAX	
<i>[Identify name of one contact person only]</i>	<input type="text"/>
E-mail	
<i>[Identify name of one contact person only]</i>	<input type="text"/>

III. The Premium Name

(Rules, Paragraph 5(c)(iii))

[7.] This Application concerns the Premium Name identified below:

.mobi

IV. Eligibility for Registration of the Premium Name

(Rules, Paragraphs 2(a) and 5(c)(iv))

A. Factual and Legal Grounds

[8.] The Applicant is eligible for registration of the Premium Name, because it complies with each of the following Premium Name Trademark Registration Conditions:

(1) At the time of the Application, the Applicant is the holder of a current (non-expired) trademark registration in its name.

*[Provide further explanation.] **

(2) The Premium Name is identical to the textual or word elements of the trademark registration on which the Application is based.

*[Provide further explanation.] **

(3) The trademark registration on which the Application is based is of national effect, and its relevant textual or word elements have not been disclaimed.

*[Provide further explanation.] **

(4) The trademark on which the Application is based was registered or applied for in the name of the Applicant, prior to July 11, 2005, with the trademark authority with which the trademark is registered.

*[Provide further explanation.] **

(5) The trademark has been used by the Applicant or with its consent for a period of at least five years prior to the date of this Premium Name Application, provided that such use

(i) was relevant to advertising, promoting, distributing, offering or selling all or some of the goods or services for which the trademark is registered; and

*[Provide further explanation.] **

(ii) has led relevant sectors of the public to associate the textual or word elements of the trademark with the goods or services for which the trademark is used by the Applicant or with its consent; and

*[Provide further explanation.] **

(iii) took place in at least one of the countries or territories for which the trademark has been registered; and
*[Provide further explanation.] **

(iv) was real, substantial and in good faith, and not merely a means to register a Premium Name.
*[Provide further explanation.] **

[The above section of the Application (i.e., Factual and Legal Grounds) should not exceed the 2000 word limit provided under Rules, Paragraph 5(c)(iv).]

B. Schedules of Evidence

(Rules, Paragraphs 2(b) and 5(c)(vii))

[9.] The original(s), or copies certified by the issuing trademark authority, of the trademark certificate(s) proving compliance with the Premium Name Trademark Registration Conditions set forth in Rules, Paragraphs 2(a)(i) to (iv), are annexed to the hard copy of the Application (along with two (2) copies of each document submitted).

[The schedule should include the following information: (1) issuing authority, (2) date of application, (3) date of registration, (4) name of holder, and (5) trademark. A certified copy of a trademark certificate means a copy certified by the trademark office with which the trademark is registered.]

[10.] Documentary evidence proving use of the trademark, in accordance with the Premium Name Trademark Registration Conditions set forth in Rules, Paragraph 2(a)(v), is annexed to the hard copy of the Application (along with two (2) copies of each document submitted). Below is the schedule of the annexed documents:

[Documentary evidence submitted may, for example, consist of consumer surveys, sales reports, advertising and promotion reports, reports of successful enforcement of the trademark, etc. (Rules, Paragraph 2(b)(ii), Footnote 5).]

V. Request for Expert Decision

(Rules, Paragraph 5(c)(i))

[11.] In accordance with the Rules, for the reasons described in Section IV above, the Applicant hereby requests the Expert to decide that the Applicant complies with the

Premium Name Trademark Registration Conditions and is eligible to register the Premium Name.

VI. Payment

(Rules, Paragraphs 5(c)(vi) and 14)

[12.] *[Check only one box:] **

- ☐ As required by the Rules, the Applicant hereby authorizes the Center to have the Application fee in the amount of USD 1,500 debited from the credit card provided.

Card Holder Name

Card Number

Card Expiry Date

Card Type

- ☐ As required by the Rules, the Applicant hereby agrees to pay the Application fee of USD 1,500 and will specify the credit card details by telephone, in accordance with the Application Filing Guidelines.

VII. Certification

(Rules, Paragraph 5(c)(v))

[13.] The Applicant certifies that the trademark registration forming the basis of this Application and potential registration of the concerned Premium Name complies with the Premium Name Trademark Registration Conditions.

[14.] The Applicant certifies that the information contained in this Application is to the best of Applicant's knowledge complete and accurate, that this Application is not being presented for any improper purpose, such as to harass, and that the assertions in this Application are warranted under the Premium Name Trademark Application Rules for .mobi and under applicable law, as it now exists or as it may be extended by good-faith and reasonable argument.

Respectfully submitted,

Name

Date

Signature

[for hard copy only]

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