

APPLICANT FOR AN EU TRADE MARK REGISTRATION

TIMELINE

BRAND OWNER WHO WISHES TO OPPOSE

The application is advertised by the EUIPO

3 months
During which opposition may be filed - EUIPO checks admissibility

Letter before action *(optional)*
Send opposition to EUIPO

2 months
Cooling off period. Parties can jointly extend by 22 months and opt out early of extended period

Parties can jointly agree suspension of opposition for several 12-month periods

Applicant files evidence of fact and submissions

2 months
Opponent can extend by 2 months

Opponent's evidence and legal submissions

2 months
Applicant can extend for 2 months

2 months
Opponent can extend for 2 months

Opponent's evidence in reply

Decision by EUIPO, with possible costs award

Several months later

Decision by EUIPO, with possible costs award

Appeal possible to EUIPO Board of Appeal

2 months
And statements of grounds within 2 months thereafter

Appeal possible to EUIPO Board of Appeal

Option to appeal to Luxembourg courts thereafter

Option to appeal to Luxembourg courts thereafter