

Australia
Trade Marks Act 1995
Application for Removal for Non-Use

The Trade Mark

Trade Mark: FlowSmart
Trade Mark No: 1553374
Registered Owner: BRUUTZAK HOLDING B.V.

The Removal Applicant

Name of Removal Applicant: Progressive Green Pty Ltd
Address of Removal Applicant: Ground Floor
109 Burwood Road
Hawthorn, VIC, 3122
Address for service: Allens Patent & Trade Mark Attorneys
101 Collins Street
Melbourne Victoria 3000
Australia

Nominated email address: Christina.Linforth-Barker@allens.com.au

Ground(s) to be Relied on The application is made on the following ground(s):

- ☒ Paragraph 92(4)(b) – that the Trade Mark has remained registered for a continuous period of three (3) years ending one month before the non-use application was filed, and at no time during that period has the registered owner or the person who was then the registered owner:
- used the Trade Mark in Australia; or
 - used the Trade Mark in good faith in Australia
- in relation to the goods and/or services to which the non-use application relates.

- The Removal Applicant confirms that proceedings concerning the Trade Mark are not pending in court.
- The Removal Applicant seeks removal of the Trade Mark for ALL of the goods/services for which the Trade Mark is registered



Signed: Caroline Ryan, Partner

Fee: \$250

3 December 2024

Date