

If you file an opposition application, an invalidation application, or a non-use cancellation application against someone's trade mark, when will it be considered as a success?

### 1. When filing an opposition application

Receiving the ruling with a positive result from the Trademark Office means that the opposition application has acquired an initial success. However, this is not the end, since the opposing party will have the right to file its dissatisfaction to the Trademark Review and Adjudication Board for further review.

The applicant of the opposition application can check the process page of the China Trademark website about 2 months after receiving the ruling, and see whether there is an update process following after. If the applicant hasn't received any materials about the further review submitted by the opposing party after about 5 months, it shall prove that the opposing party gave up. And this should be the final success of this opposition application.

Normally, the Chinese trademark agent will keep on track of such things for the applicant. The applicant only needs to know such things but not dig deeper.

### 2. When filing an invalidation application

This one is relatively simple and straightforward. In the event that a registered trademark is invalidated, the invalidation notice of this trademark will be publicized on the China Trademark website. Once the invalidation publication is seen on the website, the invalidation application succeeds.

### 3. When filing a non-use cancellation application

The final success of the non-use cancellation application is subject to the cancellation notice on the China Trademark website.

The received official notification is only a staged document indicating an initial success. The opposing party can take remedy methods correspondingly – request for further review and appeal to a People's Court.