32nd ANNUAL CONFERENCE

THE JURY IS STILL OUT

BUCHAREST, 19-22 June 2013
Harmonization in
Other Parts of the World
The Andean Community

MONICA WOLF
Wolf-Mendez Abogados
Bogota - Colombia
THE GREAT COLOMBIA (1824)

We Used to be 1 Country
ALTHOUGH WE SHARE MANY THINGS...

LANGUAGE

Aquí hablamos español

GEOGRAPHY - BORDERS

ANDES CONDOR
We are very different in many ways
...NO harmony in our Industrial Property legislation
One Example...

ARMI

THE JURY IS STILL OUT
ARMI

THE JURY

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BUCHAREST, 19-22 June 2013

VENEZUELA
11 Years!!!
Industrial Property

...like Magical Realism
The Andean Community Today
¿What do we Have?
Common Regime on Industrial Property

Decision 486 of the Commission of the Andean Community

- Patents
- Utility Models
- Industrial Designs
- Trade Marks
- Trade Names
- Geographical Indications
We have attempts of... HARMONY
Andean Opposition
Cancellation for Non-Use
<table>
<thead>
<tr>
<th>Stages of the Procedure</th>
<th>Member Countries</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Colombia</td>
</tr>
<tr>
<td>Legalization of power of attorney</td>
<td>NO</td>
</tr>
<tr>
<td>Filing of Incorporation and Legal Existence Certificate</td>
<td>NO</td>
</tr>
<tr>
<td>Specific classification of Goods and Services</td>
<td>YES</td>
</tr>
<tr>
<td>Multi-class System</td>
<td>YES</td>
</tr>
<tr>
<td>Legalization of power of attorney</td>
<td>NO</td>
</tr>
<tr>
<td>Filing of Incorporation and Legal Existence Certificate</td>
<td>NO</td>
</tr>
<tr>
<td>Extension of Legal Term for filing Evidence</td>
<td>YES</td>
</tr>
<tr>
<td>Evidence of use with Andean Opposition</td>
<td>NO</td>
</tr>
<tr>
<td>Legalization of evidence</td>
<td>NO</td>
</tr>
<tr>
<td>Remedies</td>
<td>Only Appeal</td>
</tr>
<tr>
<td>----------</td>
<td>-------------</td>
</tr>
<tr>
<td>Filing of Evidence</td>
<td>Yes</td>
</tr>
<tr>
<td>Legal Term</td>
<td>One (1) month after notification</td>
</tr>
<tr>
<td>Term for Proceeding</td>
<td>Nullification and restatement of rights four (4) months</td>
</tr>
<tr>
<td>Prejudgment Interpretation of the Andean Court of Justice</td>
<td>Yes</td>
</tr>
</tbody>
</table>
The Problem

Trademark Offices

Government

Intellectual Property Associations
WISHFUL THINKING!

HARMONY?
THANK YOU!

Mónica Wolf de Camhi

WOLF • MENDEZ • ABOGADOS ASOCIADOS

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