

IN THE HIGH COURT OF JUSTICE  
BUSINESS AND PROPERTY COURTS OF ENGLAND AND WALES  
INTELLECTUAL PROPERTY ENTERPRISE COURT



IP-2018-000090

BEFORE: HIS HONOUR JUDGE HACON

DATED: 18<sup>TH</sup> SEPTEMBER 2018

BETWEEN

**CORNICES CENTRE LIMITED**

Claimant

- and -

(1) JASON JOHN WILDE

(2) MILES AND WILDE LIMITED

Defendants

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ORDER

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UPON the application of the Claimant's dated 07/08/2018 for judgment in default ("the Application")

AND UPON dealing with the matter in writing

IT IS ORDERED THAT:

1. Default judgement is entered for the Claimant on its claim in passing off.
2. Default judgment is entered for the Claimant on its claim under s10(1) and s10(2) of the Trade Mark Act 1994 and Articles 9(2)(a) and 9(2)(b) of the European Union Trade Mark Regulation in respect of the Defendant's use of a sign CORNICES CENTRE.
3. The Defendants and each of them are restrained whether (in the case of the First Defendant) acting by himself, his servants, agents or through any company or partnership or otherwise

howsoever and (in the case of the Second Defendant) whether acting through its directors, officers, servants or agents or any of them or otherwise howsoever from:

- 3.1. infringing the Claimant's European Union Trade Mark Registration Number 017451436 and 017865420 for CORNICES CENTRE; and
- 3.2. conducting acts of passing off by use of the sign CORNICES CENTRE or any name confusingly similar thereto.
4. The Claimant has permission to seek its costs of this action, including the costs of this application, by filing an application supported by a statement of costs.
5. There be an inquiry into the damages sustained by the Claimant by reason of the Defendants' acts of:
  - 5.1. passing off, and
  - 5.2. trademark infringement
6. The costs of the inquiry are reserved to the inquiry.
7. The following directions be given in the said inquiry:
  - a. the Claimant do file and serve on the Defendants its Points of Claim on or before 4 pm on 13 November 2018;
  - b. the Defendants do file and serve on the Claimant their Points in Answer on or before 4 pm on 18 December 2018;
8. Following service of the points in answer or if none are served after 18 December 2018 the Claimant shall apply to the Court for a case management conference in the inquiry.

The Court has provided a sealed copy of the Order to the serving party:

PAIL Solicitors

Oriel House

10 Margaret Street W1W 8RL

Tel: 020 7305-7491

Fax: 020 7305-7492

*Solicitors for the Claimant*

IP-2018-000090

**IN THE HIGH COURT OF JUSTICE  
CHANCERY DIVISION  
INTELLECTUAL PROPERTY ENTERPRISE COURT**

[HIS HONOUR JUDGE HACON]

This [...] day of [...] 2018

**BETWEEN  
CORNICES CENTRE LIMITED**

Claimant

- and -

**(1) JASON JOHN WILDE  
(2) MILES AND WILDE LIMITED**

Defendants

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**ORDER**

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10 Margaret Street  
London W1W 8RL  
020 7305 7491  
020 7305 7492  
REF: PA/DS  
Solicitors for the Claimants