



THE SUPREME COURT OF APPEAL  
REPUBLIC OF SOUTH AFRICA

**MEDIA SUMMARY – JUDGMENT DELIVERED IN THE SUPREME COURT OF APPEAL**

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From: The Registrar, Supreme Court of Appeal

Date: 27 NOVEMBER 2009

Status: Immediate

*Please note that the media summary is intended for the benefit of the media and does not form part of the judgment of the Supreme Court of Appeal*

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**TURBEK TRADING CC v A & D SPITZ LILIMITED AND ANOTHER**

The Supreme Court of Appeal today upheld this appeal that dealt with the trade mark ‘KG’ in relation to footwear. The appellant, Turbek, holds a registration for this trade mark. A & D Spitz alleged that the mark belonged to it and relied on an alleged prior reputation in the KG mark. The court found that A & D Spitz had failed to prove its prior reputation and that Turbek’s registration survived the attempt to remove it from the register.

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