



**Australian
Competition &
Consumer
Commission**

Our Ref: 52058
Contact Officer: Luke Griffin
Contact Number: 02 6243 1114

GPO Box 3131
Canberra ACT 2601

23 August 2013

23 Marcus Clarke Street
Canberra ACT 2601

c/o Paul Hughes
Partner
Herbert Smith Freehills
ANZ Tower
161 Castlereagh Street
Sydney NSW 2000

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Dear Mr Hughes

Third line forcing notification N96919 lodged by Brooks Brothers Group, Inc.

I refer to the above third line forcing notification lodged with the Australian Competition and Consumer Commission (the ACCC) on 19 August 2013. The notification has been placed on the ACCC's public register.

Brooks Brothers Group, Inc. (Brooks Brothers Group) proposes to grant a license to Brooks Brothers Australia to use the 'Brooks Brothers' trademarks within the relevant territory in connection with the sale and promotion of relevant products bearing the 'Brooks Brothers' trademarks, including apparel and accessories on condition that Brooks Brothers Australia acquires all relevant products solely from nominated suppliers, including suppliers who are not related bodies corporate of Brooks Brothers Group.

Legal protection conferred by the notification will commence on 2 September 2013.

On the basis of the information that you have provided it is not intended that further action be taken in this matter at this stage.

As with any notification, please note that the ACCC may act to remove the legal protection provided by the notification at a later stage if it is satisfied that the likely benefit to the public from the conduct will not outweigh the likely detriment to the public from the conduct.

A copy of this letter has been placed on the ACCC's public register. If you wish to discuss any aspect of this matter, please do not hesitate to contact Luke Griffin on 02 6243 1114.

Yours sincerely

Dr Richard Chadwick
General Manager
Adjudication Branch