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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

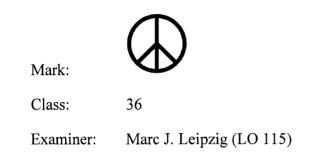
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re craigslist, Inc.

Serial No.: 77956069

Filed: March 10, 2010



APPLICANT'S BRIEF ON FINAL HEARING

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I. THE RECORD

The record in this appeal consists of the following documents and evidence:

- File history for Application Serial No. 77956069, including:
 - Internet references to the peace symbol as a recognized symbol, attached to the Examiner's May 30, 2010, December 27, 2010 and August 7, 2011 Office Actions and March 4, 2012 Reconsideration Letter (Exhibit A);
 - Internet articles defining a "favicon," attached to Applicant's November 23,
 2010 Office Action Response (Exhibit B);
 - TARR records and specimens for representative registrations for favicons, attached to Applicant's November 23, 2010 Office Action Response (Exhibit C);
 - Internet articles and references demonstrating that the public recognizes the Peace Logo as included in the application as an identifier for Applicant's services, attached to Applicant's November 23, 2010 Office Action Response (Exhibit D);
 - Evidence of Applicant's registration for the Peace Logo in Class 9, attached to Applicant's November 23, 2010 Office Action Response (Exhibit E);
 - TARR and TESS records identifying third-party registrations for peace symbol and smiley face marks, attached to Applicant's November 23, 2010 and June 27, 2011 Office Action Responses and February 7, 2012 Request for Reconsideration (Exhibit F);
 - Applicant's evidence of 2(f) acquired distinctiveness, attached to Applicant's February 7, 2012 Request for Reconsideration (Exhibit G).

II. PROCEDURAL HISTORY

On March 10, 2010, Applicant filed the present application, claiming first use and first use in commerce on August 18, 2004 (the "Application"), seeking to register the design mark

shown at right (the "Mark") in connection with services identified as "providing on-line computer databases and on-line searchable databases featuring information, classified listings and announcements about housing, apartments, condominiums, town homes, real estate, commercial real estate, roommate-wanted, and rental and leasing and for sale advertisements for the forgoing" ("Applicant's Services").

On May 30, 2010, the Examiner assigned to the Application issued an Office Action refusing registration of the Mark for failure to function as a service mark based on the argument that (1) the use of the mark on the specimen of record is merely a customized browser icon that does not distinguish Applicant's Services from the services of other parties; and (2) the mark is a universally recognized symbol and, as such, consumers would not associate the Mark with the Applicant. In support of its argument, the Examiner cited generally to Trademark Act Sections 1, 2, 3, and 45, 15 U.S.C. Sections 1051-1053, 1127, In re Moody's Investors Serv., Inc., 13 USPO2d 2043 (TTAB 1989); In re The Signal Cos., 228 USPQ 956 (TTAB 1986), In re Hughes Aircraft Co., 222 USPQ 263 (TTAB 1984), and TMEP Sections 904.07(b), 1302. The Examiner requested that Applicant submit a substitute specimen or amend the application to an intent-touse basis.

On November 23, 2010, Applicant timely responded to the Office Action with arguments that use of the Mark as a browser icon functions as a mark because (1) there is a close association between a favicon logo and the provider of a service; (2) the Trademark Office has recognized the protectability of such icons; (3) the same logo has already been registered in Class 9 to the Applicant; and (4) there is direct evidence that consumers associate the Mark with the Applicant. In support of its arguments, Applicant submitted representative registrations where use of a mark as a favicon has been accepted as specimen of use, Applicant's Class 9



registration for the Mark, evidence that the Mark is associated by the public with Applicant's Services, and representative third-party peace symbol registrations. *See* Exhibits B-F.

On December 27, 2010, the Examiner issued a second Office Action refusing registration for failure to function as a service mark. The Examiner did not explicitly concede that a favicon can function as a service mark but did not provide additional arguments against the argument. Instead, the Examiner focused on the argument that the applied-for-mark, as shown on the specimen of record, does not function as a service mark because (1) it is a universally recognized symbol; and (2) previously registered favicons are more distinctive than the Mark. The Examiner again requested that Applicant submit a substitute specimen or amend the application to an intent-to-use basis. Additionally, while Applicant did not raise an acquired distinctiveness claim in the prior Office Action response, the Examiner addressed the acquired distinctiveness of Applicant's Mark as a basis for overcoming the refusal. The Examiner advised that Applicant's registration for the Mark was insufficient to demonstrate secondary source. Additionally, the Examiner provided information regarding types of evidence that would be required to support a claim of acquired distinctiveness.

On June 27, 2011, Applicant submitted a second Office Action Response arguing that the peace symbol is capable of functioning as a mark, including representative third-party registrations, and arguments that Applicant's Mark is no less distinctive than other registered favicons, specifically registrations for basic geometric shapes. Applicant reserved the right to enter a claim of acquired distinctiveness and/or undertaking other options for resolving the refusal. Applicant had not yet amended the Application to assert a claim of acquired distinctiveness. *See* Exhibit C.

On August 7, 2011, the Examiner issued an Office Action making final the refusal based upon a failure to function as a service mark. The Examiner provided additional evidence of the allegedly ubiquitous nature of the peace symbol and compared it to the allegedly similar ubiquitous nature of a smiley-face design. The Examiner did not address Applicant's offer to enter a claim of acquired distinctiveness and evidence in support.

On February 7, 2012, Applicant filed a Request for Reconsideration again arguing that the Mark is capable of functioning as a service mark, including evidence of third-party smileyface registrations in response to the Examiner's comparison of the Mark to these designs. Applicant also submitted a claim of acquired distinctiveness. Applicant advised that, if the arguments and evidence of acquired distinctiveness were not accepted, Applicant was willing to amend the Mark from a black-and-white special form to one claiming purple as a color feature of the Mark. *See* Exhibit G.

On March 4, 2012, the Examiner denied Applicant's request for reconsideration maintaining the failure to function refusal and advised that the Request for Reconsideration did not raise a new issue. The Examiner rejected Applicant's evidence of acquired distinctiveness first arguing that evidence of acquired distinctiveness was inappropriate because the refusal was based on failure to function rather than descriptiveness or genericness. The Examiner also argued that, if the mark did function as a service mark, the evidence of acquired distinctiveness was insufficient. The Examiner did not address Applicant's offer to amend the Mark to claim purpose as a color feature of the Mark.

On February 7, 2012, Applicant filed a timely Notice of Appeal with the Trademark Trial and Appeal Board (the "Board").

III. SUMMARY OF ERRORS IN EXAMINER'S ANALYSIS

As discussed in more detail in the Arguments section below, several errors were made by the Examiner in the Office Actions and Reconsideration Letter issued for the Mark. Specifically, Applicant alleges the following errors on the part of the Examiner:

- Applicant's evidence that use of a mark as a favicon was sufficient to overcome Examiner's initial refusal of use of the mark as a customized browser icon, but the Examiner failed to appropriately withdraw this basis for refusal;
- The Examiner's refusal based on the ubiquitous nature of the Mark was inappropriately categorized as a "failure to function" refusal by the Examiner. The evidence and support provided by the Examiner indicates the intended refusal was one based on lack of distinctiveness. Because the refusal was not appropriately articulated by the Examiner, Applicant was unable to fully respond to the Examiner's argument;
- The Examiner's argument that evidence of acquired distinctiveness was inappropriate to overcome the refusal is incorrect given that the crux of Examiner's argument was the lack of distinctiveness of the mark, as well as additional evidence that indicates evidence of acquired distinctiveness is generally acceptable to overcome various "failure to function" refusals;
- The evidence of acquired distinctiveness submitted by Applicant was sufficient to overcome the Examiner's refusal; and
- Applicant raised two new issues in its request for reconsideration (a claim of acquired distinctiveness and a request to amend the drawing of the Mark), both of which required

issuance of a new, non-final Office Action and an opportunity to submit additional evidence and arguments in support of the acquired distinctiveness of the mark.

In the argument section below, Applicant discusses each of the above errors and provides supporting legal arguments for its position. The Conclusion section details the Applicant's requests from the Board.

IV. ARGUMENT

1. First Office Action: Failure to Function Refusal was Inappropriate and Unsupported by Insufficient Evidence

In the First Office Action, the Examiner refused registration of the mark, arguing that the applied-for mark did not function as a service mark because (1) the specimen showed the mark used merely as a customized browser icon; and (2) the mark is a universally recognized symbol which consumers would not associate with the applicant. In support of the refusal, the Examiner provided Google search results showing use of the peace symbol by third-parties, a Wikipedia entry discussing the peace symbol, and four articles discussing the origin of the peace symbol.

Applicant responded to the Office Action explaining that Applicant's specimen showed use of the mark as a "favicon," which is a small logo that identifies the source of a website. Applicant provided relevant articles and definitions detailing favicons and their role in branding. Applicant also submitted representative, third-party registrations for favicons, as well as TARR records and favicon specimens for third-party applications that would be registered imminently. *See* Exhibit C. Applicant's arguments and submitted evidence clearly demonstrated that there is a close association between a favicon logo and the provider of a service, which creates precisely the sort of connection that the trademark law is designed to recognize and protect. As such, use of Applicant's Mark as a favicon should be considered sufficient to overcome the "failure to

function refusal." If the Examiner had concerns beyond the specimen of record, these should have been raised in any subsequent Office Action.

Applicant also provided evidence that Applicant had already successfully registered the Mark for related downloadable software and provided the relevant details of the registration (Reg. No. 3856547). Given the Examiner's reference to the peace symbol as a universally recognized symbol, similar to the discussion in connection to an ornamentation refusal in TMEP Section 1202.03(a), establishing the existence of such a registration should be sufficient to demonstrate secondary source, and Applicant clearly made this connection the Office Action Response. As such, this evidence alone should also have been found sufficient to overcome the failure to function refusal. While existence of a U.S. registration is generally sufficient to demonstrate secondary source, Applicant also provided direct evidence that the Mark serves to identify Applicant's services, including the fact that the mark only appears when consumers visit a genuine craigslist, Inc. website and third-party media and internet references connecting the Mark with Applicant's services.

Finally, Applicant provided examples of third-party registrations for the peace symbol as evidence that the symbol is capable of functioning as a mark. Applicant also noted that comparable symbols, such as the smiley face, have been registered by third-parties.

Applicant's response was clearly sufficient to overcome the refusal raised by the Examiner in the Office Action. A service mark is defined as <u>any</u> word, name, symbol, or device used by a party to identify and distinguish its services from that of another. 15 U.S.C. §1127 (emphasis added). As such, no mark can be refused simply because it is composed of a particular symbol, word, or design. As such, a failure to function refusal is only appropriate when, as used on the specimen of record, the mark does not serve to identify and distinguish

applicant's services from those of others and to indicate the source of applicant's services. *See* TMEP Section 904.07(b).

In order to function as a service mark, the mark must be used in a manner that would be perceived by purchasers as identifying and distinguishing the source of the services included in the application. *See* TMEP 1301.02(a). The issue of whether the mark fails to function is usually tied to use of the mark as evidenced by the specimen, rather than the appearance of the mark itself. *See* TMEP Section 1202; *see also Michael S. Sachs Inc. v. Cordon Art B.V.*, 56 USPQ2d 1132 (TTAB 2000). Representative examples of specimens that may not reflect a mark functioning as a service mark include use (1) to convey advertising or promotional information; (2) to identify a product, device, or instrument sold or used in the performance of a service rather than to identify the service itself; (3) to identify a process, style, method, or system used in rendering a service; (4) of a term to identify a menu item; (5) as the name or design of a character or person; (6) use as a trade name; and (7) that is merely ornamental. *See* TMEP Section 1301.02(a).

It is clear that the Mark does not fall into any of uses for which a failure to function as a service mark is common. Additionally, the Examiner's refusal only connection to use of the Mark on the specimen-of-record is the argument that the mark is only used as a customized browser icon. The Examiner does not tie the fact that the Mark is a well-known symbol into Applicant's use of the Mark on the specimen of record. For these reasons, the Examiner was incorrect in stating that the fact that the Mark is a universally recognized symbol was a basis for the failure to function refusal. As such, Applicant's arguments and evidence supporting a finding that a favicon is an acceptable specimen that creates the requisite link in consumers' minds between the Mark and the services should have been acceptable to overcome the refusal.

2. Second Office Action: Examiner Mischaracterized Refusal and Did Not Provide Sufficient Weight to Arguments and Evidence Submitted by Applicant

The Examiner issued a second Office Action maintaining the failure to function refusal, citing to the same provisions included in the First Office Action. The Examiner did not specifically address whether one of the bases for maintaining the refusal was that the specimen shows the mark used as a favicon. The Examiner simply stated that the registered favicons relied upon by Applicant are more distinctive than the design sought to be registered by the Applicant. The Examiner then quoted TMEP Section 1202.03(a), referenced previously in this brief, which states that, when determining whether a mark is merely ornamental, the commercial impression should be analyzed, including whether the mark is a common expression or symbol, such as the peace symbol. In support of its citation to TMEP Section 1202.03(a), the Examiner also cited to the TTAB decision in the consolidated cases of Wal-mart Stores, Inc. v. Loufrani and Franklin and Loufrani v. Wal-Mart Stores, Inc. (Consolidated Opposition Nos. 91150278, 91154632, and 91152145) (TTAB 2009), which references the smiley-face logo as a ubiquitous, non-distinctive symbol. The Examiner's reliance on this case as support for the failure to function as a service mark refusal, however, is misplaced. The issue in the Wal-Mart decision was whether Wal-Mart's smiley-face mark lacked distinctiveness, not whether it failed to function as a mark based on any specimen of record. The Board found that the "smiling face" is a common, noninherently distinctive design, but ultimately determined the mark had achieved acquired distinctiveness based on (1) Wal-Mart's extensive use and advertisement; and (2) the fact that there was little evidence of any substantial use by other retail department stores of a similar smiling face design. Id. at 16.

While the stated refusal in the second Office Action is failure to function as a service mark, the Examiner's arguments and documented support for the arguments indicate that the refusal is actually either, more specifically, an ornamental refusal, or simply that the mark lacks inherent distinctiveness. These arguments and evidence include (1) the Examiner's statement that other registered favicons are more distinctive than Applicant's Mark; (2) the Examiner's reliance on a portion of the TMEP related to ornamental refusals; and (3) citation to a case finding that the smiling face is not inherently distinctive.

If the refusal was an ornamental refusal, the Examiner should have accepted Applicant's evidence of secondary source (in the form of its U.S. registration for the Mark in Class 9) as sufficient to overcome the refusal, and a second Office Action was not appropriate. One issue to consider in an ornamentation refusal is the commercial impression created by the proposed mark, including its significance and whether it is a common expression or symbol, including the peace symbol. *See* TMEP Section 1202.03(a). It is clearly established, however, that it is possible to overcome such an ornamentation refusal by showing secondary source, including by showing ownership of a U.S. registration on the Principal Register of the same mark for other goods based on use in commerce. *See* TMEP 1202.03(c). If, alternatively, the refusal was simply lack of inherent distinctiveness, the Examiner should have properly identified the refusal.

Finally, in the second Office Action, the Examiner delineates what evidence would be required from Applicant in order to support a claim of acquired distinctiveness. This is relevant because subsequently, in the Reconsideration Letter, the Examiner inconsistently argues that evidence of acquired distinctiveness is inappropriate in response to the failure to function refusal, which will be discussed in greater detail later in this Brief.

Applicant responded to the second Office Action by again addressing the failure to function as a service mark refusal (as the Examiner has not raised a lack of distinctiveness refusal) and arguing that the peace symbol is capable of functioning as a mark because, while the peace symbol is commonly associated with pacifism, consumers should not have difficultly distinguishing the peace symbol as an arbitrary source indicator for online services not related to pacifism, including additional evidence of registered peace symbol service marks. These third-party registrations indicate that the Trademark Office has previously found that consumers are capable of distinguishing the peace symbol as a source indicator for a number of different goods and services offered by a number of different entities. Applicant also argued that Applicant's mark is no less distinctive than other registered favicons given that two of the registered favicons consisted solely of common, geometric figures. *See* Exhibit C.

Applicant's response to the Second Office Action should have been found sufficient to overcome the failure to function as a service mark refusal. First, the Examiner cites to the TMEP section governing ornamental refusals as support for the refusal. This section clearly states that evidence of secondary source, including a registration for the Mark covering different goods owned by the Applicant, is sufficient to overcome such a refusal. Applicant submitted exactly this type of evidence. Additionally, Examiner provides no support for the refusal that the ubiquitous nature of the mark is an appropriate basis for a failure to function refusal, aside from the statement that consumers will not view the Mark as a source indicator for Applicant's Services. Applicant's evidence of third-party registrations, however, clearly establishes Trademark Office precedent that consumers are capable of viewing the Mark as a source indicator for a wide number of goods and services offered by different entities.

3. Final Office Action: Examiner Continues to Mischaracterize Refusal and Fails to Raise New or Compelling Arguments for Maintaining Refusal

On August 7, 2011, the Examiner issued an Office Action making its refusal to register the mark for failure to function as a service mark final based on the ubiquitous nature of the peace symbol. In the final Office Action, the Examiner failed to continue the refusal based on the use of the mark as a favicon on the specimen of record. As such, this issue should not be considered maintained and, assuming Applicant's mark is found to be sufficiently distinctive, the specimen of record should be accepted.

The Examiner reiterated the arguments that the Mark fails to function as a service mark because it is a universally-recognized symbol. As discussed above, Applicant believes this refusal is inappropriate and is instead more appropriately classified as a refusal based on lack of distinctiveness. In support of the refusal, the Examiner provided additional articles regarding third-party recognition of the peace symbol and again cites to TMEP Section 1202.03(a). The Examiner, however, advised that the evidence of third-party registrations for the peace symbol submitted by Applicant as evidence are not persuasive because they incorporate the symbol into composite marks. A review of the third-party registrations submitted by Applicant, however, clearly demonstrate that the majority of the registrations do not contain a word element and, at most, incorporate a secondary, minimal design element. *See* Exhibit F. As such in each registration, the peace symbol is the dominant portion of the goods or services. As discussed above, for these reasons, the third-party registrations are extremely relevant in demonstrating that Trademark Office precedent recognizes and acknowledges that consumers are in fact capable as viewing the peace symbol as a source indicator.

Applicant reiterates its arguments that its prior submissions should have been found sufficient to overcome this refusal.

4. Request for Reconsideration: Applicant Raised Two, New Issues Which Required Issuance of a New, Non-Final Office Action and also Provided Sufficient Evidence of Acquired Distinctiveness to Overcome Refusal

In response to the Final Office Action, Applicant submitted a Request for Reconsideration and filed a timely Notice of Appeal. In the Request for Reconsideration, Applicant reiterated its arguments that the Mark functions as a service mark, including evidence of third-party registrations for the peace symbol and its own registration for the Mark in Class 9. *See* Exhibits E and F. Additionally, because the Examiner analogized the peace symbol to the smiley face, Applicant submitted additional representative examples of third-party registrations for the smiley-face which demonstrated that the Trademark Office has also found consumers capable of viewing the smiley face as a source indicator. *Id.*

The Applicant also raised two new issues in the request for reconsideration. First, Applicant amended the Application to add a 2(f) claim and submitted evidence of the acquired distinctiveness of the mark, including evidence of (1) use of the mark for more than seven years; (2) use of the mark with a mobile application; (3) specific direction to consumers to look for the Mark as an indicator of genuine craigslist, Inc. services; (4) an extensive and widespread consumer base; (5) extremely large numbers of consumers in the form unique visitors to the craigslist.org website, website hits, and website rank; and (6) third-party media references associating the Mark with Applicant's Services. *See* Exhibit G.

Second, Applicant offered to amend the Mark from a black-and white special form to one claiming purple as a color feature of the Mark. Such an alteration is authorized because it is viewed as a restriction or limitation on Applicant's rights in the Mark. Amendment of a black-and-white special form drawing to one claiming a color as a feature of the mark generally does

not constitute a material alteration because it is considered a restriction or limitation of applicant's rights. *See* TMEP 807.14(e)(i).

5. Reconsideration Letter: Issuance of Reconsideration Letter was Erroneous Because (1) New Issues Raised by Applicant; and (2) Appropriate Evidence of Acquired Distinctiveness Provided by Applicant

The Examiner incorrectly issued a Reconsideration Letter in response to Applicant's Request for Reconsideration. As discussed above, Applicant raised two new issues in the Request for Reconsideration. If a Request for Reconsideration includes an amendment that presents a new issue, the Examiner must issue a new, non-final Office Action with a six-month response clause that addresses the new issue. *See* TMEP 715.04(b). Instead, the Examiner inappropriately issued a Reconsideration Letter (1) arguing that evidence of acquired distinctiveness was not appropriate to overcome the refusal; and (2) arguing that, even if evidence of acquired distinctiveness was not appropriate, the evidence was insufficient.

a. New Issued Raised in Request for Reconsideration

In its Request for Reconsideration, Applicant raised two new issues that requires issuance of a new, non-final Office Action rather than a Reconsideration Letter.

The first new issue raised by Applicant was a claim of acquired distinctiveness. Applicant had not previously entered a claim of acquired distinctiveness, but instead only raised Applicant's prior registration to Examiner's attention as persuasive evidence that the Mark can (and does) function as a source indicator. A claim of acquired distinctiveness raises a new issue when appropriately made, including in response to refusals to registration on grounds pertaining to non-inherently distinctive subject matter and marks that comprise matter that is purely ornamental. *See* TMEP Section 714.05(a)(i); *see also* TMEP Section 715.04(b). If the examiner

determines that the claim of acquired distinctiveness does not overcome the refusal, a new nonfinal refusal should be issued. *Id.* In response to a claim of acquired distinctiveness, final action is only appropriate if the claim of acquired distinctiveness is irrelevant to the outstanding refusal, which is a situation which would occur when a registration is refused based on the following: (1) mark contains of immoral or scandalous matter; (2) mark comprised of a flag, coat of arms, or other insignia of the U.S., state, or municipality or foreign nation; (3) likelihood of confusion, mistake, or deception; (4) geographically deceptively misdescriptive; or (5) functionality of trade dress. *Id.* As Applicant has discussed in the arguments above, the refusal maintained by the Examiner is most appropriately classified as a lack of distinctiveness refusal. As such, a claim of acquired distinctiveness raises a new issue which requires issuance of a new, non-final Office Action. Applicant has also provided additional arguments below which support a finding that evidence of acquired distinctiveness was appropriate in response to the refusal raised by the Examiner.

Second, Applicant advised that, if the evidence of acquired distinctiveness and the arguments against the failure to function refusal were not accepted, Applicant would be willing to amend the Mark to include a purple color claim. The Examiner failed to address the amendment request in the Reconsideration Letter. When a request to amend the drawing of a mark is raised by the applicant (where the Examiner has not previously required the drawing be amended), issuance of a new, non-final action is generally required. *See* TMEP Section 714.05(a). Because the Examiner has not previously required that the drawing be amended, the Examiner was required to issue a new, non-final Office Action addressing the reasons it had not considered Applicant's request to enter a color claim.

Applicant has addressed the Examiner's failure to issue a new, non-final Office Action in this appeal brief as this is the timely and appropriate forum for raising the issues. While it is necessary for an applicant to raise the issue of a premature final action while the application is still pending before the Examining Attorney, no similar provision mandates that an applicant address the failure to issue a new, non-final action in response to a Request for Reconsideration with the Examiner. *See* TMEP Section 714.06. This is logical, given that, if a new, non-final action is not issued in response to a Request for Reconsideration, the application is automatically remanded to the TTAB, assuming a timely Notice of Appeal was filed. As such, the Examiner would no longer have jurisdiction over the application to address the issue.

b. Evidence of Acquired Distinctiveness Was Appropriate and Sufficient

In the Reconsideration Letter, the Examiner attempts to argue that evidence of acquired distinctiveness cannot overcome the refusal because the refusal is based on failure to function as a mark rather than the descriptiveness or genericness of the mark. The Examiner fails to address, however, the fact that the arguments and citations provided by the Examiner repeatedly reference the *distinctiveness* of the mark, which is exactly the type of refusal a claim of acquired distinctiveness was meant to overcome. Specifically, the Examiner has (1) repeatedly cited TMEP 1202.03(a) with respect ornamental refusals which can be overcome by evidence of acquired distinctiveness; (2) argued that the Mark is unregistrable because it is less distinctive than other registered favicons; (3) has cited to the *Wal-Mart* TTAB decision in support of the refusal, when this case deals with an opposition based on lack of distinctiveness, which is overcome by evidence of acquired distinctiveness; and (4) has explicity invited Applicant to submit evidence of acquired distinctiveness as a means for overcoming the refusal. For the Examiner to now try to characterize the refusal as one that cannot be overcome by evidence of

acquired distinctiveness directly undercuts the Examiner's support relied upon as a basis for its failure to function refusal.

The Examiner cites TMEP Section 1212.02 and related cases which discusses when acquired distinctiveness evidence is not acceptable. These situations generally include when matter is generic, functional, or purely ornamental. Notably, the Examiner has not raised a genericness, functionality, or purely ornamental refusal at any point in the procedural history of the Application for the Mark, and does not raise such a refusal in the Reconsideration Letter. The cases cited by Examiner in support of the proposition generally involve cases where the refusal was based on the genericness or functionality of the mark, which are refusals that do not apply in this instance. TMEP section 1212.02(a) details refusal for which it is always inappropriate to include a 2(f) response, and it does not include failure to function as a service mark. In fact, it is well-established that it is possible to overcome a number of "failure to function" refusals based on evidence of acquired distinctiveness, including for flavors, background designs, non-syndicated columns and sections, and model or grade designations. See In re N.V. Organon, 79 USPQ2d 1639 (TTAB 2006) (finding that evidence of acquired distinctiveness is necessary to register a mark for "orange flavor"); see also In re ROD'S FOOD PRODUCTS, INC. 125 USPQ 495 (TTAB 1960) (requiring evidence of acquired distinctiveness for registration of a background design); see also TMEP Section 1202.07(a)(ii); see also TMEP Section 1202.16. Evidence of acquired distinctiveness has also been used to overcome objections to registration of marks as informational matter (see Roux Laboratories, Inc. v. Clairol Incorporated, 427 F.2d 823(C.C.P.A. 1970)), registration of color marks (see TMEP Section 1202.05; see also In re N.V. Organon, 79 USPQ2d 1639 (TTAB 2006)), non-syndicated columns and sections (see TMEP Section 1202.07(a)(ii)), and model or grade designations (see

TMEP Section 1202.16). It is also well established that marks which are originally viewed as weak are able to gain distinctiveness through use. *See Apple Growers Association v. Pelletti Fruit Company, Inc.*, 115 USPQ 169 (N.D. Cal. 1957). Most analogous to the Examiner's refusal would be ordinary geometric shapes, which are protectible upon a showing of acquired distinctiveness, as are symbols such as the smiley face. *See Guess? Inc. v. Nationwide Time Inc.*, 16 USPQ2d 1804 (TTAB 1990); *see also Wal-mart Stores, Inc. v. Loufrani* and *Franklin Loufrani v. Wal-Mart Stores, Inc.* (Consolidated Opposition Nos. 91150278, 91154632, and 91152145) (TTAB 2009).

Given (1) that registration of the Mark has not been refused based on genericness, functionality, or pure ornamentation; (2) the Examiner's past references to distinctiveness and reliance on related TMEP provisions and case law; and (3) the supporting evidence provided by Applicant in this brief, evidence of acquired distinctiveness should be considered in overcoming the refusal. As such, Applicant's claim of acquired distinctiveness raised a new issue that mandated issuance of a new, non-final Office Action that would allow Applicant to submit further arguments and additional evidence of acquired distinctiveness, if necessary.

Applicant also believes, however, that the Examiner's alternate finding that evidence of acquired distinctiveness was insufficient was inappropriate. In the second Office Action, the Examiner stated that "[t]he ultimate test in determining acquisition of distinctiveness under Trademark Act Section 2(f) is not applicant's efforts, but applicant's success in educating the public to associate the claimed mark with a single source." Applicant's evidence of acquired distinctiveness included this relevant evidence in the form of (1) screenshots showing Applicant educating consumers that the Mark indicates consumers are receiving Applicant's genuine services; and (2) third-party media connecting Applicant's Mark with Applicant's Services. *See*

Exhibit G. In the second Office Action response, the types of additional evidence requested by the Examiner also included (1) length and exclusivity of use of the mark in the U.S. by the applicant; (2) the type, expense, and amount of advertising of the mark in the U.S.; and (3) applicant's efforts in the U.S. to associate the mark with the source of the services, such as unsolicited media coverage and consumer studies. *Id.* Due to the notoriety of Applicant's Services (as demonstrated by the number of unique visitors, website hits, and website rank of Applicant's website), it is clear that traditional advertising is not necessary for Applicant's business model. As such, the second prong of evidence is not relevant. Applicant did, however, submit evidence of the length and exclusivity of use of the mark (which was several years past the general five year requirement) and evidence of Applicant's efforts to associate the mark with the source of the services, as previously detailed in this brief. Based on Examiner's own evidence requirements, Applicant's submitted evidence was sufficient to demonstrate the acquired distinctiveness of the Mark.

V. CONCLUSION

As detailed in the above brief, the following is clear:

- Applicant's evidence that use of a mark as a favicon was sufficient to overcome
 Examiner's initial refusal of use of the mark as a customized browser icon, and this basis for the "failure to function" refusal was not continued by the Examiner;
- The Examiner's refusal based on the ubiquitous nature of the Mark was inappropriately categorized as a "failure to function" refusal by the Examiner, given that all evidence and support provided by the Examiner indicate the actual refusal was based on the lack of distinctiveness of the mark;

- Evidence of acquired distinctiveness was appropriate to overcome the refusal given that the crux of Examiner's argument was the lack of distinctiveness of the mark, as well as additional evidence that indicates evidence of acquired distinctiveness is generally acceptable to overcome various "failure to function" refusals; and
- The evidence of acquired distinctiveness submitted by Applicant was sufficient to overcome the Examiner's refusal; and
- Even if the evidence of acquired distinctiveness is not found sufficient by the Board, Applicant raised two new issues in its request for reconsideration that required issuance of a new, non-final Office Action and an opportunity to submit additional evidence and arguments in support of the acquired distinctiveness of the mark.

Based on the arguments included in the brief, Applicant requests that the Board allow the Mark to proceed to registration because Applicant successfully overcame the refusal that use of the mark as a favicon did not function as a service mark, and the Examiner never appropriately raised a lack of distinctiveness refusal. If the Board does not accept these arguments, Applicant requests that, in the alternative, the Board find that Applicant's evidence of acquired distinctiveness was sufficient to overcome the refusal maintained by the Examiner and allow the Mark to proceed to registration.

Even if the Board finds that the application for the Mark is not yet in condition to proceed to registration, Applicant respectfully requests that the Board find that the Examiner was incorrect in issuing a Reconsideration Letter and should, instead, have issued a new, non-final Office Action given that Applicant raised two new issues in the request for reconsideration. If the Board mandates that a new, non-final Office Action is necessary, Applicant also respectfully

requests that the Board direct the Examiner to more appropriately classify the refusal as one based on the lack of inherent distinctiveness of the Mark.

DATED: 5/7/12

PERKINS COIE LLP ndrea ander

PERKINS COIE LLP Grace Han Stanton Andrea M. Sander Attorneys for Applicant 1201 Third Avenue Suite 4900 Seattle, WA 98101 206.359.8000 Exhibit A

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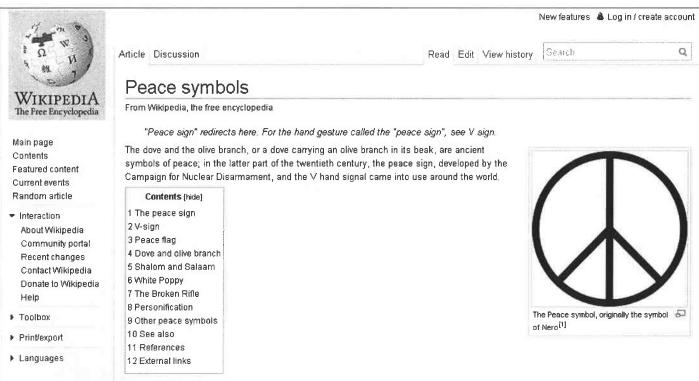
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The peace sign



Richard H. Springman, U.S. Army, wearing a peace bsign necklace, speaking with a North Vietnamese Army officer. He and 13 other captives, some also pictured, were released on the same day, 18 February 1973, two weeks after the Paris Peace Accords The internationally recognized symbol for peace was originally designed for the British nuclear disarmament movement.^[1] It was designed and completed on 21 February 1958 by Gerald Holtom, a professional designer and artist in Britain for the 4 April march planned by the Direct Action Committee Against Nuclear War (DAC) from Trafalgar Square, London to the Atomic Weapons Research Establishment at Aldermaston in England.^{[1][2]} The symbol was later adopted by the Campaign for Nuclear Disarmament (CND). It was adopted by first the 1960s anti-war movement, then the counterculture, and finally the popular culture of the time.

[edit]



Semaphore 'N' 6-



The peace sign flag first became known in the United States in 1958 when Albert Bigelow, a pacifist protester, sailed bis small best suffitted with the CND bapage into the visinity of a pusies test ^[3].



his small boat outfitted with the CND banner into the vicinity of a nuclear test ^[3]

The peace sign button was imported into the United States in 1960 by Philip Altbach, a freshman at the University of Chicago, who traveled to England to meet with British peace groups as a delegate from the Student Peace Union (SPU). Altbach purchased a bag of the "chickentrack" buttons while he was in England, and brought them back to Chicago, where he convinced SPU to reprint the button and adopt it as its symbol. Over the next four years, SPU reproduced and sold thousands of the buttons on college campuses. By the late 1960s, the peace sign had become an international symbol adopted by anti-war protestors of the Baby Boom Generation.^[4]



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The symbol itself is a combination of the semaphoric signals for the letters "N" and "D," standing for Nuclear

Disarmament.^[1] In semaphore the letter "N" is formed by a person holding two flags in an upside-down "V," and the letter "D" is formed by holding one flag pointed straight up and the other pointed straight down. Superimposing these two signs forms the shape of the centre of the peace symbol. In the first official CND version (which was preceded by a ceramic pin version that had straight lines, but was short lived) the spokes curved out to be wider at the edge of the circle, which was white on black.^{[1][5][6]}

Holtom later wrote to Hugh Brock, editor of Peace News, explaining the genesis of his idea in greater depth: "I was in despair. Deep despair I drew myself the representative of an individual in despair, with hands palm outstretched outwards and downwards in the manner of Goya's peasant before the firing squad. I formalised the drawing into a line and put a circle round it."^[6] Ken Kolsburn, a correspondent of Holtom's, says that the designer came to regret the symbolism of despair, as he felt that peace was something to be celebrated and wanted the symbol to be inverted.^[7]

The original drawing by Gerald Holtom of the CND symbol is housed in the Peace Museum, UK.^[1] in Bradford, England.

In Unicode, the peace sign is U+262E: D, and can thus be generated in HTML by typing ☮ or ☮. However, internet browsers may not have a typeface that can display it.

The gravestone of Ed Bishop, actor and anti-war campaigner, has a peace symbol prominently engraved on it.

V-sign

Main articles: V-sign and Radio Londres

The "V-sign", also called the "peace sign" and the "victory sign," is a hand gesture with the index and middle fingers open and all others closed. It was used as a sign for victory during the Second World War by Winston Churchill, originally with palm inwards; Churchill switched to palm outwards later in the war, probably because^[CRation needed] the gesture made palm inwards has an insulting meaning in Britain. The letter "V" also represents the number 5 in Roman Numerals; both V and 5 were used as symbols of hope for British citizens and in wireless contacts with the French Resistance partisan freedom fighters. The BBC's V for Victory campaign urged listeners to mark a V on walls as subversion and a sign of support for the Allies.^[8] More complex broadcasts were often jammed, but when it was realised that the three short notes and one long at the start of Beethoven's Fifth Symphony was also Morse code for V, and could more easily penetrate the static, the call sign of Radio Londres and other BBC services in Europe was converted to the sound of drums beating out V in Morse code.^[9]



A 2003, Los Angeles anti-war protester 5 flashing the peace sign.

This developed into a peace sign during protests in the USA against the Vietnam War (and subsequent anti-war protests), and was adopted by the North American counterculture as a sign of peace. Because the hippies of the day often showed the sign while saying "Peace", it became known as the peace sign, the name still used today.^[9]

Peace flag

Main article: Peace rainbow flag

The peace flag is a series of seven rainbow stripes with the word for peace printed in the center. The first such flags made were emblazoned with **PACE** (*Peace* in Italian and Romanian,



pronounced *pah-chay*, derived from the ablative case of the Latin word *pax*.). Previous Italian peace flags had featured a dove drawn by Pablo Picasso;^[10] the new design first appeared in an Italian peace march as early as September 24, 1961, in an Italian peace march.

The flag is often flown from balconies in Italy by citizens opposed to the Iraq war.^[11] Its use has spread to other countries as well, with the Italian "pace" replaced with its translation in various other

In recent years, especially in connection with the 2003 Invasion of Iraq, there has been a surge in popularity of the Peace flag.^[11] According to Amnesty International, producer Franco Belsito had

popularity of the Peace flag.^[11] According to Amnesty International, producer Franco Belsito had produced only about 10,000 flags annually for 60 years, and suddenly had to cope with a demand in the range of millions.^[11]

Dove and olive branch

Peace dove graffiti in 50 Madrid. The Castilian Spanish "paz" translates to "peace"

In Judaism and Christianity an olive branch is a sign for peace. The Torah and the Old Testament describe a story in which a dove was released by Noah after the Great Flood in order to find land. The dove came back carrying an olive branch in its beak, proof for Noah that the lumultuous waters of the Great Flood were receding,

and humans could soon resume a normal life. (Book of Genesis 8:11).

In Greek tradition, olive branches represent peace.^[12] The plant was considered sacred to the ancient goddess of wisdom and defensive warfare, Athena.^[12]

Defeated Roman armies displayed olive branches as a white flag to indicate surrender [13][14]

The motif can also represent "hope for peace" and even a peace offering from one man to another, as in the phrase "extend an olive branch" ^[14]

Shalom and Salaam

Main articles: Shalom and Salaam

The Hebrew word "Shalom" (Hebrew: ψ), and the Arabic "Salaam" (Arabic: (ω) have been used as peace symbols. Shalom and Salaam literally mean "peace" and are cognates of each other, derived from the Semitic triconsonantal of \hat{S} -L-M (realized in Hebrew as \tilde{S} -L-M and in Arabic as S-L-M).

The congruence of both words has come to represent "peace in the Middle East" and an end to the Arab-Israeli conflict. Its significance is such that wall plaques and signs are sold with only those words.

The words are featured in such Israeli peace songs such as "Salaam (Od Yavo Shalom Aleinu)", sung in both Hebrew and Arabic,^[15] and "Shalom Salaam Peace" by HaMehona Shel HaGruv^[16]

White Poppy

The White Poppy campaign began in 1932^[17] by the Women's Co-operative Guild to distribute an alternative to the Red Poppies used to commemorate British military dead,^[17] and the first poppies were distributed in 1933.

The newly-formed Peace Pledge Union (PPU) joined in distributing them in 1934, and white poppy wreaths were laid "as a pledge to peace that war must not happen again". In 1980, the PPU revived the symbol as a form of remembering the victims of war without glorifying militarism.



A white poppy among red poppies





Hebrew, Arabic

and English



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The Broken Rifle



The Broken Rifle symbol associated with War Resisters' International and its affiliates actually predates the toundation of WRI in 1921.

The first known example of the Broken Rifle was in the mast-head of the January 1909 issue of De Wapens Neder (Down With Weapons), the monthly paper of the International Antimilitarist Union in the Netherlands. In 1915 it appeared on the cover of a pamphlet, Under det brukne Gevaer (Under the Broken Rifle), published by the Norwegian Social Democratic Youth Association. The (German) League for War Victims, founded in 1917, used the broken rifle on a 1919 banner. In 1921, Belgian workers marching through La Louvrière on 16

October 1921, carried flags showing a soldier breaking his rifle.

Ernst Friedrich, a German who had refused military service, founded the Anti-Kriegs Museum in Berlin with a bas-relief broken rifle over the door, and the Museum distributed broken rifle badges, girl's and women's brooches, boy's belt buckles, and men's tie pins.^[18]

Personification

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In Greek and Roman mythology, the goddesses Eirene or Irene, Pax and Tranquillitas personified tranquility, security, calmness, peace

Other peace symbols

[edit]

The crane is a traditional symbol in Japan for, among other things, peace. Paper cranes are often folded, especially around the time of the New Year; a thousand origami cranes is a symbol of good luck, and was popularized as a peace symbol by the story of Sadako Sasaki.

Some unique items have come to symbolize peace. For example, the Japanese Peace Bell was a gift from the UN Association of Japan to the United Nations, presented to them in 1954. The bell remains at UN headquarters and is struck yearly, in remembrance of peace.

The Pax Cultura symbol, created by Nicholas Roerich, has also been used as a peace



I oshogu shrine of the eternal flame of peace, on which thousand-origami-crane strings have been hung

Date palms are signs of peace and plenty in Judaism.

See also

symbol.

Peace flag

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External links

- · Happy Birthday Peace celebrating 50 years of Gerald Holtom's peace symbol
- The biography of the Peace Symbol by Ken Kolsbun PeaceSymbol com
- A tribute to the Peace Symbol and the Peace Sign PeaceSymbol.org
- Peace Symbols Free clip art
- Peace symbols Part I peace signs and images (author: Arash Vahdati)
- · Peace symbols Part II peace signs and images (author: Karan Reshad)
- · What is the origin of the peace symbol? (from The Straight Dope)
- Teach Peace Teach Peace Moment: Peace Symbol History
- World's best-known protest symbol turns 50 BBC News

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the circle RSER was thick - the thickening RSER has two versions: in one, all the streight strokes are thickened; in the other, only those in the lower half of the circle. it is said, that the reason for the symbol being upside down (I) over N) is that semaphore is a military code and upside down symbolizes 'anti-military'.

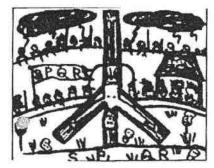
the symbol was quickly adopted in the US when a friend of martin luther king jr., bayard rustin began using it during civil rights marches. the power of this symbol is emphasized by the fact that various far-right and fundamentalist american groups, during the 1979s, seriously considered torbidding it (they have spread the idea of satanic associations and condemned it as a communist sign), in south africa, under the apartheid regime, there was an official attempt to ban it. also anti-vietnam war protesters picked it up, and it was called 'the footprint of the great american chicken' by many american soldiers during the vietnam war era.

deliberately never copyrighted, the symbol is still recognized in great britain as the logo for nuclear disarmament, but is known worldwide for peace and non-violence. In one has to pay or to seek permission before they use it. as a symbol of freedom, it is free for all. this of course sometimes leads to its use, or misuse, in circumstances that CND and the peace movement find distasteful. It is also often exploited for commercial, advertieing or generally fachion purposes. 'we can't stop this happening and have no intention of copyrighting it. all we can do is to ask commercial users if they would like to make a donation. any money received is used for CND's peace education and information work.' says the campaign for nuclear disarmament website <u>http://www.enduk.org</u>

DOVES OF PEACE

one of the most recognised symbols of peace is the dove. its origins are from the story of noah and the ark. when the rains that flooded the earth stopped pouring down, noah sent out various birds to see if they would bring back any sign of land to his boat.

he was anxious to begin life again on dry pasturage. one dove eventually returned carrying an olive branch. atter world war il pablo picasso, was responsible for the decisive use of the dove of peace : his lithograph designed for the international peace congress in paris, 1949, features the white ancestor of a new family of doves, since then, graphic artists have produced an endless series of doves of neace in different shanes. the letters N and D of the navy code of semaphore, the flag signalling system



there have been claims that the symbol has older, occult or anti-christian associations and that it was a 'symbol of death'. this fifth century illustration depicts st peter orucified upside-down, the inverted orucifix was known for centuries as the nero cost' from the roman reign of the emperor nero (54-88 A.D.) in the middle ages the 'nero cross' was adapted in satanists rituals. it can also be seen as composed of a tyr rune, or by the rune, turned upside down (in german 'todesrune') the rune of death.)



DE LA PAIX

SALLS THE PLACE





pel zhu rojkind arquitectos MAD architects view index





<u>hiroshi sugimoto:</u> faraday caqe

david oʻreilly at kuala <u>lumpur design week</u> 2010

tockbund art museum cai quo-qiang exhibition

view index



05/30/2010 09:47:46 AM

endless series of doves of peace in different shapes.

20 21 22 14 23 AVIUL 10 19 PARIS

manifesto by pablo picasso, 1949



origami crane



victory sign





frank gehry: the cleveland clinic.

alli studio: agnoulture museum, culiacan

ferrari world abu dhabi opens october 2010

wenn Index



elad ozeri at designboom mart ICFF 2010

vii: cocoon plan by rock wang

<u>carmela bogman +</u> rogier martens: pop-up

view index





love ring endless rain record potaroid mirror view index

THE PEACE CRANE

within asia the white crane is the bird of peace. originally it was the sort of peace that comes with prosperity and friendship, such that war is not even considered. the crane took on even greater significance as a peace symbol within japan right after the bombings of hiroshima and nagasaki. in 1955 an eleven year old japanese girl named sadako sasaki was diagnosed with leukemia from exposure to nuclear radiation. she heard that if she folded a thousand paper cranes, she would be granted a wish. so she began folding one crane after another, wishing for a well body within a world of peace, sadly, she died within the year, but her story went out to the people of the world. an organisation has been founded in memory of sadako whose purpose is to unite children in the effort for peace - 'the world peace project for children'.

http://www.sadako.org

THE HAND-GESTURE PEACE SIGN

is thought to have begun in europe during world war II when a V for victory - and not to be confused with the catholic gesture of benediction - was painted on walls as a symbol of freedom from occupying forces. the sign was widely used by peace movements in the 1960s and 1970s as a symbol of victory for peace and truth.





the 19th century illustration of maurice bessey's 'pictorial history of magic and the supernatural' depicts the benediction gesture with a shadow of which represents satan.



emblazoned in bold with the italian word PACE, meaning 'peace'. it became popular with the 'pace da tutti i balconi' /

peace from every balcony campaign in 2002, started as a protest against the impending war in iraq. 'peace from every balcony' is an effort to get people to show their opposition to war in general and specifically italian partecipation in the US military campaign against iraq. http://www.bandieredipace.org

THE RAINBOW FLAG

in basel, switzerland, at the international co-operative congress of world co-op, ICA leaders made plans for the very first international 'co-operators' day' in essen, germany which was held in july 1923.

they wanted to identify and define the growing co-operative movement's common values and ideals to help unite

co-ops around the world by developing an international co-op symbol to celebrate the movement's ideas of international solidarity, economic efficiency, equality, and world peace.

it is said that the meaning of the 7 colors of the rainbow flag is: REB stands for courage.

ORANGE offers the vision of possibilities. YELLOW represents the challenge that GREEN has kindled. GREEN represents growth, a challenge to co-operators to strive for growth of membership and of understanding of the aims and values of co-operation.

SKY BLUE suggests far horizons, the need to provide education and help to unfortunate people and to strive towards global unity. DARK BLUE suggests pessimism, reminding us of less fortunate people in the world who are in need of the benefits from co-operation.

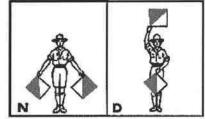
VIOLET is the color of warmth, beauty and friendship. http://www.coop.org

 this rainbow flag originated in italy and is

the 1980ies, the san francisco artist, gilbert baker, signed such a flag as a symbol for gay pride. I internationally recognised banner is usually flown during y and lesbian marches and is displayed outside gay-friend! rs and clubs, most commonly with the red stripe top, as the colors appear in a natural rainbow.	
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The origin of the Peace Symbol



NEW - Origins of the clenched fist - peace symbol combination graphic

A history of the Campaign for Nuclear Disarmament (CND) logo

One of the most widely known symbols in the world, in Britain it is recognised as standing for nuclear disarmament —and in particular as the logo of the Campaign for Nuclear Disarmament (CND). In the United States and much of the rest of the world it is known more broadly as the peace symbol. It was designed in 1958 by Gerald Holtom, a professional designer and artist and a graduate of the Royal College of Arts. He showed his preliminary sketches to a small group of people in the Peace News office in North London and to the Direct Action Committee Against Nuclear War, one of several smaller organisations that came together to set up CND.

The Direct Action Committee had already planned what was to be the first major anti-nuclear march, from

Gerald Holtom had originally considered using the Christian cross symbol within a circle as the motif for the march but various priests he had approached with the suggestion were not happy at the idea of using the cross on a protest march. Later, ironically, Christian CND were to use the symbol with the central stroke extended upwards to form the upright of a cross. This adaptation of the design was only one of many subsequently invented by various groups within CND and for specific occasions —with a cross below as a women's symbol, with a daffodil or a thistle incorporated by CND Cymru and Scottish CND, with little legs for a sponsored walk etc. Whether Gerald Holtom would have approved of some of the more lighthearted versions is open to doubt.

The symbol almost at once crossed the Atlantic. Bayard Rustin, a close associate of Martin Luther King had come over from the US in order to take part in that first Aldermaston March. He took the symbol back to the United States where it was used on civil rights marches. Later it appeared on anti-Vietnam War demonstrations and was even seen daubed in protest London to Aldermaston, where British nuclear weapons were and still are manufactured. It was on that march, over the 1958 Easter weekend that the symbol first appeared in public. Five hundred cardboard Iollipops on sticks were produced. Half were black on white and half white on green. Just as the church's liturgical colours change over Easter, so the colours were to change, "from Winter to Spring, from Death to Life." Black and white would be displayed on Good Friday and Saturday, green and white on Easter Sunday and Monday.

The first badges were made by Eric Austin of Kensington CND using white clay with the symbol painted black. Again there was a conscious symbolism. They were distributed with a note explaining that in the event of a nuclear war, these fired pottery badges would be among the few human artifacts to survive the nuclear inferno. These early ceramic badges can still be found and one, lent by CND, was included in the Imperial War Museum's 1999/2000 exhibition From the Bomb to the Beatles.

What does it mean?

Gerald Holtom, a conscientious objector who had worked on a farm in Norfolk during the Second World War, explained that the symbol incorporated the semaphore letters N(uclear) and D(isarmament). He later wrote to Hugh Brock, editor of Peace News, explaining the genesis of his idea in greater, more personal depth:

I was in despair. Deep despair. I drew myself: the representative of an individual in despair, with hands palm outstretched outwards and downwards in the manner of Goya's peasant before the firing squad. I formalised the drawing into a line and put a circle round tt.

Eric Austin added his own interpretation of the design: "the gesture of despair had long been associated with the death of Man and the circle with the unborn child." demonstrations and was even seen dauded in protest on their helmets by American GIs. Simpler to draw than the Picasso peace dove, it became known, first in the US and then round the world as the peace symbol. It appeared on the walls of Prague when the Soviet tanks invaded in 1968, on the Berlin Wall, in Sarajevo and Belgrade, on the graves of the victims of military dictators from the Greek Colonels to the Argentinian junta, and most recently in East Timor.

There have been claims that the symbol has older, occult or anti-Christian associations. In South Africa, under the apartheid regime, there was an official attempt to ban it. Various far-right and fundamentalist American groups have also spread the idea of Satanic associations or condemned it as a Communist sign. However the origins and the ideas behind the symbol have been clearly described, both in letters and in interviews, by Gerald Holtom and his original, first sketches are now on display as part of the Commonweal Collection in Bradford.

Although specifically designed for the anti-nuclear movement it has quite deliberately never been copyrighted. No one has to pay or to seek permission before they use it. A symbol of freedom, it is free for all. This of course sometimes leads to its use, or misuse, in circumstances that CND and the peace movement find distasteful. It is also often exploited for commercial, advertising or generally fashion purposes. We can't stop this happening and have no intention of copyrighting it. All we can do is to ask commercial users if they would like to make a donation. Any money received is used for CND's peace education and information work.

This material was originally found at from the <u>CND</u> website.

Also see similar items: <u>Clenched tist</u> | Black Panther logo Origins of the clenched tist - peace symbol combination graphic

Return to <u>Docs Populi</u>> Semaphore images from Handbook for Boys, 1911

The Origin of the Peace Symbol



The following is an excerpt from "A history of the Campaign for Nuclear Disarmament (CND) (CND) logo" by the CND in UK.

One of the most widely known symbols in the world, in Britain it is recognised as standing for nuclear disarmament - and in particular as the logo of the Campaign for Nuclear Disarmament (CND). In the United States and much of the rest of the world it is known more broadly as the peace symbol.



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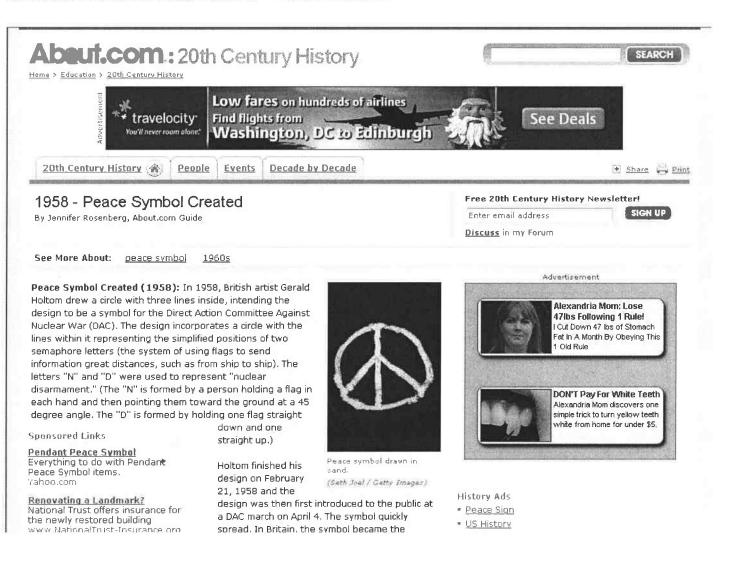
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spread. In Britain, the symbol became the emblem for the Campaign for Nuclear Disarmament (CND), thus causing the design to become synonymous with nuclear disarmament. In 1960, the symbol migrated to the United States and began to be used as a symbol for the

- Peace Symbol
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peace movement.

This symbol has become internationally recognized and is still used by peace activists today.

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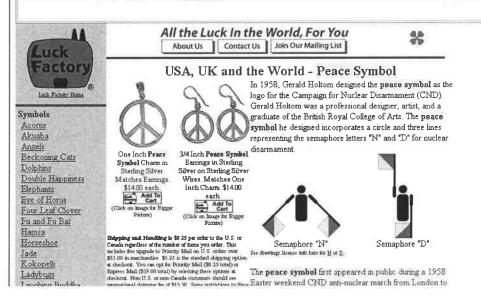
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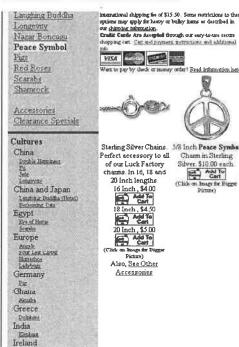
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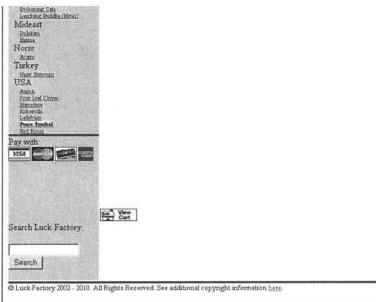


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Gerald Holtom's first **peace symbol** sketches are now part of the Commonweal Collection at the University of Bradford in England. The symbol represents a great sentiment we hope the world supports now and for centuries to come. We would all be lucky if the world were at peace. http://cc.bingi.com/cache.aspx?q=%22peace+symbol%22+and+recognized&d=5016066686714012&mkt=en-US&setlang=en-US& w=644dc53a.56b10042 12/26/2010.08:33:59.PM



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The Peace Symbol

Oct 14th, 2010 by Saammm A brief history of the peace symbol

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Few symbols are as recognized and cherished in the world as the peace symbol Designed and completed on February we No comments 21, 1958 by Gerald Holtom, an artist in Britain, the peace symbol was first used as a logo for the Campaign for Nuclear Disarmament (CND). Holtom used naval semaphores as the basis of his symbol Semaphore is a system of signaling in which a special flag is held in each hand and various positions of the arms indicate specific letters and numbers. In semaphore, the letter "N" (standing for "Nuclear") is formed by a person holding two flags in an upside-down "V" formation, and the letter "D" (standing for "Disarmament") is formed by holding one flag pointed straight up and the other pointed straight down These two signals placed over each other with a circle around them form the shape of the peace symbol

Gerald Holtom had originally considered using the Christian cross symbol within a circle as the logo for the Campaign but various priests he had

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approached with the suggestion were not happy with the idea of using the cross during a protest march. Some Christians are still angry that the peace symbol somewhat resembles that of an upside-down cross Holtom later shared a more personal reasoning behind the design of the peace symbol which he chose to use, stating:

"I was in despair. Deep despair. I drew myself: the representative of an individual in despair, with hands palm outstretched outwards and downwards in the manner of (Francisco) Goya's peasant before the firing squad. I formalized the drawing into a line and put a circle round it."

Holtom's peace symbol sketches were accepted by the Campaign and the symbol first appeared at a major anti-nuclear march from London to Aldermaston in England, where British nuclear weapons were (and still are) made. The march was during Easter weekend in 1958, so, just as the church's liburgical colors change during this time, the colors of the symbol were changed as well. On Good Friday, the peace symbol was painted black on white, in order to go "from Death to Life." On Easter Sunday and Monday, the symbol was painted white on green, in order to go "from <u>Winter</u> to Spring"

The first peace symbol badges were made by Eric Austin of Kensington CND using white clay with the symbol painted black. They were distributed to people with a note explaining that in the event of a nuclear war, the fired pottery badges would be among the few human artifacts to survive the nuclear explosion. The symbolism found in the words of the note was immense

The peace symbol very quickly made its way to the United States. Bayard Rustin, a close associate of Martin Luther King, had gone to Britain from the United States in order to take part in that first Aldermaston anti-nuclear march. He took the peace symbol back to the United States with him where it was used during civil rights marches. Later it appeared during anti-Vietnam War demonstrations, where it made its largest impact and became known as "the peace symbol". It spread worldwide and appeared in such places as on the walls of Prague when the Soviet tanks invaded in 1968, on the Berlin Wall, in Sarajevo and Belgrade, and was and is still seen during many other worldly known crises.

The Campaign for Nuclear Disarmament has no intention of copyrighting the peace symbol, meaning no one has to seek permission in order to use it. As a symbol of freedom, they want to keep it free for all to use, although this freedom means that the symbol can also be exploited and used distastefully. The CND is disappointed that the symbol is exploited for commercial and advertising purposes, but they ask for these companies to offer a donation. Any money received is used for the Campaign for Nuclear Disarmament's peace education and information work.

The peace symbol has several denotative, more literal meanings that it represents, the main denotative meaning being "a state of mutual harmony between people or groups, especially in personal relations; freedom from quarrels and disagreement "The symbol also denotes "the normal freedom from civil commotion and violence of a community; public order and security "The peace symbol represents numerous things with its more connotative, expressive, often one-word meanings as well. These include words such as <u>security</u>, harmony, tranquility, freedom, non-violence, silence, calmness, hope, victory, pacifism, respect, justice, and goodwill. Each of these words tend to bring about good feelings which can sometimes be brought about at the sight of a **peace symbol**.

Although in America it was mainly used in the 1960s as a protest to the Vietnam War, the peace symbol is making a comeback after its 50th anniversary last year in 2008. The symbol again is becoming more and more noticeable with the people of my generation, one that has also grown up in a time of war, chaos, and human crisis

The peace symbol is worn and used more freely and openly these days, on items such as clothing, bumper stickers, buttons, backpacks, jewelry, and even body art, such as tattoos and piercings. However, this has either added more significance to the peace symbol, or it has simply only turned the symbol into a fashion statement, causing it to lose most of its impact. This mainly depends on one's feelings toward the connotative meaning behind the symbol

Peace, to me, means being calm, harmless, fearless, safe, and without worries. I wear a poace symbol on a bracelet on my wrist at all times as a constant reminder of the many "peaces" that can be embraced throughout my day: peace of mind, peace of body, peace of spirit, peace of self, and of course, peace with others. However, the peace symbol has been interpreted in many different ways and does not always mean love and happiness to everyone

There is some controversy associated with the peace symbol. Some conservative Christians remain objective toward the peace symbol, claiming that the center image can be interpreted to look like an upside down broken cross, and as a result, seems to mock their religion, as Jesus was crucified on a cross. The "broken cross" description sometimes used for the peace symbol was also a term used for the Nazi's Swastka, which has lead to the banning of the peace symbol in a few schools in some states. Christians have also related the peace symbol to Satanism and general immorality, as the peace symbol was often worm by hippies in the 1960's era of free love, drugs, and protest Some American soldiers during the Vietnam War referred to the peace symbol as "the footprint of the Great American Chicken," mocking its use by anti-fighting protesters.

Along with these separate interpretations of the **peace symbol**, there are also other symbols which represent the same meaning that the **peace symbol** does. These other symbols include a dove holding an olive branch in its heak, which derives from the early Christian story in the Bible in which Noah releases a <u>dove</u> after the Great Flood and the dove returns to Noah with a single olive branch, symbolizing the ceasing of the flood, and God's willingness to allow humans to return to life on land. Representations of the word "peace" in different languages such as Hebrew, "Shalom," and Arabic, "Salaam," are also common. Holding up the index and middle finger on one's hand in a "U" formation was used as a sign of peace and victory during World War II and is still used by some to this day. Each of these symbols represent the same semiotic message that the simple **peace symbol** does.

Another contemporary symbol of peace is the Yin and Yang sign. This peace symbol is the fundamental of Tao philosophical belief and is also associated with Confucianism. Taoists believe that

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everything in the universe is essentially the balanced union of two conflicting forces - yin and yang. "Yin" is defined as the negative and passive power within everything; this part of the sign is colored black to represent the negative "Yang." however, is defined as the positive and active power within everything and is depicted in white on the sign. Taoists believe that perfect harmony can only be achieved when the two halves are perfectly balanced. This has resulted in a circle, with two halves of the opposite colors which somewhat swirl into each other and signify their interdependence. Despite my belief in the power of the **neace symbol**. I realize that wearing my ceace symbols on my bracelets, bags, and clothes will not be end all to violence in the word; it will not stop

Despite my belief in the power of the **peace symbol**, I realize that wearing my peace symbols on my bracelets, bags, and clothes will not be the end-all to violence in the world; it will not stop gangs from forming, or countries from hiding weapons; it will not render guns useless, or solve the national health-care crisis. It will, however, be a glimmering symbol of hope and love in a generation that has grown up in almost nothing but war. It will show that, despite the violence and hatred in the world, there is kindness and there are individuals who care.



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Written by Saammen

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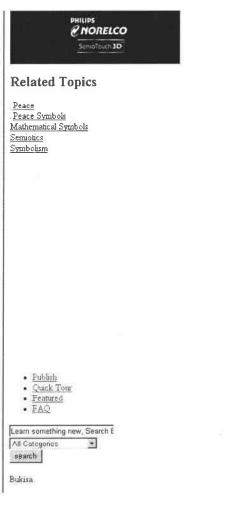


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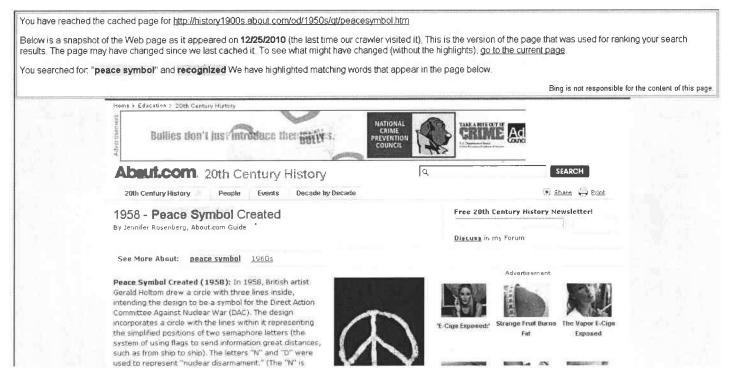
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used to represent "nuclear disarmament." (The "N" is formed by a person holding a flag in each hand and then pointing them toward the ground at a 45 degree angle. The "O" is formed by holding one flag straight down and one straight up.)

Holtom finished his design on February 21, 1959 and the design was then first introduced to the public at a DAC march on April 4. The symbol quickly spread. In Britain, the

symbol became the emblem for the Campaign for Nudear Disarmament (CND), thus causing the design to become synonymous with nuclear disarmament. In 1960, the symbol migrated to the United States and began to be used as a symbol for the peace movement.

This symbol has become internationally **recognized** and is still used by peace activists today.

Suggested Reading

- <u>1950s Timeline</u>
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Paaca symbol drawn in sand. (Seth Joel / Getty Images)

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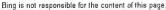
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One of the most **recognized** logo designs on the planet, The **Peace Symbol**, turned 59 a Tew days ago. I thought it might be interesting to see what present-day youngsters think about this significant symbol, so I asked my daughter Amy – a soon-to-be college journalism student – to weigh in with some notes about the event. Accordingly, and without further adieu, here's the first ever 'Guest Blog' in the Factor's 4 year history.



or region. It has phased in and out of popularity, was loved and hated, deerned once tacky and then cool again However, through its fifty years of life, The physical design of the **peace symbol** has remained constant, while

Vietnam War was, and since then has become one of the most

From what I can remember, the peace symbol was a prominent part of

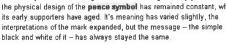
the 60's, and 70's, adopted by a new wave of people to represent their

'feelings', It served as this symbolic contradiction of everything that the

universally familiar symbols, easily recognized regardless of language

Guest Blogger Arny Douglas Peace, Respect Love

Today that symbol turns 50, but in no way does that make it dated, the message silly or old fashioned. In fact, there's this faint sense of



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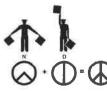
Loyo.com – the \$500,000 logo design domain appropriateness, of perfect timing. The way I see it is, the peace sign and what it represents, in whatever variation, seems just as relevant now as ever.

50 years ago, the Peace Symbol made it's debut on the banners and picket signs of thousands of British protesters, incensed over the development of a nuclear industry. Anti-Nuclear crusaders, learned with the Direct Action Committee Against Nuclear War (DAC) and the Campaign for Nuclear Disarmament (CND), marched, like so many angry



villagers, 50 miles to a weapons factory in Aldermaston, but rather than pitch forks and torches, they had the peace symbol-

Thanks to one Gerald Holtom, designer and former World War II conscientious objector, who believed an image to go with the message was necessary, to give everything a bit of a kick When designed those 50-years-ago, the peace symbol stood for "Ban the Bomb", the symbol itself having originated as a graphic flag-slang deconstruction of N and D. Nuclear Disarmament. Nuclear Failure, Bombs are bad



From then until now, the Peace Symbol has always stood beside anyone with a wish for change, a wish for something better. A forever faithful friend of progress, of better times. And though the 60's have come and gone, fashions have changed, the dynamics of society have changed, and the peace symbol may not be cool to sport on clothes just as its distant cousin, tie dye, has been relegated to clothing store discount bins.

The peace symbol has had a few resurgences here and there - I distinctly remember it finding popularity again in the mid- 90's, worn as jewelry, stamped on shirts and hats. Patches sewn on jeans, it was a lashion statement, yet it somehow deemed you free, loving. An enlightened person because it made you so above petty hate. Then, it was a mere call-back to the 60's, simply doing as fashion statements are wont to do. The concept the logo stands universally for - promotion of peace and love - will never be dated, never be tacky, and will always be relevant.

Guest blog - Amy Douglas

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While doves and olive branches are also associated with peace, Holtom's design endures as the iconic universal symbol of peace. Today, the **peace** symbol is enjoying a resurgence of popularity in the field of fashion. While some people still wear it as an anti-war statement, others wear it as a symbol of universal brotherhood or a touchstone for tranquility. The classic design of the **peace symbol** will endure for generations to come, because the desire for peace never ones out of style. http://cc.bingi.com/cache.aspx?q=%22peace+symbol%22+and+recognized&d=5031528567669533&mkt=en-US&setlang=en-US& w=e6761d8f.4ad6d08 12/26/2010.09.39.21 PM

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General Anti-War Anti-Imperialism Conscientious Objector Pacifism Peace Movement 2003 Iraq War Vietnam War War on Terrorism The Left and Opposition to War

A peace symbol is a representation or object that has come to symbolize Peace

Generic peace symbols

The dove and the olive branch

A white <u>Dove</u> is generally a sign for <u>Peace</u>. This comes from an old <u>biblical</u> motif, a dove was released by <u>Noah</u> after the flood in order to find land; it came back carrying an <u>Ohve branch</u>, telling Noah that, somewhere, there was land

"The 60's" peace symbol

The peace symbol (Φ) was designed and completed February 21 1958 by Gerald Holtom, a commercial designer and artist in Britain. He had been commissioned by the Campaign for Nuclear Disarmament to design a symbol for use at an Easter march to Canterbury Cathedral in protest against the Atomic Weapons Research Establishment at Aldermaston in England.

The symbol itself is a combination of the <u>semaphore</u> signals for the letters "N" and "D", standing for Nuclear Disarmament. In semaphore the letter "N" is formed by a person holding two flags in an upside-down "V", and the letter "D" is formed by holding one flag pointed straight up and the other pointed straight down. These two signals imposed over each other form the shape of the **peace symbol**. In the original design the lines widened at the edge of the circle. Coincidentally, considering the organization for which it was created, the symbol resembles a stylized, skeletal missile.

A conscientious objector who had worked on a farm in Norfolk during the <u>Second World War</u>, Holtom later wrote to Hugh Brock, editor of <u>Peace News</u>, explaining the genesis of his idea in greater depth: "I was in despair. I drew myself the representative of an individual in despair, with hands palm outstretched outwards and downwards in the manner of <u>Goya</u>'s peasant before the tinng squad. I formalised the drawing into a line and put a circle round it."

The peace symbol was popularized in America by such pacifist figures as <u>Albert Bigelow</u>. In <u>Unicode</u>, the peace symbol is U+262E, and can thus be generated in <u>HTML</u> by typing ĆE; or ☮ However, many browsers will not have a font that can display it

Antagonism

The fact that symbol resembles a bird's foot in a circle gave rise to alternative interpretations, ranging from plain mockery of "crow's foot" and "American Chicken" (a hint

that peace is for cowards) to a number of occult meanings

Conspiracy theorists believe that the symbol is one symbol among many that means something different to the inscrutable elite than it means to the general public. Some believe it is an ancient symbol designating hared toward Christians, from Emperor Mero, who crucified the Apostle Peter on a cross upside-down, hence it is a symbol of an inverted cross. The Nero's cross has also been recognized as a "mockery" of christianity, as it is thought to represent a broken, upside down cross, within a circle representing "Nero's vision". It is thought that Nero believed that the destruction of Christianity and all Christianis would bring peace. It has even been runored that the proliferation of the sign was on-part due to a Soviet conspiracy to encourage the sign which had a hidden anti-christian design (an objective part of the Soviet goals).

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It has also been called a relative of the Nazi Swastika - or the rune algiz inverted, said to mean "hidden danger" It resembles the rune calc

The Peace Rainbow Flag

In recent years, especially in connection with the <u>2003 Invasion of Iraq</u>, there has been a surge in popularity of the Peace flag, a series of seven <u>rainbow</u> colors with the word PACE (*Peace* in <u>Italian</u>) written in <u>bold</u> letters in its middle. The more recent usage originated in <u>Italy</u>. The usage of the rainbow can either be tracked back to pacific coexistence of different people, or to the rainbow that God showed <u>Noah</u> at the end of the flood, as a symbol of peace between god and mankind. The flag in its current shape appeared as early as <u>September 24 1961</u>, in an Italian peace march. It had previously featured a dove drawn by <u>Pablo Picasso</u>

The flag was flown from balconies in all Italian cities by citizens against the war. Its usage spread to other countries too, and the Italian Pace was substituted with the corresponding translation in the local languages

According to <u>Amnesty International</u>, producer Franco Belsito had produced only about 1,000 flags for 18 years, and suddenly had to cope with a demand in the range of millions

Other peace symbols

The <u>V-sign</u> is a hand gesture often used as a peace symbol. In addition, some unique items have come to symbolize peace For example, the <u>Japanese Peace Bell</u> was a gift from the UN Association of Japan to the <u>United Nations</u>, presented to them in <u>1954</u>. The bell remains at UN headquarters and is struck yearly, in remembrance for peace.

Neutral country Index

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PEACE MARK	9 References		
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	The peace sign		
	completed on 21 February 1958 by Getaid Hostom, a profession Nuclear War (DAC) from Trafaiga: Square, Lendon to the Atomic	ace, was originally designed for the British nuclear disarmament movement ⁽¹⁾ It was al designer and artist in Britain for the 4 April march planned by the Direct Action Co Weapons Research Establishment at Aldermaston Christan in England, ⁽²⁾ The s as adopted by first the 1960s anti-war movement, then the counterculture, and finally	mmittee Again symbol was lat
	The peace sign flag first became known in the United States in into the vicinity of a nuclear test $^{\rm (S)}$	1958 when Albert Eligetow, a pacifist protester, sailed his small boat outfilted with th	e CND banner
	×	The peace sign button was imported into the United States in 1960 by Philip Alth at the University of Chicogo, who traveled to England to meet with British peace delegate from the Student Peace Union (SPU). Althach purchased a bag of the " buttons while he was in England, and brought them back to Chicago, where he reprint the button and adopt it as its symbol. Over the next four years, SPU repro- thousands of the buttons on college campuses. By the fale 1960s, the peace sig- an international symbol adopted by anli-war protestors of the Baby Beomer gen. The symbol iself is a combination of the semistication signals for the letters "N" and "D," standing for Nuclear Disarmament ¹¹ In semaphore the letter "N" is formed by a person holding two flags in an upside-down "V," and the letter "D' is formed by holding one flag pointed straight up and the other pointed straight	groups as a chickentrack" convinced SPU duced and sol gn had becom eration, ^[4]
	Richard H. Springman, U.S. Arthiv, wearing a peace sign necklace, speaking with a North Vielnamiese Army officer. He and 27 other captives, some also pictured, were released on the same day, the 12th of February, 1973, two weeks after the Pans F6ace	down. Superimeosing these two signs forms the shape of the peace symbol. In the first official CND version (which was preceded by a ceramic pin version that had straight lines, but was short lived) the spokes curved out to be wider at the edge of the circle, which was white on $\text{black}(Sije(n))$	Semapho 'D'
		Holtom later wrote to Hugh Brock, editor of Peace News, explaining the genesis of his idea in greater depth: "I was in despair. Deep despair. I drew myself. the irretched outwards and downwards in the manner of Goya's peasant before the fitting	1
	rearet the symbolism of despair, as he felt that peace was some by Gerald Holtom of the CND symbol is housed in the Peace Mu can thus be generated in HTML by typing ☮ or ☮ version of the peace symbol was used by the German 3rd Paaz	it it ^(B) Ken Kolsburn, a correspondent of Holtom's, says that the designer came to sthing to be celebrated and wanted the symbol to be inverted. ⁽⁷⁾ The original drawing isseum, UK ⁽¹⁾ in Bradford, England, in Unicode, the peace sign is U+262E: (0) , and However, internet browsers may not have a font that can display it. An upside-down er Orderion during World War (L ^(B)) During the Viet Nam War, the John Birch Society Symbol was a sign of the Antichrist "One Bircher wrote that the broken cross had o	W

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devised by the Roman emperor Nero, who had Saint Peter crucified upon it upside down." - The Straight Cope 84

V-sign Main article: V-sign

The "V-sign", also called the "peace sign" and the "victory sign," is a hand gesture with the index and middle fingers open and all others closed. Originally strictly a sign for victory (the signer's palm inwards), if developed into a peace sign (signer's palm outwards) during protests against the Vietnam War (and subsequent anti-war protests) and by the countercenture as a sign of peace. Because the hipplex of the day often fisched this sign while vocalizing "Peace", it became oppularly known through association as the peace sign, and is used similarly today.⁽¹⁰⁾

Peace flag Main article: Peace rainbow flag

The peace flag is a series of seven rainbow stripes with the word for peace printed in the center. The first such flags made were emblazoned with PACE (Peace in Italian and Romanian, derived from the Latin word pax, pronounced



A 2003, Los Angeles acti-war protester flashing the peace sign.

made were emblazioned with PACE (*Peace* in Italian and Korranian, derived from the Laini word *pax*, pronounced *pah-chay*). Previous Italian peace flags had featured a dow drawn by Pable Picasso^[141] the new design first appeared in an Italian peace march as early as September 24 1961, in an Italian space march. The flag is often flown from balconies in Italy by citizens opposed to the Iraq war.^{[131} its use has spread to other countries as well, with the Italian "pace" replaced with its translation in various other languages.^[142] In recent years, especially in connection with the 2003 (swasion of lag, there has been a surge in popularity of the Peace flag.^[157] According to Ammesy International, producer Franco Belsito had produced only about 1,000 flags annually for 18 years, and suddenly had to cope with a demand in the range of millions.^[152]

Dove and olive branch

In Judaism, Christianity, and Islam an olive branch is a sign for peace, The Toreh, The Ord Testameni and The Ourlan describe a story in which a dove was released by Nosh after the Great Flood in order to find land. The dove came back carrying an olive branch in its beak, proof for Nosh that the Great Flood had receded. (Book of Genesis 8:11). In Greak tradition, olive branches represent peace ^[13] The plant was considered sacred to the ancient goddess of wisdom, Athena,^[13] Defeated Roman armies displayed olive branches as a white flag to indicate surrender, ^[14] (15) The motif can also represent "hope for peace" and even a peace offering from one man to another, as in the phrase "extend an olive branch" ^[15]



Shalom and Salaam Main articles Shaloin and Salaam

The Hebrew word "Snatom" (Hebrew, D12¹, and the Alabic "Salaam" (Arabic a -----) have been used as peace symbols. Shalom and Salaam literally mean "peace" and are cognates of each other, derived from the Semit: Treansoniantia of S-L-M (realized in Hebrew as S-L-M and In Arabic as S-L-M). The congruence of both words has come to represent "beace in the Middle East" and an end to the Arabiciaen conflict. Its significance is such that wall plaques and signs are sold with only those words, and the words are featured in such Israeli peace songs such as "Salaam (Od Yavo Shalom Aleinu", sung in both Hebrew and Arabic, (^{16]} and "Shalom Salaam Peace" by Halvehona Shel HaGray, ^[17]



A white dow with en olive branch in its heek



"Shalom" in blue "Salaam" in green "Peace" in yellow

White Poppy

The White Poppy campaign began in 1932⁽¹⁴⁾ by the Women's Co-operative Guild to distribute an atternative to the Red Popples used to commemorate British military dead.^[15] and the first popples were distributed in 1933. The newly-formed Perce Pledge Union (PPU) joined in distributing them in 1934, and white poppy wreaths were laid "as a pledge to peace that war must not happen again". In 1980, the PPU revived the symbol as a form of remembering the victims of war without glorifying militarism.

Personification

In Greek and Roman mythology, the goddesses Etrena or itena, Pax and Tranquilities personified tranquility, security, calmness, peace,

Other peace symbols

The crane is a traditional symbol in Japan for, among other things, peace. Paper cranes are often folded, especially around the time of the New Year; a thousand original cranes is a symbol of good luck. Some unique items have come to symbolize peace. For example, the Japanese Peace Bell was a gift from the UN Association of Japan to the United Nations, presented to them in 1954. The bell remains at UN headquarters and is struck yearly, in remembrance of peace. The Par Cultura symbol, created by Nicholas Roerich, has also been used as a **peace symbol**. Oute paims are signs of peace and plently in Judaism.

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A white poppy among red poppies placed on a cenotaph



Peace dove graffiti in Madrid The Castilian Spanish "paz" translates to "peace".

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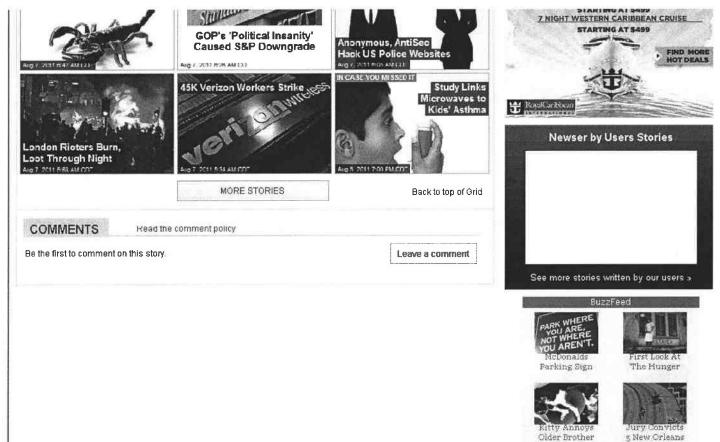
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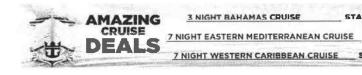
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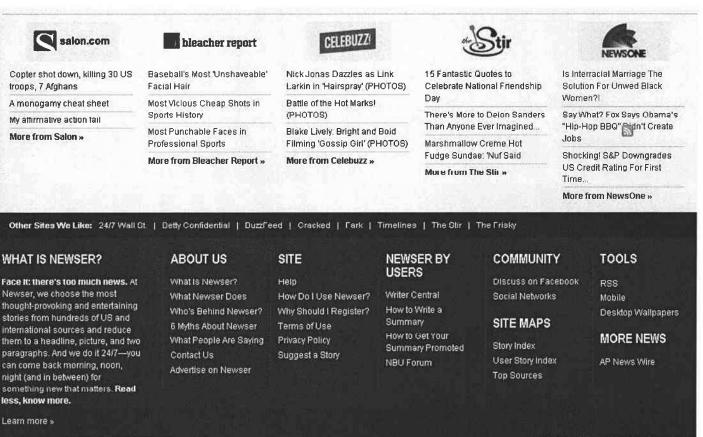
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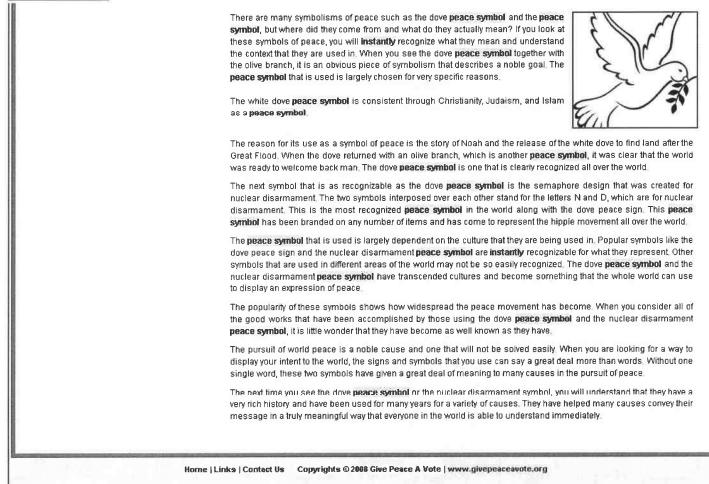
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Later the symbol was adopted by the Campaign for Nuclear Disarmament (CND). In 1960, the peace sign was imported to the United States via a peace sign button brought from the U.K. to the U.S. by Philip Altbach, a freshman at the University of Chicago.

The symbol had shown up here and there in the U.S. prior to that, but when Altbach convinced the Student Peace Union to adopt the sign as its symbol, the popularity of the peace sign grew immensely. By the late 1960s, the peace sign had become an international symbol adopted by anti-war protesters, and it doesn't seem to be losing steam any time soon.

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Posted by Annie Sun Sep 26, 2010 11:08am PDT That is a cool article

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Posted by mr. helicopterman Tue Sep 28, 2010 6:12am PDT The article was somewhat mis-informative. If you want to know the origins of the peace sign look up the death rune. The **peace symbol** as we known today, is actually a symbolic of a cross with the arms broken, and signifies the "gesture of despair," and the "death of man."

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Posted by Carlie Tue Sep 28, 2010 6:39am PDT pot true, the symbol is a piece of hed art. One

not true, the symbol is a piece of bad art, One whole join held toguether by 2 roaches leaning on it (partly somoked joins) inside a marihuana smoke ring, done by hyppies in the 1960's, seriusly guys!

Posted by Julie6 Wed Sep 29, 2010 8:49pm PDT

The truth will set you free ... "Known as the 'peace sign' throughout the 1960's and into the present day, this symbol is the Teutonic rune of death, 1950's peace advocate Gerald Holtom may have been commissioned by communist sympathiser Bertrand Russell to design a symbol to unite leftist peace marchers in 1958, it is clear that either Holtom or Russell deemed the Teutonic (Neronic) cross as the appropriate symbol for their cause. "Throughout the last 2,000 years this symbol has designated hatred of Christians, Nero, who despised Christians, crucified the Apostle Peter on a cross head downward. This hideous event resembled the Teutonic cross and became a popular pagan insignia of the day Thereafter, this sign became known as the 'Neronic cross ! "The symbol's origin in history proves it to be the visual mystic character for 'Aum' (the split 'Y') This is the sacred word to the Hindu. Chanting 'Aum' is supposed to help awaken 'the serpent power of Brahma' at the base of the human spine. Occultist Albert Pike also identifies this symbol as mystical in his book on Freemasonry Morals and Dogma, The **peace symbol** (also called the "broken cross," "crow's foot," "witch's foot," "Nero Cross," "sign of the 'broken Jew," and the "symbol of the 'anti-Christ") is actually a cross with the arms broken. It also signifies the "gesture of despair," and the "death of man." "The Germanic tribes who used it attributed strange and mystical properties to the sign. Such a 'rune' is said to have been used by 'black magicians' in pagan incartations and condemnations....To this very day the inverted broken cross--identical to the socialists' 'peace' symbol--is known in Germany as a 'todersrune,' or death rune. Not only was it ordered by Hitler's National Socialists that it must appear on German death notices, but it was part of the official inscription prescribed for the gravestones of Nazi officers of the dread SS. The symbol suited Nazi emphasis on pagan mysticism." With the arms of the cross raised in an upright position, it is "a Pythagorean emblem of the course of life, in the form of a rising path with fork roads to Good and Evil." It also signifies fertility, but with the arms pointing downward, it denotes evil and death, "In fact, the inverted 'Man-rune' -- the figure encircled in the common sign which the Communists tell us means 'peace' -- has for centuries been a favourite sign of Satanists." Anton LaVey, the founder of the Church of Salan, used the peace symbol as the backdrop for his altar. One former witch makes the following comment about the peace symbol: "It is an ancient and powerful symbol of Antichrist, During the dark ages it was used in Druid Witchcraft and by Satanists of all sorts during the initiation of a new member to their order. They would draw the magic circle and give the initiate a cross The initiate would then lift the cross and turn it upside down. He would then renounce Christianity in all three dimensions (sic) of time (past, present and future) and break the horizontal pieces downward forming the design of the 'Raven's Foot.' This ugly symbol is nothing short of blasphemy against the Holy Ghost, For one to wear or display this symbol is to announce either knowingly or unknowingly that you have rejected Christ. Remember, symbolism is a picture language, and a picture is worth a

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Fragility in Blue Etched and patinated copper and copper foil 50 x 50 cm incl. frame



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Art can be defined as Emotion concretized – an inspiration to the viewer, instigating feelings and thoughts. Art moves people. It can inspire hope and it can inspire revulsion. It runs the whole gamut of sentiment. It can change minds, and in doing so, it can change the world.

Our world is in dire need of peace. This is a constant state, but unfortunately has not been as true as it is now for a very long time. A single artist cannot bring about peace, but she can arouse feelings that lead thoughts to peace.

The use of the popular, **instantly recognizable** symbol for Peace, literally falling off a bed of lush cobalt blue, should make us think about the fragility of universal harmony and how difficult it is to hold on to it, even within the confines of beauty that is a work of art.

Beauty is brittle, and when it stands for Peace, it is even more brittle still. A thing of beauty is only a joy forever if we have the peace in which to enjoy it.

www.mlkold.se



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Peace Symbol Created (1958): In 19 Holtom drew a circle with three lines in be a symbol for the Direct Action Comm (DAC). The design incorporates a circle representing the simplified positions or system of using flags to send informat from ship to ship). The letters "N" and "nuclear disarmament." (The "N" is form flag in each hand and then pointing th Ads	side, intending the design to hittee Against Nuclear War with the lines within it t two semaphore letters (the on great distances, such as "D" were used to represent med by a person holding a	fat every 28 da Do not buy unt study on the ri Cigarette to que Virginia Mom	an fruit hurns 8.9 pounds of ays, til you read this 4 week esults of using the E- uit smoking, reveals \$3 trick to erase cking before & after
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Holtom finished his design on February 21, 1958 and (Seth Joel / Getty Images) the design was then first

introduced to the public at a DAC march on April 4. The symbol quickly spread. In Britain, the symbol became the emblem for the Campaign for Nuclear Disarmament (CND), thus causing the design to become synonymous with nuclear disarmament. In 1960, the symbol migrated to the United States and



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began to be used as a symbol for the peace movement.

This symbol has become internationally recognized and is still used by peace activists today.

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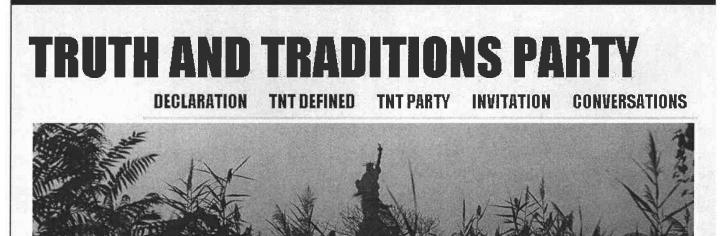
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The peace symbol is one of the most widely known symbols in the world. It was created in 1958 by Gerald Holtom as a symbol for the <u>Campaign for Nuclear</u> <u>Disarmament (CND)</u>. The symbol combines the semaphor (signal flag) symbols for "N" and "D" (nuclear disarmament). In the "N" the flags are held pointing diagonally toward the ground and, for the "D" one points up and one down, forming a vertical line.

The symbol was used in first anti-nuclear march in London (to Aldermaston, where nuclear weapons were manufactured) in 1958. One of Martin Luther King's associates, Bayard Rustin, attended that march and brought the symbol back to the US. It was adopted by anti-war movement and has since become a universal symbol of peace.

Note that the symbol has not been copyrighted. The CND explains:

Although specifically designed for the anti-nuclear movement it has quite deliberately never been copyrighted.

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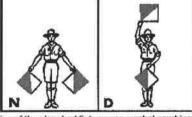
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The origin of the Peace Symbol



NEW - Origins of the clenched fist - peace symbol combination graphic

A history of the Campaign for Nuclear Disarmament (CND) logo

One of the most widely known symbols in the world, in Britain it is recognised as standing for nuclear disarmament —and in particular as the logo of the Campaign for Nuclear Disarmament (CND). In the United States and much of the rest of the world it is known more broadly as the peace symbol. It was designed in 1958 by Gerald Holtom, a professional designer and artist and a graduate of the Royal College of Arts. He showed his preliminary sketches to a small group of people in the Peace News office in North London and to the Direct Action Committee Against Nuclear War, one of several smaller organisations that came together to set up CND.

The Direct Action Committee had already planned what was to be the first major anti-nuclear march, from London to Aldermaston, where British nuclear weapons wore and still are manufactured. It was on that march, over the 1958 Easter weekend that the symbol first appeared in public. Five hundred cardboard lollipops on sticks were produced. Half were black on white and half white on green. Just as the church's liturgical colours change over Easter, so the colours were to change, "from Winter to Spring, from Death to Life." Black and white would be displayed on Good Friday and Saturday, green and white on Easter Sunday and Monday.

The first badges were made by Eric Austin of Kensington CND using white clay with the symbol painted black. Again there was a conscious symbolism. They were distributed with a note Gerald Holtom had originally considered using the Christian cross symbol within a circle as the motif for the march but various priests he had approached with the suggestion were not happy at the idea of using the cross on a protest march. Later, ironically, Christian CND were to use the symbol with the central stroke extended upwards to form the upright of a cross. This adaptation of the design was only one of many subsequently invented by various groups within CND and for specific oncasions —with a cross helow as a women's symbol, with a daffodil or a thistle incorporated by CND Cymru and Scottish CND, with little legs for a sponsored walk etc. Whether Gerald I loltom would have approved of some of the more lighthearted versions is open to doubt.

The symbol almost at once crossed the Atlantic. Bayard Rustin, a close associate of Martin Luther King had come over from the US in order to take part in that first Aldermaston March. He took the symbol back to the United States where it was used on civil rights marches. Later it appeared on anti-Vietnam War demonstrations and was even seen daubed in protest on their helmets by American Gls. Simpler to draw than the Picasso peace dove, it became known, tirst in the US and then round the world as the peace symbol. It appeared on the walls of Prague when the Soviet tanks invaded in 1968, on the Berlin Wall, in Sarajevo and Belgrade, on the Greek Colonels to the Argentinian junta, and most recently in East Timor.

There have been claims that the symbol has older, occult or anti-Christian associations. In South Africa, under the apartheid regime, there was an official attempt to ban it. Various far-right and fundamentalist American groups have also spread the idea of Satanic associations or condemned it as a Communist sign. However the origins and the ideas behind the symbol explaining that in the event of a nuclear war, these fired pottery badges would be among the few human artifacts to survive the nuclear inferno. These early ceramic badges can still be found and one, lent by CND, was included in the Imperial War Museum's 1999/2000 exhibition *From the Bomb to the Beatles*.

What does it mean?

Gerald Holtom, a conscientious objector who had worked on a farm in Norfolk during the Second World War, explained that the symbol incorporated the semaphore letters N(uclear) and D(isarmament). He later wrote to Hugh Brock, editor of Peace News, explaining the genesis of his idea in greater, more personal depth:

I was in despair. Deep despair. I drew myself: the representative of an individual in despair, with hands palm outstretched outwards and downwards in the manner of Goya's peasant before the firing squad. I formalised the drawing into a line and put a circle round it.

Eric Austin added his own interpretation of the design: "the gesture of despair had long been associated with the death of Man and the circle with the unborn child." However the origins and the ideas behind the symbol have been clearly described, both in letters and in interviews, by Gerald Holtom and his original, first sketches are now on display as part of the Commonweal Collection in Bradford.

Although specifically designed for the anti-nuclear movement it has quite deliberately never been copyrighted. No one has to pay or to seek permission before they use it. A symbol of freedom, it is free for all. This of course sometimes leads to its use, or misuse, in circumstances that CND and the peace movement find distasteful. It is also often exploited for commercial, advertising or generally fashion purposes. We can't stop this happening and have no intention of copyrighting it. All we can do is to ask commercial users if they would like to make a donation. Any money received is used for CND's peace education and information work.

This material was originally found at from the <u>CND</u> website.

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assigned it occultist properties such as the "Broken Cross" and "Nero's Cross". Its designer repeatedly denied these allegations which in retrospect have all the hallmarks of a smear campaign. At the height of the Cold War the symbol was seen to be associated with subversive Communism.

2. THE SWASTIKA SYMBOL

An extremely ancient symbol that dates back to Neolithic times it has use has been found worldwide and it has featured in many religions including Hinduism, Roman Catholicism, Buddhism and Jainism. Until the rise of the Naris in Germany (1920 – 1945) it was broadly seen as a positive symbol meaning good luck.

The word "swastika" comes from the Sanskrit "suastika" - "su" meaning "good," "asti" meaning "to be," and "ka" as a suffix. In 1920, Adolf Hitler decided that the Nazi Party needed its own insignia and flag. For Hitler, it had to be "a symbol of our own struggle" as well as "highly effective as a poster." (Mein Kampf). He expressed his design of the flag as: "In red we see the social idea of the movement, in white the nationalistic idea, in the swastika the mission of the struggle for the victory of the Aryan man, and, by the same token, the victory of the idea of creative work, which as such always has been and always will be anti-Semitic." The modern (Nazi) Swastika is still one of the most powerful symbols and is still associated with hatred, Aryan beliefs, white supremacy, anti-Semitism and the Nazis (both historic and modern).

3. THE ALL SEEING EYE / GREAT SEAL SYMBOL

The image of a pyramid and an eye still remains one of the most debated symbols. It is also one of the most widespread and yet little seen – although it is printed on every American dollar bill. Many believe that is has hidden Masonic meaning and that it was incorporated into the Great Seal to indicate the influence that the Masons had, and would continue to have, on America. However, just as many people refute this claim. There is certainly significant circumstantial evidence to advocate that there may be something in the accusation. This ranges from the repeated use of the number 13 to widespread use of the pyramid and "Eye of Providence" in Masonic art. While each component can be explained, the combination of the elements remains suggestive – if not provable. The words under the pyramid are Novus Ordo Sectorum, freely taken from Virgil, and meaning "a new order of the ages". Some people have interpreted this to read "A new World Order" which is believed to be a Masonic statement. The original creator of the concept of a pyramid and an eye is unknown but the final design as featured on the dollar bill is attributed to Charles Thomson and William Darton in 1782.

4. THE YIN AND YANG SYMBOL

The Yin and Yang or Yin-Yang symbol essentially represents the existence of opposites (or opposing forces) in both nature and in life. Taoist philosophy states that the Ultimate Principle is divided into two diametrically opposed forces - as are all things that arise from this principle. The fundamental belief behind the symbol is that two opposing forces in a state of balance will always make a perfect whole. As an example, the balance between good and evil is a moderate society. A further aspect

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of the Yin Yang symbol is in the way that it curves thus representing the nature of one thing transforming into another. This transformation taking place in much the same that a pendulum swings - sometimes from one extreme to another. Under yang are the principles of maleness, the sun, creation, heat, light, Heaven, dominance, and so on, and under yin are the principles of femaleness, the moon, completion, cold, darkness, material forms and submission. Although either Yin or Yang may dominate at any particular time it is the nature of things that they will seek to return to a state of balance and that no matter how dominant one component - the opposite will never completely disappear.

5. THE JOLLY ROGER / SKULL & CROSSBONES SYMBOL

Although the "Jolly Roger" is sometimes referred to as any flag flown by a pirate, it has generally come to represent a picture of a skull and crossbones emblazoned on a black background. It is still used on warning signs ranging from "high voltage" to "land mines". It has come to represent a "joke" version of historic piracy and is worn by tens of thousands of little pirates every year at children's fancy dress parties. The truth is that is was once more hated than the Swastika and was the symbol of violent death, abuse, greed, rape and slavery. It was not uncommon for passengers on a ship that was being pursued by a pirate flying this flag to commit suicide rather than face the horrors that would be inflicted on them should they be captured. In particular, women captured by pirates could face years of sexual torment and abuse. Dating back to at least the 16th Century, there are many theories for the origin of the name. Some say it comes from "Joli Rouge" or pretty red (the red pennant in English and flag meaning no prisoners) others claim it comes from "Ali Raja" the name of a feared Tamil pirate. Whatever its origin it was once the most feared symbol of its time. The Nazi SS even selected it as their "Deaths Head" insignia.

6. THE RADIATION SYMBOL

As we currently know it, the three-bladed radiation warning symbol was allegedly created at the University of California Radiation Laboratory in Berkeley around 1946. A letter written in 1952 by Nels Garden, Head of the Health Chemistry Group at the Radiation Laboratory suggests that the symbol was meant to represent radiation emitting from an atom. Various versions of the symbol were used until in the 1950's ANSI Standards and United States Federal Regulations had specified the version with which we are currently familiar. The use of black and yellow is a common colour combination for danger and is believed to originate from the colour code of the stinging bee and wasp. Various other theories regarding the inspiration for the design range from "Dangerous Ship Propellers" to the bornh aiming sights onboard the Enola Gay - the airplane that dropped the first atomic bornb. Whatever its inspiration, it remains a feared and powerful symbol that can still be found in almost every office in the world. Just look at your nearest smoke detector and almost certainly - if you were to open the casing which you shouldn't - you will find this symbol inside along with a warning about the correct disposal of radioactive material.

7. THE BIOHAZARD SYMBOL



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The Biohazard symbol was originally developed by the Dow Chemical Company in 1966. An engineer by the name of Charles Baldwin claims to have been directly involved in its creation. According to his account they were concerned by the lack of standardisation and prepared several possible designs that were market-tested before selecting the one that is currently accepted as the standard. Apparently they wanted a design that was meaningless so that they could educate the public as to its purpose and chose orange / red as tests had show it to be the "most visible' colour. It was also designed to be recognisable from any angle. When the developers were satisfied, it was "publiched in the Journal (magazine) Science and was rapidly accepted by the CDC - Centre(s) for Disease Control, the Occupational Safety and Health Administration and the National Institutes of Health. Today it is recognised by most educated people and has been associated with "Weapons of Mass Destruction" and numerous science fiction films. Many people see it as a more frightening symbol than the one above for radiation. Some have even referred to it as the "True" Doomsday sign. Let's hope not!

8. THE SMILEY SYMBOL

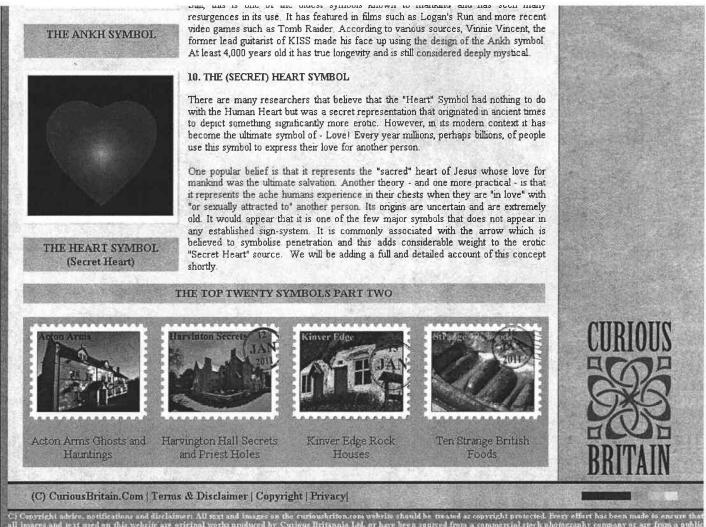
The Smiley Face symbol is one of the most widely used symbols today. Either displayed as in the picture on the left or as an emotioon :-) it has been adopted by email and internet users worldwide to express the emotion of happiness in a simple symbol. Two sources claim to have created the symbol (this is ignoring the millions of children who draw it instinctively every day). Once claimant is Harvey Ball, who allegedly created the "face" in 1963 for a Worcester, Massachusetts, USA-based insurance firm, State Mutual Life Assurance. The second claimant is David Stern of David Stern Inc., a Seattle-based advertising agency that also claimed to have invented the smiley. Neither party thought to trademark it. If there was ever a symbol that deserved to be "trademark free" it is the Smiley but it has been a registered trademark since 1971 when French businessman Franklin Loufrant created "Smiley World" to sell and license the smiley face image in the United Kingdom and Europe. It is registered and used in over 100 countries for 25 classes of goods and services. A version with three eyes was once used as the logo for the satirical 2001 science fiction film - Evolution.

9. THE ANKH SYMBOL

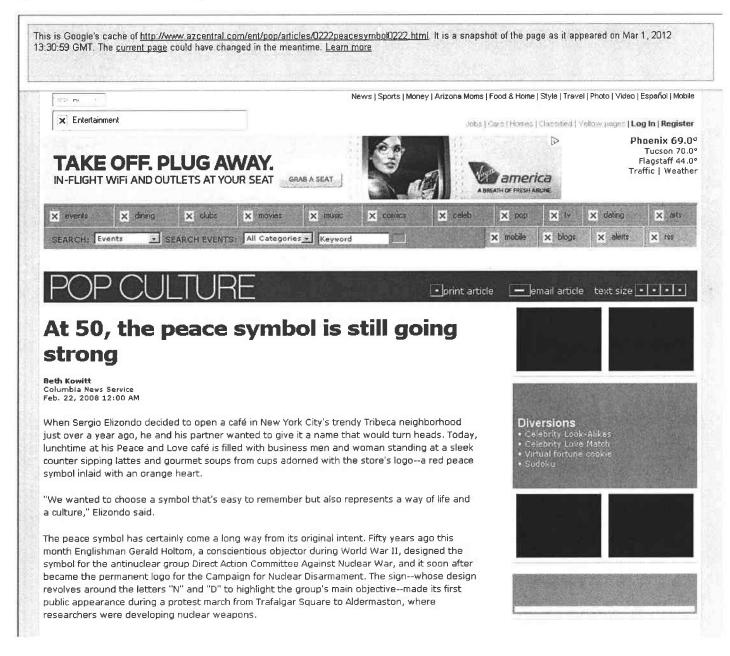
This is not considered to be a religious symbol - although its origins had distinctly religious connotations. It is associated with ancient Egypt and was the symbol for "life". Depictions of gods and, on occasions, pharaohs, are seen to be holding the Ankh symbol. Its exact origins are unknown and still baffle Egyptologists. There are so many theories as to its symbolic design that they are far too numerous to list. However, they range from the vertebrae of a bull's spine to the sun cresting the peak of a Pyramid. An even more speculative theory claims that it represents the vagina - or conception. One more sensible theory states that it is the shroud of a Mummy and became associated with the afterlife. The truth is that we may never know for sure.

Still, this is one of the oldest symbols known to mankind and has seen many

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Five decades later, Holtom's design is everywhere, from beach towels to postage stamps to graffiti scribbled on bridges and underpasses across the U.S.

"The symbol is probably as well known as the Coca-Cola symbol," said Ken Kolsbun, the author with Michael Sweeney of "Peace: The Biography of a Symbol" due out in April from National Geographic.

Still, added Kolsbun, there is so much that Americans need to learn about the symbol, which the self-described peace activist says he has worn on a button since 1968. Most people can't even draw it, he said. "They end up drawing a Mercedes symbol."

The CND logo made a quick jump across the pond in the late 1950s, when American antinuclear activists involved in the British cause brought it home to continue their work. The move toward a broader message of peace started with the Partial Test Ban in 1963, which limited the testing of nuclear weapons. Then the peace movement's focus shifted to the Vietnam War, said Lawrence Wittner, a leading researcher on peace movements at the State University of New York at Albany. "Naturally the movement just continued with the symbol."

Since then, organizations with goals ranging from civil rights to feminism to environmentalism have adopted the sign as their own, incorporating it into their logos.

"It's still going against the grain of dominant culture," said Wittner, the author of "The Struggle Against the Bomb" and a national board member of the antinuclear group Peace Action (whose symbol is a dove). "The peace symbol is still a cutting edge symbol."

That has made it appealing to protesters around the world, particularly because it so quick and easy to draw, added Wittner. In countries where governing forces view peace as a subversive activity, "It might be handy to have a symbol you could scrawl on the wall in the middle of the night," he said.

The symbol's spread has also been helped because the design was never copyrighted by either CND or Holtom, a lifelong designer and peace activist who died in 1985. "We wanted it to be for popular use and not as though it were some commercial logo," said CND's current director, Kate Hudson.

Of course the peace symbol has had a lot of commercial uses--belt buckles, cigarette lighters, coasters. Hudson says her group prefers the symbol not be used to make money, but overall they are delighted that it has gained such widespread appeal.

Kolsbun argues that using the peace symbol to sell knickknacks doesn't really hurt. "It's being exploited, but that's the way we do it in America," he said. "But that's not going to dampen the meaning."

What role the symbol is playing in America today is up for debate. Some say the protests against the Iraq War since 2003 have thrust the symbol back into the spotlight. "It's definitely making a huge comeback," said Kolsbun's co-author, Michael Sweeney.

Wittner, however, said he thinks peace groups today use the symbol more infrequently than in the part, partners for strategic reasons. "Deeple relate the symbol to the Vietners Mar, and

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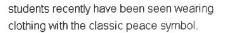


Demonstrators carry peace signs / Contributed photo

Written by For the Stevens Point Journal

FILED UNDER

Community



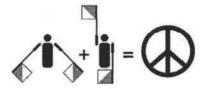
To them, it might seem new and outstanding. However, that symbol was created more than 50 years ago. Some of those students' grandparents were known as hippies in their early 20s, and surely now enjoy seeing that symbol coming back into their lives.

internationally recognized symbol for peace for the British nuclear disarmament movement in





ADVER TIS BAEHT



N + D = Nuclear Disarmament A British artist combined two semaphore letters to create an antinuclear symbol. 🕘 200M

Artist Gerald Holtom designed the

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62 200m

The peace sign is a combination of other symbols. Contributed photo the British nuclear disarmament movement in 1958. The symbol is a combination of the semaphore signals for the letters "N" and "D," standing for "nuclear disarmament."

Semaphore flag signaling system is an alphabet signaling system based on the waving of a pair of hand-held flags. A person holding two flags in an upside-down "V" forms the letter "N" and the letter "D" is formed by holding one flag pointed straight up and the other pointed straight down. Superimposing these two signs formed the shape of the center of the peace symbol.

Holtom wrote a letter to the editor of Peace News in the late 1950s, explaining the genesis of that idea: "I was in deep despair. I drew myself: the representative of an individual in despair, with the hands palm outstretched outwards and downwards in the manner of Goya's peasant before firing squad. I formalized the drawing into a line and put a circle round it."

A correspondent of Holtom's said the designer came to regret the symbolism of despair, as he felt that peace was something to be celebrated and wanted the symbol to be inverted.

Originally, it was considered to use the Christian cross symbol within a circle as the motif for the march, but various priests he had approached with the suggestion were not happy at the idea.

A photo of marchers the Easter weekend was taken in 1958 with new signs to the United Kingdom's Atomic Weapons Establishment when a crowd of protesters set off from London on a four-day march for the fledgling cause of the British nuclear disarmament. They waved the nuclear disarmament signs bearing the simple logo that has gone on to become a universal emblem of peace.

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Contributed by Carol J. Newman of Amherst.

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Exhibit B

Abeut.com.: Web Design / HTML

favicon

By Jennifer Kyrnin, About.com Guide

Definition:

A favicon or Favorites Icon is a small graphic that is associated with a page or Web site. The favicon allows the Web developer to customize the site in the Web browser, both in the tab bar that is displayed in many browsers as well as in the bookmarks when a site is saved.

It was named the favicon because it was first developed in Internet Explorer, which calls bookmarked sites "favorites" and this icon was displayed in the favorites menu.

Most site favicons are designed as a small rendition of their logo or other branding mechanism.

Pronunciation: fah vIh kahn

Also Known As: favorites icon

Alternate Spellings: favicon.ico

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World English Dictionary

favicon ('fævi kon) ?

– n

a 16 x 16-pixel icon associated with a particular website, usually displayed before the URL in a web browser

[C21: from fav(ourite) + icon]

Collins English Dictionary - Complete & Unabridged 10th Edition 2009 © William Collins Sons & Co. Ltd. 1979, 1986 © HarperCollins Publishers 1998, 2000, 2003, 2005, 2006, 2007, 2009 <u>Cite This Source</u>

	favicon
Part of Speech:	n
Definition:	an Icon associate with a particular website or
	web page and displayed when that site is
	bookmarked; also called favorites icon
Example:	Browsers that provide favicon support typically
	display a page's favicon in the browser's URL
	bar and next to the page's name in a list of
	bookmarks.
Dictionary.com's 21st Ce	ntury Lexicon
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favicon - definition				
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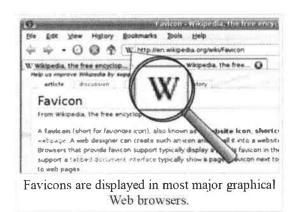
a small computer icon that is used as a sign for your favourite websites

Thesaurus entry for this meaning of favicon

Favicon

From Wikipedia, the free encyclopedia

A favicon (short for favorites icon), also known as a shortcut icon, website icon, URL icon, or bookmark icon is a 16×16 or 32×32 pixel square icon associated with a particular website or webpage.^[1] A web designer can create such an icon and install it into a website (or webpage) by several means, and most graphical web browsers will then make use of it. Browsers that provide favicon support typically display a page's favicon in the browser's address bar and next to the page's name in a list of bookmarks. Browsers that support a tabbed document interface typically show a page's favicon next to the page's title on the tab. Some programs allow the user to select an icon of their own from the hard drive and associate it with a website.



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 - 1.2 Legacy
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favicon.ico

Introduction and standardization

Microsoft was the first to introduce the favicon in Internet Explorer 4. In the original Microsoft standard, a file called favicon.ico was placed in the root directory of a web site. This would then automatically be used in Internet Explorer's *favorites* (bookmarks) display.

The Microsoft specification was later expanded to allow the location to be specified for any website directory location or for a given page. This was achieved by adding a link element to the <head> section of the document, which specifies the name of the image file and its location. In this way, any image file defined by the World Wide Web Consortium (W3C) HTML recommendation may be used.

Legacy

Older Microsoft Internet Explorer versions completely support only Microsoft Icon Files. Simply changing the

file extension of an image to .ico without converting it to a Microsoft Icon File creates a file format error because the file type does not match the extension. Such icon images will not be displayed correctly by some older browsers.^[citation needed]

W3C Expands on the Microsoft Specification

Microsoft created the original favicon feature for Internet Explorer, which would request a favicon from a specific file (/favicon.ico) in the root directory of every website (e.g., http://en.wikipedia.org/favicon.ico). Microsoft's original format standard for the link tag was expanded by the W3C HTML recommendation^[2] to also include the following:

- The rel attribute may also contain a space, so in addition to using rel="icon", conforming web browsers may also use a two-word link type (e.g. rel="shortcut icon").
- The use of a *reserved location* on a website is no longer required and the favicon file can be located anywhere in the web directory tree.

Old versions of browsers such as Internet Explorer 5 and version 6, and Netscape only recognize the favicon when the page is bookmarked, and fail to display when merely visiting the page.^[3]

Standardization and implementation

In 2003 the .ico format was registered by Simon Butcher with the Internet Assigned Numbers Authority (IANA) under the MIME type image/vnd.microsoft.icon, which standardized the .ico filetype.^[4]

Browser	ICO	PNG	GIF	animated GIFs	JPEG	APNG	SVG
Google Chrome	Yes	4.0	4.0	No	4.0	No	No
Internet Explorer	4.0	No	No	No	No	No	No
Mozilla Firefox	Yes	Yes	Yes	Yes	Yes	3.0	No ^[5]
Opera	Yes	Yes	Yes	Yes	Yes	9.5	9.6
Safari	Yes	4.0	4.0	No	4.0	No	No

Browser support

The following format is cross-browser compatible and is supported by Internet Explorer, Firefox, Chrome, and Opera.^[3]

<link rel="shortcut icon" href="http://www.example.com/myicon.ics">

Or, if the type is specified (though is not supported by Internet Explorer):

<link rel="icon" type="image/vnd.microsoft.icon" href="http://example.com/image.ico"> <link rel="icon" type="image/png" href="http://example.com/image.png"> <link rel="icon" type="image/gif" href="http://example.com/image.gif"> Most web browsers do not require any HTML to retrieve a favicon that conforms to the *de facto* file name and type (favicon.ico) located in the web site's root. If no favicon link is detected upon HTML page load completion and no previous site visits are recorded in the browser's history, a favicon.ico is requested automatically.^[6]

Additionally, such icon files can be either 16×16 or 32×32 pixels in size, and either 8-bit or 24-bit in color depth (note that GIF files have a limited, 256 color palette entries).

Most web browsers have since added support for the new W3C HTML recommendation.^[7]

Device Support

For Apple devices such as the Apple iPod Touch, iPhone, and iPad, one can provide a custom icon that users can display on their Home screens using the Web Clip feature.^{[8][9]} The recommended size is 57 x 57 pixels, with 90 degree corners. However with the more recent higher definition screens on Apple's products, Apple has their icon at 129 x 129 pixels.^[10] The "apple-touch-icon" icon is modified to add rounded corners, drop shadow, and reflective shine. Alternatively, an "apple-touch-icon-precomposed" icon may be provided to instruct devices not to apply reflective shine on the image. Use one of the following example of code for HTML and XHTML.

With Apple Formatting

<link rel="apple-touch-icon" href="/somepath/image.ico">

Without Apple's reflective shine

<link rel="apple-touch-icon-precomposed" href="/somepath/image.ico">

As in case of favicon.ico file, browsers and mobile devices do not require any HTML to retrieve these icons. Default location for the files are apple-touch-icon-precomposed.png and apple-touch-icon.png (in order of priority) located in the web site's root.^[11]

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External links

- Proposals with the W3C web standards organization on how to add a Favicon (http://www.w3.org /2005/10/howto-favicon)
- German information page about Favicons (http://www.favicons.at)
- Systems and Methods Involving Favicons (http://ip.com/patapp/US20090313579) IBM patent

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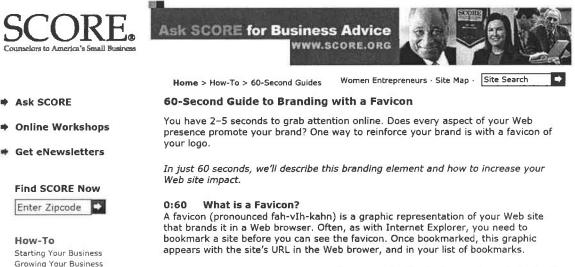
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Special application software is needed to create the file for the graphic, which should be 16x16 pixels and end with the extension ".ico." Once created, this file should be placed at the root folder of your Web site. Your Web developer can help create and place your favicon.

Most often, a favicon is a representation of your brand—for example, a small version of your logo.

0:49 What Sites Feature Favicons Today?

Favicons are used today for many media, retail and service Web sites. To see examples of favicons, bookmark the following sites then reopen them. Look in the Web browser to the left of the URL and you should see a small graphic.

www.score.org

- www.entrepreneur.com
- www.nordstrom.com
- www.linkedin.com

0:30 Make Your Small Business Look Big

Create a favicon for your business and ask your Web developer to give your URL tab a specialized name to further brand your business. For example, SCORE "Counselors to America's Small Business" | SCORE

For SCORE client <u>Vermont Teddy Bear</u>, once you bookmark their site you see a teddy bear logo next to <u>http://shop.vermontteddybear.com/</u> and URL tabs customized to the shopping season. For example, in the late winter/spring, Vermont Teddy Bear's URL tab showed: Vermont Teddy Bear Company – Mother's Day Gifts, Valentine's Gifts, Birthday Gifts, Get Well Gifts.

0:25 Create a Strong Brand Everywhere

Your favicon is typically your logo icon. Your logo is a key part of your brand. Use it on your Web site, stationery, packaging and in all marketing and company materials. Be sure to protect that mark as legally yours by creating a trademark. Learn more about trademarks at http://en.wikipedia.org/wiki/Trademark.

0:02 Be Sure to Trademark Your Logo

Protecting your logo with a trademark is important. If you haven't started, get moving right now, as the trademarking process often takes a while. In the meantime, start using your favicon as part of your Web brand.

Trademark: USPTO: http://www.uspto.gov/main/trademarks.htm

Basic Facts: http://www.uspto.gov/web/offices/tac/doc/basic/

http://www.score.org/60 Guide Brand Favicon.html

11/18/2010

Brought to you by SCORE, America's small business mentors, at <u>www.score.org</u>. <u>See more 60-Second Guides</u>. <u>Ask SCORE</u>.

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21

Share

How To Brand Your Blog With A Favicon

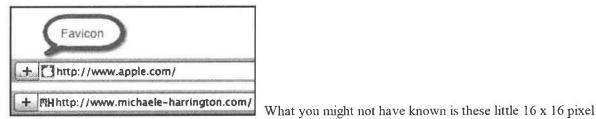
By Michaele

If you've ever been on some of the big name sites and noticed a cool little icon in the address bar, you might have wondered what they're called.

In todays post, I want to introduce you to Favicons.

Previously I've spoken about the importance of creating a Gravatar. Then of all things I discover there is such a thing as a Blavatar! I'm not going to go into what a Blavatar is because its only applicable to wordpress.com sites and I know that as an entrepreneur, you already have a wordpress.org self hosted site :)

So as a WP.org user, basically a Blavatar is a 'Favorite Icon' or a Favicon.



icons are a powerful addition to your online branding.

When I first started researching a 'go around' for eliminating the need to pay a web designer to create one, I hit a few of road blocks that I was determined to solve.

Firstly creating one was easy, just google "create favicon" and loads of sites will show up. The problem was that once I created one, every site I went to said something like "After generating a favicon with this tool download and save to the root directory of your site. Then include the following code in the head of your HTML document". Huh? Did I mention I'm not a techie person!

So after sifting through outdated and manual upload plugin options galore, I found the perfect solution to have you up and running in minutes.

Ok so it might have taken you 10 minutes but in any case, by now you should have your own Favicon.

Brand Your Site With a FavIcon

by Diana Freedman on January 2, 2009



Share

Branding can make or break your website, whether it's a business or a blog. Your readers should connect with the theme of your site with they see your logo elsewhere. One way to increase your brand's visibility is by creating a FavIcon. FavIcon is short for "favorite icon," and is the small icon that appears in the URL browser bar. They've been around for a long time now, and it surprises me how many popular blogs and sites out there still don't have a favicon.

FavIcons also appear on certain browser's navigation tabs and on a reader's bookmark list if he has bookmarked your site, so having a unique FavIcon can help readers easily remember your site. Try to use your site's logo, initials of your website, or some prominent image that appears on your homepage. Having a FavIcon will also make your site look more professional; all the big sites are doing it.

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Creating a FavIcon for your site is really easy. But since so many sites still haven't taken advantage of this neat little feature, here's are instructions on how to do it:

1. Decide on an image

A Favilon is only 16 x 16 pixels, so you're not going to have much room to work with. That's why you should stick with something small, like a logo, initials of your site, or a small but prominent image on your site. The color of your favicon should reflect the main color of your site so that readers will more easily associate it with your site.

2. Create the favicon.ico file

There are many tools out there you can use to create a favicon, but here's a simple way to do it.

- Use any photo editing software, like Photoshop or Gimp (which is free) and create a new 64 x 64 pixel canvas (so you can see what you're doing without the image being too pixilated)
- Open your logo or image file and drag it onto the 64 x 64 canvas
- Scale the image and move it around until it fits in the 64 x 64 space
- Resize the image to 16 x 16 (if you're using Photoshop, select Image Size > Resample Image so the small image doesn't blur)
- Save the file as favicon.ico.

Exhibit C

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-11-18 17:49:56 ET

Serial Number: 77171410 Assignment Information

Trademark Document Retrieval

Registration Number: 3368431

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-01-15

Filing Date: 2007-05-02

Transformed into a National Application: No

Registration Date: 2008-01-15

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 650 - Publication And Issue Section

Date In Location: 2008-01-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. YAHOO! INC.

Address: YAHOO! INC. 701 FIRST AVENUE SUNNYVALE, CA 94089

United States Legal Entity Type: Corporation State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 035 Class Status: Active advertising services, namely, providing a website for the management of online advertising campaigns for others; providing advertising information via a website Basis: 1(a) First Use Date: 2006-10-06 First Use in Commerce Date: 2006-10-06

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) blue is/are claimed as a feature of the mark.

Description of Mark: The mark consists of combinations of geometric figures representing a person colored blue.

Design Search Code(s):

02.01.33 - Grotesque men formed by letters, numbers, punctuation or geometric shapes; Stick figures

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0008588 International Registration Number: 0938867 International Registration Date: 2007-06-20 Original Filing Date with USPTO: 2007-06-20 International Registration Status: Application For IR Registered By IB Date of International Registration Status: 2007-10-25 International Registration Renewal Date: 2017-06-20 Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

06-27-2008 - 06:23:06 - Ceasing Of Effect Reviewed - No Action Required By Office 04-16-2008 - 08:04:59 - Partial Ceasing Of Effect To Be Processed 10-26-2007 - 07:43:48 - Application For IR Registered By IB 10-10-2007 - 21:02:55 - Irregularity Response Sent To IB 10-10-2007 - 09:28:03 - Response To Irregularity Reviewed And Accepted 10-08-2007 - 17:30:49 - Irregularity Response Received From Applicant 07-17-2007 - 09:12:09 - Irregularity Notice Received From IB 06-20-2007 - 21:00:42 - IR Certified And Sent To IB 06-20-2007 - 14:12:00 - New Application For IR Received 06-20-2007 - 14:12:00 - Automatically Certified

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

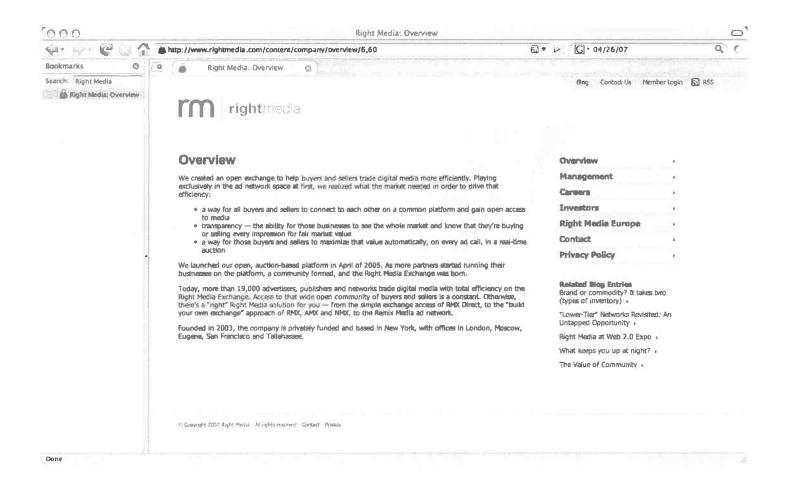
- 2008-01-15 Registered Principal Register
- 2007-10-30 Published for opposition
- 2007-10-10 Notice of publication
- 2007-09-24 Law Office Publication Review Completed
- 2007-09-20 Assigned To LIE
- 2007-09-12 Automatic Update Of Assignment Of Ownership
- 2007-08-15 Approved for Pub Principal Register (Initial exam)
- 2007-08-15 Assigned To Examiner
- 2007-08-13 Attorney Revoked And/Or Appointed
- 2007-08-13 TEAS Revoke/Appoint Attorney Received
- 2007-05-07 TEAS Change Of Correspondence Received
- 2007-05-08 Notice Of Design Search Code Mailed
- 2007-05-07 New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record Daniel Dougherty, Esq.

Correspondent

Daniel Dougherty, Esq. Yahoo! Inc. 701 First Avenue Sunnyvale CA 94089 Phone Number: 415.262.7062 Fax Number: 408.349.7750



Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-11-18 19:23:52 ET

Serial Number: 78968509 Assignment Information

Trademark Document Retrieval

Registration Number: 3743421

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2010-01-26

Filing Date: 2006-09-06

Transformed into a National Application: No

Registration Date: 2010-01-26

Register: Principal

Law Office Assigned: LAW OFFICE 117

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 650 - Publication And Issue Section

Date In Location: 2009-12-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Yahoo! Inc.

Address: Yahoo! Inc. 701 First Ave. Sunnyvale, CA 94089

11/18/2010 4:23 PM

United States Legal Entity Type: Corporation State or Country of Incorporation: Delaware Phone Number: 408.349.1385 Fax Number: 408.349.3400

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in database management; computer software for uploading, manipulating, and enhancing digital content, documents, photographs, images, video, and audio; computer software for linking metadata tags with photographic and other media files to enable search engine retrieval and database software collections of files and their on-line sharing, and for linking metadata tags with web pages visited, to create links which users can maintain for themselves and share with on-line groups and website tagging **Basis:** 1(a)

First Use Date: 2004-07-26 First Use in Commerce Date: 2007-07-06

International Class: 038

Class Status: Active

Communication services by electronic computer terminals and cell phones; telecommunication services by e-mail; electronic mail services; electronic transmission of messages, images, via computer terminals and cell phones; providing online forums for discussion and electronic bulletin/message boards for transmission of messages among users in the field of general interest; providing on-line electronic bulletin boards for transmission of messages among computer users concerning personal photographs **Basis:** 1(a)

First Use Date: 2004-07-26 First Use in Commerce Date: 2007-07-06

International Class: 039 Class Status: Active Electronic storage of digital content including text, photographs, images, video, and audio Basis: 1(a) First Use Date: 2004-07-26 First Use in Commerce Date: 2007-07-06

International Class: 040 Class Status: Active Digital enhancement of photographs: alteration and/or retouching of photographic images Basis: 1(a) First Use Date: 2007-11-29 First Use in Commerce Date: 2007-12-05

International Class: 041 Class Status: Active Online journals, namely, blogs concerning topics of general interest to the blogger; photography services; providing information in the field of photography Basis: 1(a) First Use Date: 2004-07-26 First Use in Commerce Date: 2007-07-06

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) blue and pink is/are claimed as a feature of the mark.

Description of Mark and Any Color Part(s): The mark consists of two circles; the left-hand circle is blue, and the right-hand circle is pink.

Design Search Code(s): 26.01.13 - Circles, two (not concentric); Two circles 26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

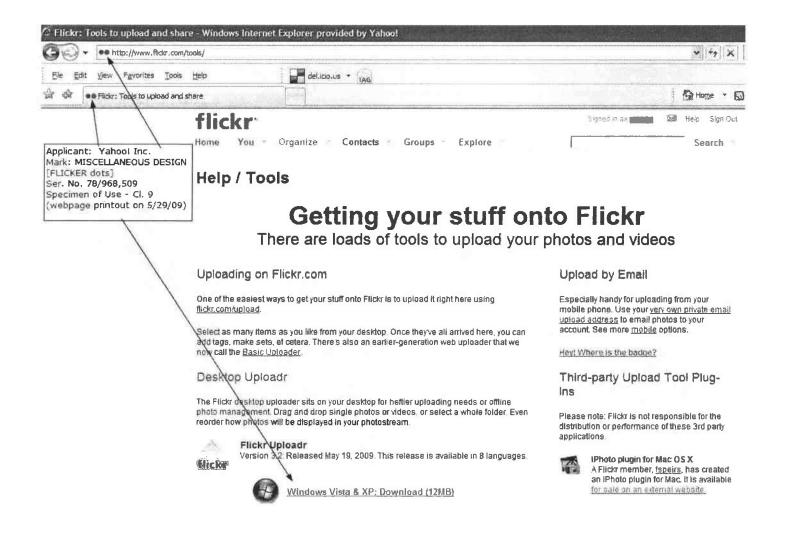
- 2010-01-26 Registered Principal Register
- 2009-12-18 Law Office Registration Review Completed
- 2009-12-17 Allowed for Registration Principal Register (SOU accepted)
- 2009-12-16 Teas/Email Correspondence Entered
- 2009-12-16 Communication received from applicant
- 2009-12-16 TEAS Response to Office Action Received
- 2009-06-16 Notification Of Non-Final Action E-Mailed
- 2009-06-16 Non-final action e-mailed
- 2009-06-16 SU Non-Final Action Written
- 2009-06-02 Statement Of Use Processing Complete
- 2009-05-29 Use Amendment Filed
- 2009-05-29 TEAS Statement of Use Received
- 2008-12-05 Extension 3 granted

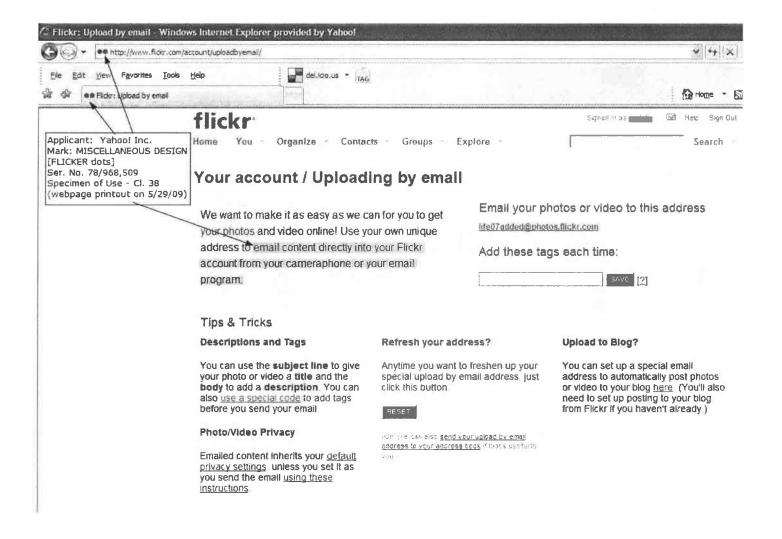
- 2008-11-26 Extension 3 filed
- 2008-12-05 Case Assigned To Intent To Use Paralegal
- 2008-11-26 TEAS Extension Received
- 2008-06-12 Assigned To Examiner
- 2008-05-29 Extension 2 granted
- 2008-05-29 Extension 2 filed
- 2008-05-29 TEAS Extension Received
- 2008-04-24 Attorney Revoked And/Or Appointed
- 2008-04-24 TEAS Revoke/Appoint Attorney Received
- 2007-11-29 Extension 1 granted
- 2007-11-29 Extension 1 filed
- 2007-11-29 TEAS Extension Received
- 2007-05-29 NOA Mailed SOU Required From Applicant
- 2007-03-06 Published for opposition
- 2007-02-14 Notice of publication
- 2007-01-22 Law Office Publication Review Completed
- 2007-01-22 Assigned To LIE
- 2006-12-20 Approved For Pub Principal Register
- 2006-12-20 Assigned To Examiner
- 2006-09-13 Notice Of Design Search Code Mailed
- 2006-09-12 New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record J. Scott Evans, Esq.

Correspondent J. Scott Evans, Esq. Yahoo! Inc. 701 First Ave. Sunnyvale CA 94089 Phone Number: 408.349.1385 Fax Number: 408.349.7750











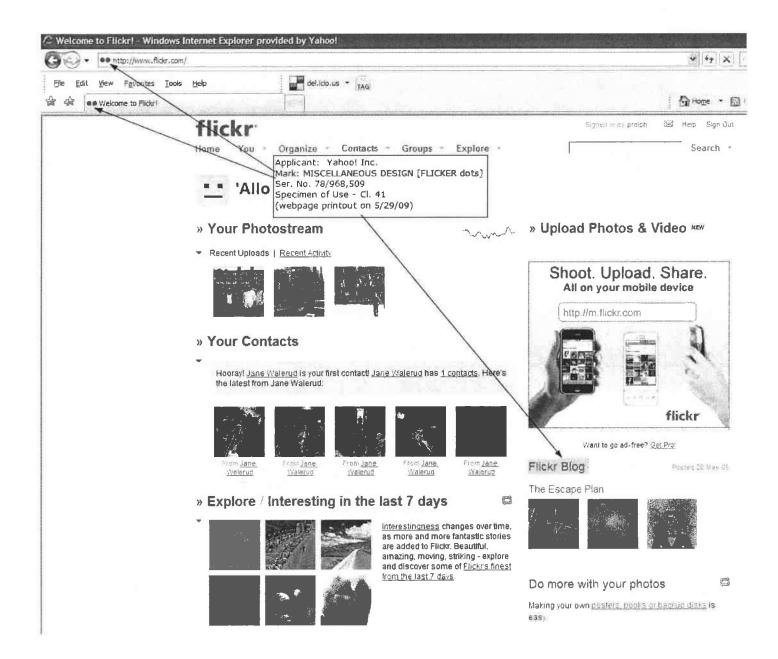


A set

A upers sets page Collections are a grouping of Sets (or other Collections) so you can organize around grander themes, such as People, Travels, or by year (2007, 2006, etc.)



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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-11-18 19:26:20 ET

Serial Number: 77245262 Assignment Information Trademark Document Retrieval

Registration Number: 3408726

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2008-04-08

Filing Date: 2007-08-02

Transformed into a National Application: No

Registration Date: 2008-04-08

Register: Principal

Law Office Assigned: LAW OFFICE 102

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 650 - Publication And Issue Section

Date In Location: 2008-04-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. Yahoo! Inc.

Address: Yahoo! Inc. 701 First Ave. Sunnyvale, CA 94089 United States Legal Entity Type: Corporation State or Country of Incorporation: Delaware Phone Number: 415.262.7062 Fax Number: 408.349.7750

GOODS AND/OR SERVICES

International Class: 009 Class Status: Active Computer software for enabling internet users to create and publicly share data Basis: 1(a) First Use Date: 2003-09-30 First Use in Commerce Date: 2003-09-30

International Class: 042 Class Status: Active Providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; creation and provision of web pages for businesses so that they may create and disseminate information Basis: 1(a) First Use Date: 2003-09-30 First Use in Commerce Date: 2003-09-30

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) white, blue, black and gray is/are claimed as a feature of the mark.

Description of Mark: The mark consists of four differently-colored squares combined into one larger square; a white square forms the top-left corner; a blue square forms the top-right corner; a black square forms the bottom-left corner; and a gray square forms the bottom-right corner.

Design Search Code(s):
26.09.09 - Squares made of geometric figures, objects, humans, plants or animals
26.09.14 - Squares, three or more; Three or more squares
26.09.21 - Squares that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-04-08 - Registered - Principal Register

- 2008-01-31 Attorney Revoked And/Or Appointed
- 2008-01-31 TEAS Revoke/Appoint Attorney Received
- 2008-01-22 Published for opposition
- 2008-01-02 Notice of publication
- 2007-12-18 Law Office Publication Review Completed
- 2007-12-18 Assigned To LIE
- 2007-11-08 Approved for Pub Principal Register (Initial exam)
- 2007-11-07 Assigned To Examiner
- 2007-08-08 Notice Of Design Search Code Mailed
- 2007-08-07 New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

J. Scott Evans, Esq.

Correspondent

J. Scott Evans, Esq. Yahoo! Inc. 701 First Ave. Sunnyvale CA 94089 Phone Number: 408.349.1385 Fax Number: 408.349.7750

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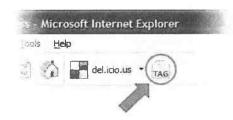
After starting the installer, please close any open Internet Explorer windows. The Installer will open a delicio.us page confirming that the Installation was successful

Using the browser buttons

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"Your Favorites"

Click this button to get to your saved pages which are always available at http://del.icio.us/(your username)



"Tag This Page"

As you browse the web and find a page you want to save, click this button. You can add a description, notes, and tags to the page before saving it

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Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2010-11-18 19:27:57 ET

Serial Number: 75605130 Assignment Information Trademark Document Retrieval

Registration Number: 2863899

Mark (words only): Y!

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2010-05-17

Filing Date: 1998-12-14

Transformed into a National Application: No

Registration Date: 2004-07-20

Register: Principal

Law Office Assigned: LAW OFFICE 112

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: M30 -TMO Law Office 112

Date In Location: 2010-05-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. YAHOO! INC.

Address: YAHOO! INC. 701 FIRST AVENUE SUNNYVALE, CA 94089 United States Legal Entity Type: Corporation State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 035 Class Status: Active PROMOTING THE GOODS AND SERVICES OF OTHERS BY PLACING ADVERTISEMENTS AND PROMOTIONAL DISPLAYS ON AN ELECTRONIC SITE ACCESSED THROUGH COMPUTER NETWORKS Basis: 1(a) First Use Date: 1997-12-04 First Use in Commerce Date: 1998-01-12

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

- 2010-05-17 Section 8 (6-year) accepted & Section 15 acknowledged
- 2010-05-13 Case Assigned To Post Registration Paralegal
- 2010-04-28 TEAS Section 8 & 15 Received
- 2005-04-12 TEAS Change Of Correspondence Received
- 2004-07-27 TEAS Change Of Correspondence Received
- 2004-07-20 Registered Principal Register

2004-05-17 - PAPER RECEIVED

- 2004-04-27 Published for opposition
- 2004-04-23 PAPER RECEIVED
- 2004-04-07 Notice of publication
- 2004-01-28 Approved for Pub Principal Register (Initial exam)
- 2003-11-25 Communication received from applicant
- 2003-12-08 Communication received from applicant

2003-12-08 - PAPER RECEIVED

2003-11-25 - PAPER RECEIVED

2003-11-21 - Case File In TICRS

2000-02-15 - Letter of suspension mailed

2000-01-13 - Communication received from applicant

1999-07-14 - Non-final action mailed

1999-07-09 - Assigned To Examiner

1999-07-07 - Assigned To Examiner

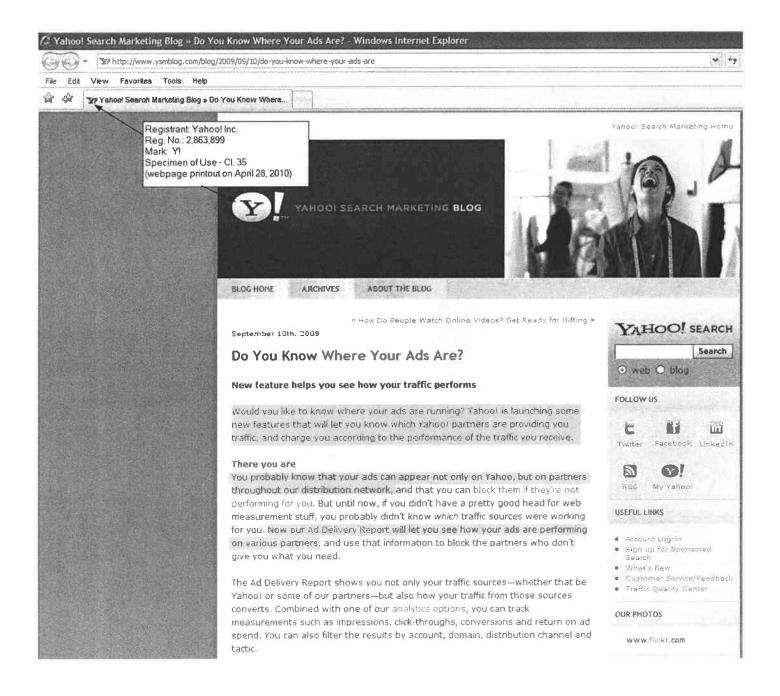
ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

J. Scott Evans, Esq.

Correspondent

J. Scott Evans, Esq. Yahoo! Inc. 701 First Ave. Sunnyvale CA 94089 Phone Number: 408.349.1385 Fax Number: 408.349.3400



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0	
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Computer software for use in reviewing, storing, organizing, and playing pre-recorded audio and video content. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	15.05.04 - Computer devices; CPU (central processing unit); Mainframes (computer); PDAs (handheld computer); Printer (computer); Servers, computer; Tape drives (computer) 26.11.12 - Rectangles with bars, bands and lines 26.11.21 - Rectangles that are completely or partially shaded
Serial Number	85019343
Filing Date	April 21, 2010
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	September 21, 2010
Owner	(APPLICANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Record	Thomas R. La Perle
Prior Registrations	3341214;3365816;3470983;AND OTHERS
Description of Mark	The color(s) white, orange, dark orange and light orange is/are claimed as a feature of the mark. The mark consists of a rectangle with rounded corners depicting a media player device on a striped line background. The color white appears in the media player device; the colors orange and dark orange appear in the diagonal stripes in the background of the rectangle design; and the color light orange appears in the upper portion of the rectangle design.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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iPhone 3G New features New price \$00* Get music recommendations. Say you're listening to a song and you to have other teacher like

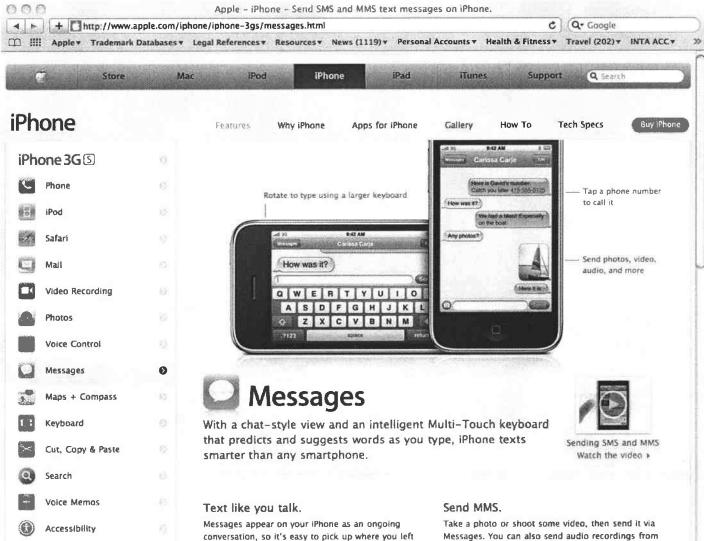
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TARR Status	Assign status TDR LIAB Status (Use the "Back" button of the Internet
Browser to r	eturn to TESS)
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Computer software for recording, editing, managing, and sharing audio content sold as a feature of handheld mobile digital electronic devices comprised of mobile phones, digital audio and video players, handheld computers, personal digital assistants, and electronic personal organizers. FIRST USE: 20090619. FIRST USE IN COMMERCE: 20090619
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	16.01.07 - Head phones; Headphones; Headsets; Microphones 26.11.21 - Rectangles that are completely or partially shaded
Serial Number	85019818
Filing Date	April 21, 2010
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	September 21, 2010
Owner	(APPLICANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Record	Lisa G. Widup
Prior Registrations	3470983
Description of Mark	The color(s) red, gray, white and black is/are claimed as a feature of the mark. The mark consists of a red and gray rectangle with rounded corners depicting a stylized gray, white and black microphone.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

000 Apple - iPhone - Record voice memos and more. 🔺 🕨 🙆 🖨 🐼 🖌 A A + O http://www.apple.com/lphone/iphone-3gs/voice-memos.html C Qr Google Apple - iPhone - Record voice me. Store Mac IPod iPhone iPad iTunes Support Q Search iPhone Why IPhone Gallery Apps for iPhone Tech Specs Features How To iPhone 3G ⑤ Record audio using the built-in mic, your headset, or an external mic C Phone iPod 12 Safari Mail Mail Trim to edit memos Monitor audio levels to right on Phone Video Recording keep your recordings Cancel distortion-free Photos Voice Control Messages Voice Memos * Maps + Compass 13 Keyboard Capture a thought, a memo, a meeting, or any audio recording with Voice Memos. When you're done, edit your recording, then **Recording Memos** Cut, Copy & Paste email it or send it via MMS. Watch the video + Search Voice Memos Θ Record memos (or any audio). Edit memos. Record ideas, reminders, meetings, class lectures, You can trim recorded memos right on Phone. That Accessibility ø notes - any audio you want - using the built-in way, you only keep what you need most. iPhone microphone, your headset, or an external mic Tethering accessory. Voice Memos records even when you're using your iPhone to do things like check email or App Store surf the web. Trim Voice M How to record voice memos iTunes 100 Home Screen Manage memos. Share memos. Send memos to your friends and colleagues via Keep all your memos organized by choosing labels More Features from a predefined list or by creating your own email. Or attach them to an MMS message." Memos custom labels. you record on iPhone sync back to your Mac or PC Phone Technology How to manage voice mentos via iTunes, so you can share them later. How to have your memory iPhone 3G

Go to "http://www.apple.com/iphone/lphone-3gs/accessibil

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Goods and Services	IC 009. US 021 023 026 036 038. G & S: Text and multimedia messaging software, namely, software for processing images, graphics and text. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629
Mark Drawing Code	(2) DESIGN ONLY
	01.15.17 - Balloons, thought or speech; Clouds, thought or speech; Thought or speech clouds 26.11.12 - Rectangles with bars, bands and lines 26.11.21 - Rectangles that are completely or partially shaded 26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s) 26.17.06 - Bands, diagonal; Bars, diagonal; Diagonal line(s), band(s) or bar(s); Lines, diagonal
Serial Number	85018959
Filing Date	April 21, 2010
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	September 28, 2010
Owner	(APPLICANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Record	Thomas R. La Perle
Prior Registrations	3470983
Description of Mark	The color(s) white, green, dark green and light green is/are claimed as a feature of the mark. The mark consists of a rectangle with rounded corners depicting a stylized speech bubble on a diagonal striped background. The color white appears in the speech bubble design; the colors green and dark green appear in the diagonal stripes in the background of the rectangle design; and the color light green appears in the upper half of the rectangle design.
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



Go to "http://www.apple.com/iphone/iphone-3gs/app-store.html"

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Tethering

App Store

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Take suggestions.

others.

off. You can even forward one or more messages to

Messages. You can also send audio recordings fro Voice Memos, contact information from Contacts,

and locations from Maps."

How to send photos and video

THE States THE THE States (Use the "Back" button of the Internet Browser to return to TESS) Image: states (Use the "Back" button of the Internet Goods and Services IC 009. US 021 023 026 036 038. G & S: Computer software for remote management of user-provided data, text, images, video and audio over a global computer network and the internet. FIRST USE: 20090729. FIRST USE IN COMMERCE: 20090729 Mark Drawing Code (2) DESIGN ONLY Design Search 01.15.06 - Advertising, skywriting; Clouds; Fog 26.01.21 - Circles that are completely or partially shaded. 26.11.21 - Rectangles that are completely or partially shaded Serial Number 85019838 Filing Date April 21, 2010 Current Filing Basis 1A
Goods and ServicesIC 009. US 021 023 026 036 038. G & S: Computer software for remote management of user- provided data, text, images, video and audio over a global computer network and the internet. FIRST USE: 20090729. FIRST USE IN COMMERCE: 20090729Mark Drawing Code(2) DESIGN ONLYDesign Search Code01.15.06 - Advertising, skywriting; Clouds; Fog 26.01.21 - Circles that are totally or partially shaded. 26.11.21 - Rectangles that are completely or partially shadedSerial Number85019838Filing Date BasisApril 21, 2010Current Filing Basis1A
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Code 26.01.21 - Circles that are totally or partially shaded. 26.11.21 - Rectangles that are completely or partially shaded Serial Number 85019838 Filing Date April 21, 2010 Current Filing 1A
Filing Date April 21, 2010 Current Filing 1A Basis
Current Filing Basis 1A
Basis
Original Filing Basis
Published for Opposition September 21, 2010
Owner (APPLICANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Lisa G. Widup
Prior 3470983 Registrations
Description of Mark The color(s) blue, white, yellow and gray is/are claimed as a feature of the mark. The mark consists of a gray, white and blue rectangle with rounded corners depicting a stylized white cloud. In the bottom right of the rectangle is a yellow and gray circle.
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead LIVE Indicator



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Goods and Services	IC 009. US 021 023 026 036 038. G & S: Computer software for managing user system settings and preferences sold as a feature of computers and hand-held mobile digital devices comprised of mobile phones, digital audio and video players, hand-held computers, personal digital assistants, and electronic personal organizers. FIRST USE: 20070629. FIRST USE IN COMMERCE: 20070629
Mark Drawing Code	(2) DESIGN ONLY
Design Search Code	15.07.01 - Cog wheels; Gears 26.09.02 - Plain single line squares; Squares, plain single line 26.09.05 - Squares made of broken or dotted lines 26.09.21 - Squares that are completely or partially shaded
Serial Number	85020006
Filing Date	April 21, 2010
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	September 28, 2010
International Registration Number	1040849
Owner	(APPLICANT) Apple Inc. CORPORATION CALIFORNIA 1 Infinite Loop Cupertino CALIFORNIA 95014
Attorney of Record	Thomas R. La Perle
Prior Registrations	3470983;3586577
Description of Mark	The color(s) gray, white, silver and black is/are claimed as a feature of the mark. The mark consists of partial images of three gears shown in gray, white and silver, on a background of gray with black dots, all contained within a rectangular grey and white frame with rounded corners.
Type of Mark	TRADEMARK
Register	PRINCIPAL
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√ W(~F)		Choose General > About to get information about iPhone, including:	
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Carrier		 Number of songs, videos, and photos 	
Sounds and the Ring/Silent		Total storage capacity	
Brightness			
Wallpaper		 Space available 	
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Usage		 Serial and model numbers 	
Network			
Bluetooth		 Wi-Fi and Bluetooth addresses 	
Location Services		IMEI (International Mobile Equipment Identity) and ICCID (Integrated Circuit Card Identifier,	
Auto-Lock		or Smart Card) numbers	
Passcode Lock		 Modem firmware version of the cellular transmitter 	
Restrictions		Legal Information	
Home		- Legar momenta	
Date and Time		 Regulatory information 	
✓ Keyboard			
International			
Accessibility			
Reserving Phone			
 Accounts 			
Fetch New Data			
Mail			
Contacts			

Exhibit D

CNET News The Open Road April 22, 2008 2:17 PM PDT

Random sampler: Web 2.Doh! and eBay sues Santa Claus

by Matt Asay

Two random stories struck me as odd today.

The first is <u>Forrester's contention that spending on Web 2.0 will grow 43 percent each</u> <u>year to hit \$4.3 billion in 2013</u>. What does this *mean*? How does one purchase Web 2.0? Tim O'Reilly, who coined the term, has repeated over and over what <u>Web 2.0 is and what it</u> <u>isn't</u> (and <u>recently gave *InformationWeek* props</u> for getting it right). Forrester seems to be quantifying what it isn't.

It's not blogs and wikis, Forrester. Those may be means to the end, but they're not the end. They're not Web 2.0. Web 2.0 is all about data. You can't buy that. You have to grow it. If that's what you meant, good for you. But skip the headline next time and strive for accuracy. (I'm very good at that one. :-)

The second news item is that <u>eBay is suing Craig Newmark and other directors of</u> <u>Craigslist</u> for allegedly unfairly diluting eBay's interest in the Craigslist. If you've ever met the Craigslist guys or heard them speak, they seem about as unconcerned with making a buck as anyone I've met. I remember Tim O'Reilly at OSCON a few years back trying to glean the secrets of their success. The Craigslist CEO kept deadpanning, "We just give it all away and don't try to make money. We don't have a strategy."

It took eBay this long to figure out that its interest in Craigslist wasn't going to appreciate in value, even as the Craigslist service explodes in consumer value? The corporate logo is a peace sign, for heaven's sake!

All I can say is, suing Craig Newmark is like suing Santa Claus. Shame on you, eBay.



Matt Asay brings a decade of in-the-trenches open-source business and legal experience to The Open Road, with an emphasis on emerging open-source business strategies and opportunities. Matt is vice president of business development at Alfresco, a company that develops open-source software for content management. He is a member of the CNET Blog Network and is not an employee of CNET. Disclosure. You can follow Matt on Twitter @mjasay.



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Craig's Quiet Revolution

http://www.fool.com/investing/high-growth/2004/12/30/craigs-quiet-revolution.aspx

Alyce Lomax December 30, 2004

What's black and white and read all over? The Internet has changed the punch line to that old riddle, and forget about newsprint on your hands. Further, one might argue that a small, private, no-frills operation called craigslist is changing even more of the rules.

A recent report from Classified Intelligence, a consulting firm, claims craigslist has sapped up to \$65 million in classified advertising revenues -- specifically employment-related revenues -- from San Francisco-based newspapers alone. It stands to reason this is the tip of the iceberg.

Here at the Fool we tend to occupy ourselves with publicly traded companies, but we also ponder <u>Rule Breakers</u>. Craigslist may be private, but it's notable -- instead of an explosion in venture capital and in-your-face marketing, craigslist grew almost without notice.

These days, when it comes to buying, selling, renting, and trolling, it's hardly uncommon to hear someone say, "Go check craigslist." According to USA Today, craigslist's audience grew a staggering 800% from August 2001 to August 2004 -- with no marketing to speak of, save word of mouth.

Its impact isn't a concern only for newspaper companies such as Hearst Corp., **New York Times** (NYSE: <u>NYT</u>), and **Tribune** (NYSE: <u>TRB</u>), but also for other companies that offer classified advertising, such as **Yahoo!** (Nasdaq: <u>YHOO</u>).

Indeed, Internet-based job sites such as **Monster.com** (Nasdaq: <u>MNST</u>) could also suffer, and even online dating services. With people using craigslist as a way to meet others in their neighborhood (for free, too), it has an impact on those trying to profit off the idea, such as Yahoo!, **InterActiveCorp's** (NYSE: <u>IAC</u>) Match.com, and private sites like eHarmony.

Of course, you can sell your stuff on craigslist, too. Which brings us to the big heavyweight in community-based buying and selling, **eBay** (Nasdaq: <u>EBAY</u>). Both eBay and craigslist boast loyal communities, although craigslist's can be described as grassroots. Is eBay worried? Well, it did take a <u>25% stake</u> in craigslist this past summer.

It's not like eBay hasn't been known to break a few rules itself. Its own recently announced purchase of Rent.com shows that it's already seeing the sensibility in craigslist's simple model, which also includes real estate listings.

What's the secret? Craigslist appeals to the young and hip. It's rebelliously anti-corporate; eBay purchased its stake from a former employee, and craigslist's official response was that it doesn't seek money from outsiders. The site lacks pop-ups and banner ads, and it has no graphics and hardly even any color on the site. It's not even a dot-*com*; it's a dot-*org*. Its browser icon is a peace symbol. It's perceived as cool, and most importantly of all, it's free.

The small crew that works for craigslist, which includes of course the list guru himself, Craig Newmark, doesn't seem too worried about making millions, though it appears the service is making millions happy. Those who might want to worry are some of the companies that thrive off communities and classifieds. It seems there may be a new star in *your* town, and his name is Craig.

Craigslist may have broken rules, but it's a private company. David Gardner's been picking out stocks that defy conventional wisdom and promise heated growth in <u>Motley Fool Rule Breakers</u>. To take a 30-day free trial, click <u>here</u>.

Alyce Lomax does not own shares of any of the companies mentioned.

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Sign In | Register

Mobi

Business*Spectator*

COMMENTARY ALAN KOHLER

Strong silent type

What if the collapse of the credit bubble is not the only reason capitalism is under threat?

This morning's interview with the CEO of Craigslist, Jim Buckmaster, is a must-read for anyone interested in the future of the media – and the future of capitalism itself for that matter.

Craigslist is a classified advertising website that employs about the same number of people as Business Spectator – 28 – and gets about 15 billion page views a month. We get about one 2,500th of that, which we're pretty happy with after 14 months.

Obviously we're rather different creatures: Craigslist is an automated bulletin board; *Business Spectator* publishes carefully produced original content, and we don't rely on classified advertising.

But most of the great newspapers of the world do, and for them Craigslist is incredibly destructive. It's almost entirely free and, according to Buckmaster, always will be.

In fact none of the big new global websites, apart from search engines like Google, make money and they don't look like doing so. All the dreams of huge wealth from accumulations of internet traffic have come to nothing so far.

The owners of Facebook, MySpace, YouTube, Wikipedia and Twitter are all either struggling to make any money or not trying to, even though hundreds of millions of people around the world use them every minute of every day.

MySpace's owner, News Corporation, has failed to turn its 106 million active accounts (increasing at 230,000 new ones every day) into serious revenue and the business has consistently run behind budget. Instead of making a fortune on the internet, Rupert Murdoch has returned to newspapers and the *Wall Street Journal*.

In the past few days the other big social networking site, Facebook, which is still mostly owned by venture capital and staff, has come up with what it thinks might be a way finally to make some money out of its 150 million active users: it says it will allow multinational companies to selectively target members to research new products.

It's not advertising, but it might produce some money. But the founder and CEO of Facebook, Mark Zuckerberg, said a few months ago: "I don't think social networks can be monetised in the same way that search was."

The same applies to Twitter, a much more immediate social networking site on which users constantly "tweet" each other. Google will probably have more success monetising YouTube because there are signs that online video advertising is going to take off.

Google's success in monetising its search engine and then floating at a market cap of \$US23 billion, enriching its founders, encouraged online entrepreneurs everywhere to think the internet

7:34 AM, 2 Feb 2009

RECENT KOHLER

Obama's perilous protectionism Sep 15

The Lehman lesson is ongoing Sep 14

From monopolist to little Aussie battler Sep 11

Greed is good again Sep 10

Gold fever looks incurable Sep 9 was the road to vast riches.

But it has not turned out to be that easy, partly because of people like Craig Newmark, the founder of Craigslist, and its CEO Jim Buckmaster.

As Buckmaster explains in our interview, it is an astoundingly simple but subversive idea: a classified bulletin board that the users basically operate themselves. The company charges \$25 each for job ads (and \$75 in San Francisco for some reason) and they charge for "erotic services" ads (all of which goes to charity), but that's it – everything else is free.

Ebay bought 25 per cent of Craigslist, having also bought Skype in 2005 for \$US2.6 billion, but there is no sign of the investment ever paying off.

Buckmaster says Craigslist does absolutely no marketing and has just one office – in San Francisco. The people in it are not going to work each day trying to meet sales targets. And the company doesn't need to open new offices in order to expand into new markets because the service goes everywhere all at once and can be managed from one place.

It is not as well known in Australia yet as it is in the United States, but Australians are beginning to use it to list their houses, jobs, items for sale, and themselves. For example, seven Sydney houses were put up yesterday.

In the US Craigslist is the silent newspaper killer, and is undoubtedly one reason why newsrooms in that country have been cut back more dramatically than they have been here.

More broadly, the internet is bleeding away the traditional media's monopoly rents, without replacing them with new ones.

The key exception is Google, a money-making machine that uses constant innovation to stay ahead of the hounds of competition and maintain its market power.

Perhaps the other big sites will one day do the same, but there's no sign of that yet. And even if they do, it's unlikely that the great family fortunes that were made by newspaper and television owners will ever be repeated.

Online advertising is too accountable (there is no wastage) and the barriers to entry are too low.

So while the threat to the foundations of capitalism from the credit crisis are noisily occupying the public debate at the moment, there is another quieter one going on: the hippies are back and they're taking over the internet. Craigslist even has a peace sign as its symbol.



http://www.businessspectator.com.au/bs.nsf/Article/Strong-silent-type-\$pd20090202-NURNJ?OpenDocument&src=is&cat=it-al



Christine Rosen: Craigslist is classifying the unclassifiable

12:10 PM CST on Sunday, February 17, 2008

Classified advertisements are a catalogue of our everyday desires. If they reflect a culture's sensibilities, then it is only natural that the ads of the 21st century have migrated online. The most popular online ad site is <u>Craigslist</u>, which grew out of an e-mail list of local events started by San Franciscan <u>Craig Newmark</u> in 1994. The site officially launched in 1995, incorporated in 1999 and today is one of the world's most popular Web sites.

The design of the site is starkly utilitarian, with straightforward lists of links for users to peruse, free of any apparent graphic design or glitter. Best of all, it's free – free of commercial advertising and free for most users to post classifieds at no cost. The site has no pop-up or banner ads and doesn't even require users to register. The company's revenue comes from the fees it charges employers who list job openings and real estate brokers who list apartments for rent.

Like traditional classified ads, the listings on Craigslist showcase a wildly diverse range of needs and wants. Craigslist includes traditional personal ads, but there is a subcategory for bolder individuals. Called "Casual Encounters," it functions as a virtual parlor for people seeking nearly anonymous, commitment-free sex. This part of the site has recently received attention for facilitating prostitution.

Delving into Craigslist would keep a sociologist (or perhaps a behavioral psychologist) busy for years. Judging by the majority of the postings, what users most want and need is great real estate and lots of sex.

Erotic services aside, Craigslist is something of an anomaly in the dot-com world. By its founder's admission, the company is not interested in maximizing profits. It pours money into a Craigslist Foundation that trains leaders for work in the nonprofit sector. Even its address bar icon – a purple peace sign – signals a distinct point of view.

In short, Craigslist is not just a company; it's a philosophy. And that philosophy has many appealing qualities: a resistance to excessive advertising, a sincere commitment to making the minutiae of daily life in the wired world a little easier to manage and a sensibility that places a great deal of trust and optimism in one's fellow human beings. The oft-touted Craigslist mantra is "people helping people."

But online communities face peculiar challenges. Communities, after all, can thrive only when trust is a shared value among members and when violations of trust are not widespread or are effectively penalized. Unlike other online sites such as <u>eBay</u>, Craigslist has no reputation-ranking system to assess the trustworthiness, let alone the identity, of its users. Anyone can pretend to be anyone and sell just about anything.

As a result, when you agree to barter with Miss Kinky Boots, you have no idea if she is an honest broker of services, or even if she is really a she. Since Craigslist is not legally liable for the misrepresentations of those

who place ads on the site, and since it has fewer than 30 employees monitoring millions of advertisements, users assume a certain level of risk with every one of their transactions. Examples of fraud on Craigslist abound – and in a few notorious cases, users have suffered much worse than fraud.

Still, there are clearly many people who take solace in the sense of community they find in their interactions on Craigslist. As *Wired* noted in a story about the documentary 24 Hours on Craigslist, the filmmakers "interviewed one woman who said she interacts with other posters so much that she feels a greater sense of community on the site than on the neighborhood block where she lives."

Yet for all the talk of Craigslist's aim to be community-centered and "noncommercial," and for all of the site's inclusive, soft-socialist sensibilities, the fact remains that its *raison d'être* is facilitating commerce, not community. Craigslist is less a genuine community than simply a new kind of counterintuitive brand. It is a hive of micro-capitalism, with people buying and selling from one another – and scamming one another, too.

"People helping people" is an inspiring motto, to be sure. But until we understand more about how social behavior is altered by the medium of online technology, a better mantra might be *caveat emptor*.

Christine Rosen is a senior editor of The New Atlantis and a fellow at the Ethics and Public Policy Center. E-mail her at crosen@thenewatlantis.com. A longer version of this essay appears at thenewatlantis.com.



- Home
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- Comment Board
- Ad Rates
- FAQ
- Blogs
- <u>Diogs</u>
- Register
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InterNexus

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- InterNexus /
- Online Columns /

Online Classifieds Junky: Confessions of a Craigslist Addict

Nicki Arnold / Online Columnist

Published Tuesday, January 29, 2008

Issue 65 / Volume 88

Sometimes I waste away entire afternoons on the Internet.

"Sometimes" is every day I have an Internet connection. Facebook is my primary distraction, but because I refuse to add Jetman or Oregon Trail or whatever other crazy apps Zuckerberg allows, I get bored pretty easily. I can only look at pictures and status updates for so long.

So in the last few months, I have been forced - ha, forced...like it's been so bad - to browse the Web for some other distractions. My roommates and I were all abroad for the last quarter and in need of an apartment. A friend suggested craigslist, and I was getting desperate enough to try anything.

As it turns out, that friend is absolutely brilliant. Not only did we find an apartment, but couches to furnish the place, too! They're not even from I.V., so they're not gross, either. Now I'm utterly fascinated by the site. Anybody can post anything they have? And this is all free?

Okay, I admit I'm a little behind the times. Craigslist was put online in 1997 by Craig Newmark of San

Francisco and has since become the 58th most visited site in the U.S., according to Alexa.com. About 450 cities in 50 different countries have their own craigslist pages. Obviously, there are millions of people who have already discovered craigslist's wonders. But better late than never, right?

On craigslist, I can shop for a new house, furniture for my living room, pots and pans for my kitchen, old DVDs to watch because there are no new shows on anymore, and one link even says I can look for "baby+kids." Insta-family! The "free" area is the best. For some reason, there is always free dirt. If I were ever in a dirt-related emergency, craigslist would be the first place I would go.

Buying stuff is only half the site. There is a whole services section where I can look for someone to fix my car or edit my thesis - but I suppose I'd have to write one of those first. Up top there's a community section, where I could find out about happenings in the area, create a post about my lost dog (awwww) or find a nanny for those kids I just bought. Over on the side there's a job section with about 33 different career areas I can browse, from spa to the "et cetera" category, which is really just full of those scam jobs, like selling magazines door-to-door.

Now with a furnished apartment, kids and a babysitter to watch the them while I'm out selling copies of Fishermen's Voice Monthly, I only need one thing: my true love. Or maybe just some sex for the night. Well, what do you know, craigslist even has a personals section! There's a discussion section, too, but I'm not quite as interested in that one. Why's that? Because one of the comments in the political discussion says "waterboard his willie!"

I've been sarcastic, but really, I think craigslist has done a lot of good. Admittedly, there are things wrong with it. Because anybody can post fairly anonymously, there's the whole credibility factor, and this weighs heavily against the site. There's also a ton of spam, especially in the job section. Though the site itself looks like crap, it's straightforward and doesn't take my computer an hour to load, so I'm not complaining about the ugliness too much.

There has also been talk about how craigslist is killing newspapers because it's taking away money from the classified section. I don't think we should blame Craig for this, though. If he hadn't done it, someone else would have made a similar Web site. Our world is getting online, so our personal ads should too.

Verdict: Craigslist is awesome. It's giving Facebook and even my e-mail quite a run for their money on my list of bookmarks (yeah, I rank my bookmarked pages). It beats out its competitors, if only because it uses the peace symbol in my URL bar.

Online Columnist Nicki Arnold has just posted a personal ad under the name "Sweet Cheeks."

Reader Comments

You must Log in to comment on articles. If you don't have an account, please register new an account.

There are no user comments for this article. Be the first to post!

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Advertising

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- <u>Daily Nexog: Your Snarky Opinion Source</u> (Jul 15, 2009)
- Head Over to the *Daily Nexog* (Jun 23, 2009)
- Employers Only Want Graduates Who Have Great Skills (Mar 3, 2009)
- You're Beautiful, Baby... Now Get a Job! (Feb 24, 2009)
- <u>Applying to a Job Part Deux: Cover Letters</u> (Feb 10, 2009)
- <u>Be a Career Peer</u> (Jan 29, 2009)
- Yes You Can! (Jan 21, 2009)
- Be the Change You Want to See (Jan 13, 2009)
- The Necessity of Internships (Jan 6, 2009)
- Bribing My Way Through Russia (Nov 25, 2008)

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Westlaw. 7/8/09 FRESHAIR (No Page)

7/8/09 Fresh Air (Pg. Unavail. Online) 2009 WLNR 13014035

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> > July 8, 2009

The New Price Point? 'Free'

TERRY GROSS, host:

This is FRESH AIR. I'm Terry Gross. Google announced yesterday that it's developing an operating system for PCs that will be tied to the Web browser released last year. The operating system will be free.

How can companies give things away on the Web, yet make a profit? That's what Chris Anderson tries to answer in his new book, "Free." Anderson is the editor- in-chief of Wired Magazine. In "Free," Anderson says that despite giving most of its services away for free, Google has found a way to become one of the most profitable companies in America. Chris Anderson, welcome to FRESH AIR. Why did you want to look at how free could actually be a good business model?

Mr. CHRIS ANDERSON (Author, "Free: The Future of a Radical Price"): You know, it came from this reflection on the paradox that is our modern age. It seems that almost everything online is available for free in one form or another, and yet we're trained to believe that there's no such thing as a free lunch, and you get what you pay for. And in this confusion over the meaning of free and the economics of free, I thought there was something changing, and that deserved a deeper look.

GROSS: Now you talk about the paradox of free, that people are making lots of money charging nothing. Give us an example of, you know, a company or a Web site that succeeds in doing that.

[shortened to emphasize relevant content]

GROSS: If you're just joining us, my guest is Chris Anderson. He's editor-in- chief of Wired Magazine and author of a new book called "Free: The Future of a Radical Price," and it's all about the model of giving away things for free on the Internet and more-nuanced versions of that model and how those models are doing.

In your book "Free," you mention that Craigslist, which has all these free classified ads, has helped either put out of business or diminish the size of a lot of newspapers that rely on classified ads for revenue. But Craigslist itself, you point out in your book, generates just enough profit to pay the server costs and the salaries of a few-dozen staff.

And so the paradox here to me is that you have all these, like, local papers that are struggling, in part because of things like Craigslist, but Craigslist itself, it seems in some ways utopian to have this kind of free listing, but at the same time, it's so centralized. It's like a group of 12 people, as opposed to this network of newspapers around the country.

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Mr. ANDERSON: Yeah, Craigslist is fascinating. I think the fact that their little icon is a peace symbol should tell you a lot. I mean, I think what you're seeing with Craigslist is, you know, some unambiguous goods and some things that are really worrying, and you point out a few of them.

You know, one of the myths is that they, quote-unquote, you know, "demonetized" the newspaper classified business without – you know, they traded pennies for dollars. So where did that money go? Where did that value go? And the answer is it kind of went to all of us. We all saved, you know, a few bucks when we posted our classified ads, and perhaps we got a slightly higher price or a quicker sale because of the volume of people that go through Craigslist.

[shortened to emphasize relevant content]

---- INDEX REFERENCES ----

COMPANY: ROY OBRIEN INC; YOUTUBE INC

NEWS SUBJECT: (Sales & Marketing (1MA51); Prices (1PR65); Economic Indicators (1EC19); Major Corporations (1MA93); Economics & Trade (1EC26); Corporate Financial Data (1XO59); Business Management (1BU42))

INDUSTRY: (Bacterial (1BA64); Theoretical Analysis (1TH79); Traditional Media (1TR30); I.T. (1IT96); Infectious Diseases (1IN99); Knowledge Management (1KN91); Online Content Providers (1ON63); Regional Web Presences (1RE47); Information Management (1IN35); E-Commerce (1EC30); Online Services (1ON37); E-Commerce Industries (1EC99); I.T. in Media & Publishing (1IT02); Internet (1IN27); Advertising (1AD82); Online Social Media (1ON38); Magazines (1MA63); Retail (1RE82); I.T. Trade Publications (1IT45); Advertising & Public Relations (1AD83); Internet Media (1IN67); Science & Engineering (1SC33); Healthcare (1HE06); Publishing (1PU26); Business Theory (1BU14))

Language: EN

OTHER INDEXING: (CONDE NAST; FORD; MADISON AVENUE; MCDONALD'S; SONY; STARBUCKS; YOUTUBE) (Anderson; CHRIS; Chris Anderson; Craigslist; Google; John Battelle; Lyme; Mr .ANDERSON; Soundbite; Terry; Terry Gross; Twitter; Vanity Fair; Web)

Word Count: 6808 7/8/09 FRESHAIR (No Page) END OF DOCUMENT

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7/23/08 Chi. Trib. 44 2008 WLNR 13776603

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July 23, 2008

Can't buy it? Then trade for it

MCT

Reverting to the barter system may be one way to beat high prices in these tough times, and the Internet provides abundant ways to find trading partners in the neighborhood -- or across the globe.

Barter ads

CRAIGSLIST.ORG

"I need clothes and stuff," was one pathetic plea under the barter category on craigslist. Here, where the logo is a hippie peace sign, you pick your city or state and see what's being offered. Items for barter are listed separately under the "for sale" link. Here's an offer: "Trade Trumpet Lessons for Babysitting, Hoola Hoop Lessons, Cleaning."

Business help

BARTERNEWS.COM

Well, here's an "official journal of the reciprocal trade industry." It aims to help businesses use bartering to increase the bottom line. Trading products and services isn't just for neighbors who want to swap eggs and sugar. According to the site, even major corporations and governments are involved in trading that reaches a global scale and is worth tens of billions of dollars.

Place to browse

TRADESTUFF.COM

An antique Jim Beam bottle, vintage Dictaphone equipment and the ubiquitous old National Geographic magazines were among the items for trade here. This doesn't look like the busiest site in the world, but it is fun to browse through, and you might just find something you need/want.

Taxing issues

NATE.ORG

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The National Association of Trade Exchanges, an organization that facilitates non-cash trading among about 50,000 businesses, has information on the tax rules that cover bartering.

Perfect match

SWAPTREE.COM

The nifty idea at this site is that it does the hard work of matching what you have with all the things other people would give up for it. Users fill out "have it" and "want it" lists, and some complicated algorithm does the rest. The people running the relatively new site said it had 50,000 users as of last month. Use of the advertising-supported site is free. You can listen to audio clips of the music CDs being offered for trade.

Photo (color): National Geographic magazine Photo (color): SWAPTREE.COM web page

---- INDEX REFERENCES ----

COMPANY: NATIONAL GEOGRAPHIC

Language: EN

OTHER INDEXING: (BABYSITTING; BARTERNEWS; CRAIGSLIST ORG; HOOLA HOOP LESSONS; NATE ORG; NATIONAL ASSOCIATION OF TRADE EXCHANGES; NATIONAL GEOGRAPHIC; SWAPTREE; TRADESTUFF) (Jim Beam; Perfect; Photo)

KEYWORDS: PRODUCT; CHANGE; TECHNOLOGY; GUIDELINE; LIST (POP WEB)

EDITION: RedEye

Word Count: 406 7/23/08 CHICAGOTR 44 END OF DOCUMENT

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7/20/08 Phila. Inquirer E02 2008 WLNR 13529248

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> > July 20, 2008

Section: BUSINESS

Web Winners:

Reid Kanaley

Reverting to the barter system may be one way to beat high prices in these tough times, and the Internet provides abundant ways to find trading partners in the neighborhood, or across the globe.

BarterNews. Well, here's an "official journal of the reciprocal trade industry." It aims to help businesses use bartering to increase the bottom line. Trading products and services isn't just for neighbors who want to swap eggs and sugar. According to the site, even major corporations and governments are involved in trading that reaches a global scale and is worth tens of billions of dollars.

www.barternews.com/

Barter tax. The National Association of Trade Exchanges, an organization that facilitates non-cash trading among about 50,000 businesses, has information on the tax rules that cover bartering.

www.nate.org/

Trade stuff. An antique Jim Beam bottle, vintage Dictaphone equipment, and the ubiquitous old National Geographic magazines were among the items for trade when we looked at TradeStuff.com. This doesn't look like the busiest site in the world, but it is fun to browse through.

http://tradestuff.com/

Clothes and stuff. "I need clothes and stuff," was one pathetic plea under the barter category on the popular craigslist site. Here, where the logo is a hippie peace sign, you pick your city or state and see what's being offered. Items for barter are listed separately under the "for sale" link. Here's an offer: "Trade Trumpet Lessons for Babysitting, Hoola Hoop Lessons, Cleaning."

www.craigslist.org

Swaptree. The nifty idea at this site is that it does the hard work of matching what you have with all the things other people would give up for it. Users fill out "have it" and "want it" lists, and some complicated algorithm does the rest.

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The people running the relatively new site said it had 50,000 users as of last month. Use of the advertising-supported site is free. You can listen to audio clips of the music CDs being offered for trade.

www.swaptree.com/

Contact staff writer Reid Kanaley

at 215-854-5114 orrkanaley@phillynews.com.

---- INDEX REFERENCES ----

COMPANY: NATIONAL GEOGRAPHIC

Language: EN

OTHER INDEXING: (BABYSITTING; HOOLA HOOP LESSONS; NATIONAL ASSOCIATION OF TRADE EXCHANGES: NATIONAL GEOGRAPHIC; TRADE TRUMPET LESSONS) (BarterNews; Jim Beam; Reid Kanaley; Web Winners)

KEYWORDS: (P-com Biz)

EDITION: CITY-D

Word Count: 410 7/20/08 PHILA-INQ E02 END OF DOCUMENT

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Google	craigslist AND peace AND (favic Search Instant is off v				
0	About 1,840,000 results (1.13 seconds) Advanced search				
Everything	Toolbar icon changes to craigslist peace sign on Internet Explorer				
Books	2 posts - 1 author				
More	Answer Toolbar icon changes to craigslist peace sign on Internet Explorer. Wednesday, June 16, 2010 2:04 PM gettingannoyed123 Users Medals. Sign In to Vote social.answers.microsoft.com//039bab07-1d9d-4ad2-a22e-d8517ba96b19 - Cached				
attle, WA	Purple Peace signs replacing my icons				
Change location	5 posts - 3 authors - Last post: Apr 9				
	I believe the problem is associated with craigslist becuase it is their icon social.answers.microsoft.com//eac2e8ff-f254-48be-a391-ddc93e403d87 - Cached				
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	200 minutes: Firefox: Craigslist favicon is a peace sign				
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	wait until either eBay makes dramatic improvements to his 200minutes.blogspot.com//firefox-craigslist-favicon-is-peace.html - Cached - Similar				
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	Top Android App: CraigsNotifica CraigsIist Best Android Apps Review				
	Feb 27, 2010 Lastly, the purple peace sign icon will take you to the official posting on the				
	Craigslist website. If you'd like to share the post with a www.bestandroidappsreview.com//top-android-app-craigsnotifica-craigslist.html - Cache				
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	Show more results from bestandroidappsreview.com				
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Jan 4, 2010 ... Please try installing Forum Preview and visit advrider forum to see if it shows the **peace icon** in address bar. Also try **Craigslist** Car ... tech4computer.wordpress.com/2010/01/04/**craigslist**-peek/ - Cached

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The New Atlantis » Unclassifiable 🔍

It pours money into a **Craigslist** Foundation that trains leaders for work in the non-profit sector. Even its address bar icon—a purple **peace** sign—signals a ... www.thenewatlantis.com/publications/unclassifiable - Cached - Similar

SITE REVIEW: Search all of Craigslist - allofcraigs.com

Aside from the name of my site, and saying "all of **craigslist**", the spinning **peace** sign, along with the **favicon**, give allofcraigs some extra ... www.ozzu.com/.../site-review-search-all-**craigslist**-allofcraigs-com-t100079.html - Cached

Bookmark favicons get corrupted/mixed up • mozillaZine Forums

3 posts - 2 authors

For some reason, my bookmark icons often get mixed up. For example, several of my bookmarks now display the craigslist peace sign as their icon even though ... forums.mozillazine.org/viewtopic.php?f=9&t=588327&start... - Cached

Craigsphone brings Craigslist to the iPhone

Jan 2, 2009 ... Why not use the Purple peace sign? Shout me a holler when you add personals AND change the icon to something more, I don't know, ... www.tuaw.com/.../craigsphone-brings-craigslist-to-the-iphone/ - Cached - Similar

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Feb 17, 2008 ... It pours money into a **Craigslist** Foundation that trains leaders for work in the nonprofit sector. Even its address bar **icon** – a purple **peace** ... www.dallasnews.com/.../DN-rosen_17edi.ART.State.Edition1.45aa74a.html - Cached

The Peace sign icon in our location bar - Backyard Theater Forums

4 posts - 4 authors - Last post: Jan 16, 2006 I've had a few folks ask via email about the **Peace** sign icon in the ... I like the **peace Icon**. I also like the ideal of a projector **Icon**. ...

backyardtheater.com/forums/index.php?topic=30.0 - Cached

CQ Politics | Craig Crawford's Trail Mix - Craigslist, The Sex Ad ... 🤤

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<u>Jim Buckmaster - .net magazine</u> 🔍

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Use Google Reader to follow Craigslist: How to | Aweigh

Aug 3, 2009 ... RSS icon large Recently I was looking for a new (to me) sailboat and **Craigslist** was an obvious site to visit. Living in Charleston, SC I ... www.aweigh.com/use-google-reader-follow-**craigslist**-how - Cached

does anyone use craigslist? - Afghanistan Forum By AfghanSite.com

5 posts - 3 authors - Last post: Oct 21, 2008 craigslist is supposed to be the biggest classifieds site. now there is a tool ... peace. 0. Back to top of the page up there ^; Reply Icon ... afghanforum.afghansite.com/index.php?showtopic=4589 - Cached - Similar

The Mysterious Purple Peace symbol - Zealot Hobby Forum

Sep 10, 2008 ... The Mysterious Purple Peace symbol Getting Started. ... Yeah, its just Craigslist's Favicon. As to how it got to all of your bookmarks? ... www.zealot.com/forum/showthread.php?t=162596 - Cached

YouTube - 24 hours on craigslist: flashmobs

Oct 14, 2006 ... Alert icon. Upgrade to Flash Player 10 for improved playback performance. ... 1 year ago. craigslist is for piece, not peace, retard ... www.youtube.com/watch?v=ZLaDxD-Dbqw - Cached

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Anti-Trafficking Protest at Craigslist | Sisters of the Holy ...

Jul 2, 2010 ... Email Newsletter icon, E-mail Newsletter icon, Email List icon, E-... " Craigslist is the new stroll where pimps traffic, johns buy and ... blog.holyfamilysisters.org/2010/.../anti-trafficking-protest-at-craigslist/ - Cached

MacThemes Forum / [Theme] Faust

25 posts - 13 authors - Last post: May 11, 2009 i love nano icons smile request: iPhlix. Loopt Flashlight MySpace (don't like the one posted, sorry!) **Craigslist** Mobile (**Peace sign**) ... macthemes.net/forum/viewtopic.php?pid=469574 - Cached

Remix: making art and commerce thrive in the hybrid economy - Google

Books Result

Lawrence Lessig - 2008 - Art - 327 pages When you navigate to **craigslist**, you're presented with a screen of blue text, ... On the URL bar in your browser, the **icon** for the site is a **peace** sign. ... books.google.com/books?isbn=1594201722...

Icons in IE Favorites

7 posts - 3 authors - Last post: Nov 16, 2007 Ok, I've done that, and the unwanted icon remains. To be more specific, it's that so-called "peace" symbol that Craigslist uses. ... www.softwaretipsandtricks.com > ... > Internet - Cached - Similar

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Craigslist - Firearms for sale - Calguns.net

Jan 27, 2009 ... Originally Posted by doughboy334 View Post. I like using craigslist but i dislike the hippy peace symbol as their web address icon ... www.calguns.net > ... > Commercial Sales & Good Deals - Cached - Similar

virus on craigslist? - Paulding.com

Mar 2, 2010 ... BIL just called saying that he was in **craigslist** when he got stuck and virus ... **Icon**; Pip. View gallery. Group: +Member plus pink; Posts: 2404; Joined: 17-May 05 ... May they rest in **Peace**, |-- PCOM COMMUNITY CHEST ... paulding.com/forum/index.php?/topic/238682-virus-on-craigslist/ - Cached

Craigslist shuts down metasearch tool

Jun 28, 2005 ... (And how can you not like a site that uses a peace sign as its favicon?) So, I was surprised to find out that **Craigslist** has strong-armed a ... www.downloadsquad.com/2005/06/28/craigslist-shuts-down/ - Cached - Similar

Category: Articles

Jul 12, 2010... you're likely nervously watching the battery icon in the corner of your screen. ... The forum is centered on building peace through communication and ... Investigating Craigslist: Should your business use it? ... mediag.com/news/category/articles/ - Cached

Frum Frenzy | Singles | Jewish Journal

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Finally: People Speaking Up About How Censoring Craigslist Helps ...

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Man who posted fake Craigslist ad arrested - News - West Hartford News

Apr 13, 2010 ... Man who posted fake **Craigslist** ad arrested ... reckless endangerment, disorderly conduct, criminal trespass, breach of **peace** and is being held criminally liable for sexual assault. ... Return to Story «. story Idea icon ... www.westhartfordnews.com/.../doc4bc3a0972cd45277252657.txt - Cached

How to Make Keyboard Bullets, Stars, Hearts, French Accents ...

Feb 13, 2008... the baby part of **craigslist** & want this in my posting title. can anyone help? ... DOES ANYONE KNOW HOW 2 MAKE A **PEACE** SIGN ASLL OF MY FRIENDS KNOW HOW 2 BUT I CAN NOT how do u make a stupid peace sign ugggggg ... www.allgraphicdesign.com/.../how-to-make-keyboard-bullets-stars-hearts-french-accentscopyright-symbols-more-with-the-alt-key/ - Cached

Maxt Out DANCE Competition - Craigslist

Nov 8, 2010 ... •ICON Show – Honoring a new ICON each year. This year's ICON is: Janet ... Dance For Peace Charity - Dance For Peace is a philanthropic ... losangeles.craigslist.org/sgv/evs/2049072291.html

Davey Wavey Daily: The Hot Factor of the **Craigslist** Killer / Queerty May 1, 2009 ... Accused **Craigslist** Killer Philip Markoff showed he doesn't just go after ... Thousands of years later all was at **peace** by until Endings were ... www.queerty.com/davey-wavey-daily-the-hot-factor-of-the-**craigslist**-killer-20090501/ -Similar

IE favorites icons changing

Jun 22, 2010 ... They dont usually change to one different icon, when they change, ... **Craigslist** is usually a **Peace** symbol, but ive seen it change to ... www.evga.com/forums/tm.aspx?m=430827&mpage=1 - Cached

Web Design: Why You Should Have An Ugly Website by Peter Brittain ... 🤤

Feb 17, 2010 ... Craigslist especially deserves honorable mention; their favicon is a purple peace sign (the sixties! yeah!) and when you go to the 'best of ... searchwarp.com/swa569125-Web-Design-Why-You-Should-Have-An-Ugly-Website.htm - Cached

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Web Design: Why You Should Have An Ugly Website by Peter Brittain Slinky Web Design

Look through the conventional wisdom of today in web design. Web hosting companies, and website customers, are inundated with tutorials and design galleries all devoted to making everything color-coordinated, shiny, glossy, glassy... and "Web 2.0" style!

Now, we're not going to say that *everybody* should follow our advice. Hardly! Instead, only a select few should follow this advice, because it takes a special kind of personality to make an ugly website thrive.

Let's see some examples: Digg.com, Craigslist.org, and Reddit.com. Each of these are hugely successful sites drawing millions of visits per day from all over the world. Now visit each of these domains and ask yourself: "Is this how I'd design a website if I were starting one?" No, of course not! Each of these sites uses big, blocky squares of color, minimal graphic elements, and worst of all, they all use color palettes from Hell!

Digg is loud and clashing with green, blue, and yellow, Reddit is mostly light blue with sharp red and pink highlights, and Craigslist is dull gray with blue and red. Craigslist especially deserves honorable mention; their favicon is a purple peace sign (the sixties! yeah!) and when you go to the 'best of Craigslist' page you are greeted by a pure ASCII banner (the nineties! yeah!). Additionally, their logos are minimalist; Digg's mascot is a faceless stick-figure composed of boxes, the Reddit alien is a similar blog composed of ovals, and Craigslist just uses a bare font.

Yet all three of these sites are hugely successful. We could go on and on with examples: Wikipedia looks like somebody slapped together a prototype layout and stopped right there, BoingBoing uses a logo font that was apparently drawn in MS Paint and a pixelized mascot, and even Google's home search page is almost barren. And have you taken a look at the home page for your web hosting company lately? This tells us some important lessons: If you have great content, nobody will care if your site design makes their eyes water. Sites that don't knock themselves out with superficial flash and glamor are saying, "We're all about the substance, not the style." In fact, you could draw a corollary between web sites and services with an ugly face and the engineering behind these sites. To make a car analogy, if your engine is getting 100 miles to the gallon and can do zero to sixty in a second, you'll drive it no matter what it looks like.

The important part of an ugly design is that it sticks in the mind. When you happen upon Craigslist, you immediately know that no other site on Earth looks exactly like this. Google's logos are so distinct, you can even pick a Google logo that just uses the colors without the letters. Each of these sites cashes in on brand name recognition, making themselves stand out in sharp contrast to the sea of look-alike sites on the web.

Seth Godin, a prominent marketing blogger, has also made a case for standing out. His own logo is a photo of the crown of his bald head (on a bright yellow background, yet) and his book covers are a symphony of bold primary colors together with jumbled styles and striking images. In his book "Purple Cow: Transform Your Business by Being Remarkable," he makes a case for standing out, clashing with the crowd, and daring to be different.

Like we said, not everybody should do this. A nonconformist style demands a nonconformist personality behind it to live up to the expectation. Just as celebrities accentuate their ugliest physical features as a kind of trademark, making yourself stand out in a noticeable way is a means to make your impression stick in the audience's mind for a good long time.

Peter Brittain is the owner of Perth Web Design company, Slinky Web Design in Western Australia. Peter also writes a great Web Design Blog . Originally published on SearchWarp.com for Peter Brittain Wednesday, February 17, 2010 Article Source: Web Design: Why You Should Have An Ugly Website

2 No Wonder Craigslist Uses a Peace Sign as it's Favicon!

theapachecommunity.com — I was just posting my motorcycle for sale on the local Craigslist, and was hit with a dose of ole' Craig's political views. No wonder Craigslist uses a peace sign as it's favicon! Aug 5, 2008

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Craigslist

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To tell you the truth, I don't remember how Craigslist looked liked when it first came online in 1996, but I have a feeling it wasn't much different from nowadays. And yet, Craigslist's design doesn't seem to be keeping the users away. The fonts, that grey, not to mention the peace-sign favicon – Craigslist must really be amazing if it gets away with these crimes.

Join Date: Mar 2008 Location: South San Francisco Posts: 1,959

iTrader: 56 / 100%

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doughboy334 Senior Member

E

I like using craigslist but i dislike the hippy peace symbol as their web address icon 🎱



50 Years of Symbolic Peace

16 FEBRUARY 2008



Pacifists and war protesters all over the world wear peace signs on shoulder bags and jeans jackets. But only few know what the symbol really means, and where it came from. Φ

Exactly fifty years ago British designer Gerald Holtom created what would become the international peace symbol. On February 21, 1958 the Royal College of Art trained artist designed a logo for the Campaign for Nuclear Disarmament, the start of the British peace movement. Φ

While it looks like a stylized B-52 bomber or a chicken's foot, Holtom said the symbol was inspired by the semaphoric signals for the letters "N" and

"D". They stand for "Nuclear Disarmament". The symbol was first used on Trafalgar Square during a peace march in London. @



During the 1960s the symbol became a unifier among protesters against the war in Vietnam. It appeared on the walls of Prague when the Soviet tanks invaded in 1968. People painted it on the Berlin Wall. During the 1990s t-shirts sporting the symbol could be seen in Sarajevo and Belgrade. After 9/11 and the many anti-war marches that followed the attacks the symbol had another <u>revival</u>. Φ

Today, it is most commonly seen as the favicon of global classified ads giant <u>Craigslist</u>.

Find many variations of the peace symbol in this tribute. Check out a brief history of the peace symbol. @

I love the Craigslist avatar (3+ / 0-)

that remains in your dropdown address bar and favorites folders.....a purple peace sign, very cool!

Exhibit E

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This page was generated by the TARR system on 2010-11-18 18:07:10 ET

Serial Number: 77944232 Assignment Information

Trademark Document Retrieval

Registration Number: 3856547

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2010-10-05

Filing Date: 2010-02-24

Transformed into a National Application: No

Registration Date: 2010-10-05

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at <u>TrademarkAssistanceCenter@uspto.gov</u>

Current Location: 650 - Publication And Issue Section

Date In Location: 2010-10-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. CRAIGSLIST, INC.

Address: CRAIGSLIST, INC. 1381 9TH AVENUE SAN FRANCISCO, CA 94122

United States Legal Entity Type: Corporation State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009 Class Status: Active Downloadable software for use in viewing and posting classified advertising, consumer product and service information, product and service rental information and advertising, and consumer information on a wide variety of topics of general interest to the consuming public; downloadable software for use in accessing electronic mail services and for electronic transmission of messages, data and images Basis: 1(a) First Use Date: 2009-09-30 First Use in Commerce Date: 2009-09-30

ADDITIONAL INFORMATION

Color(s) Claimed: Color is not claimed as a feature of the mark.

Description of Mark: The mark consists of a peace symbol.

Design Search Code(s): 24.17.20 - Peace symbol

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

- 2010-10-05 Registered Principal Register
- 2010-07-20 Notice Of Publication E-Mailed
- 2010-07-20 Published for opposition
- 2010-06-15 Law Office Publication Review Completed
- 2010-06-15 Assigned To LIE
- 2010-05-30 Approved for Pub Principal Register (Initial exam)
- 2010-05-23 Assigned To Examiner

2010-03-03 - Notice Of Design Search Code Mailed

2010-03-02 - New Application Office Supplied Data Entered In Tram

2010-02-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record Grace Han Stanton

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