

TRADEMARK

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK EXAMINING OPERATION**

In re Application of: **Schwartz, Norman S.**

Mark: **OOPS**

LAW OFFICE 103

Serial No.: **78/682262**

Filed: **July 31, 2005**

**RESPONSE TO OFFICE ACTION
and
REQUEST FOR RECONSIDERATION**

Commissioner for Trademarks
P.O. Box 1451
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Attention: Carolyn P. Cataldo, Esq.
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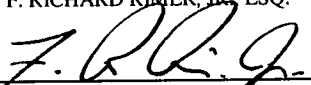
Honorable Commissioner:

This Response to Office Action and Request for Reconsideration is submitted after issuance of the Final Office Action by the U.S. Patent and Trademark Office (the "PTO") dated May 13, 2008.

**CERTIFICATE OF MAILING
Date of Deposit: November 13, 2008**

I hereby certify that this Response to Office Action and accompanying exhibits are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, Virginia 22313-1451, Attn: Carolyn P. Cataldo, Esq., Trademark Examining Attorney, Law Office 103.

F. RICHARD RIMER, JR., ESQ.


Date of Signature: November 13, 2008

I. INTRODUCTION

The PTO has made final its refusal to register Application Serial No. 78/682262 for the mark OOPS (“Applicant’s Mark” or “Mark”) based upon the belief that, pursuant to Trademark Act Section 2(d), 15 U.S.C. § 1052(d), there is a likelihood of confusion with Registration No. 3166102 for the mark OOPS (the “Cited Mark”), owned by Blissful Centany International Limited (the “Cited Registrant”). The Applicant respectfully requests that the PTO reconsider the arguments raised in the Applicant’s previously submitted Office Action Response and the additional arguments presented below. Such action is considered a proper response to the PTO’s Final Office Action. TMEP § 715.02.

II. LIKELIHOOD OF CONFUSION ANALYSIS

As the PTO is aware, the modern factors for determining whether a likelihood of confusion exists between two marks were articulated in *In re E. I. Du Pont de Nemours & Co.*, 476 F.2d 1357, 177 U.S.P.Q. (BNA) 563 (C.C.P.A. 1973). In particular, the factors that are of primary concern in the instant matter include (1) the similarity or dissimilarity and nature of the goods; (2) the similarity or dissimilarity in the channels of trade through which the goods identified by the respective marks travel; (3) the length of time during, and the conditions under which, there has been concurrent use without evidence of actual confusion; (4) the sophistication of the relevant purchasers of the goods identified by the respective marks; and (5) the number and nature of similar marks in use on similar goods and services. Applicant respectfully submits that an analysis of these *Du Pont* factors confirms that no likelihood of confusion exists between its Mark and the Cited Mark.

A. Applicant's Mark Will Not Be Confused with the Cited Mark Because the Marks Identify Different, Non-Competing Goods and Services.

Pursuant to the second *Du Pont* factor, evaluation of the similarity, or in this case, the dissimilarity, between the goods identified by Applicant's Mark and the Cited Mark is a critical consideration in a likelihood of confusion analysis. *Du Pont, supra*. Federal courts and the Board have held consistently that a likelihood of confusion exists between two marks only if a reasonably prudent purchaser is likely to be confused as to source or sponsorship of the goods or services. *See Du Pont*, 476 F.2d at 1357. The TTAB has held that even identical marks can co-exist without confusion if they are used in connection with dissimilar goods or services. *See generally* J. Thomas McCarthy, MCCARTHY ON TRADEMARKS AND UNFAIR COMPETITION § 24.107 (4th ed. 2006 update) (hereinafter "MCCARTHY § ____"). Further, because a mark is not a monopoly as applied to all products and services, identical marks often co-exist in different fields without confusion. *Borg-Warner Chems., Inc. v. Helena Chem. Co.*, 225 U.S.P.Q. (BNA) 222, 224 (T.T.A.B. 1983) ("The Board...has found no likelihood of confusion even with respect to identical marks applied to goods and/or services used in a common industry where such goods and/or services are clearly different from each other...").

In the following cases, the TTAB and other courts permitted trademark use on non-competitive goods or services even though the marks in some cases were identical or nearly identical and the goods or services shared a related feature or complementary function:

ALLSTATE (insurance) <i>Allstate Ins. Co. v. Allstate Inv. Corp.</i> , 328 F.2d 608, 141 U.S.P.Q. (BNA) 280 (5th Cir. 1964);	ALLSTATE (mortgage brokerage services)
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AO (floor coating) <i>Am. Optical Corp. v. American Olean Tile Co.</i> , 185 U.S.P.Q. (BNA) 405 (S.D.N.Y. 1974);	AO (ceramic tile)
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AUTUMN
(margarine)
Lever Bros. Co. v. American Bakeries Co., 693 F.2d 251, 216 U.S.P.Q. (BNA) 177 (2d Cir. 1982);

AUTUMN GRAIN
(bread)

BENEFICIAL
(consumer loans)
Beneficial Corp. v. Beneficial Capital Corp., 529 F. Supp. 445, 213 U.S.P.Q. (BNA) 1091 (S.D.N.Y. 1982);

BENEFICIAL CAPITAL
(business loans)

BLUE RIBBON
(beer)
Pabst Brewing Co. v. Decatur Brewing Co., 284 F. 103 (7th Cir. 1922);

BLUE RIBBON
(malt extract)

BRAVO'S
(crackers)
Vitarroz Corp. v. Borden, Inc., 644 F.2d 960, 209 U.S.P.Q. (BNA) 969 (2d Cir. 1981);

BRAVOS
(tortilla chips)

CADET
(storage batteries)
Pep Boys-Manny, Moe & Jack v. Edwin F. Guth Co., 197 F.2d 527, 94 U.S.P.Q. (BNA) 158 (C.C.P.A. 1952);

CADET
(lighting fixtures)

COLUMBIA
(university)
Trustees of Columbia Univ. v. Columbia/HCA Healthcare Corp., 964 F. Supp. 733, 43 U.S.P.Q.2d (BNA) 1083 (S.D.N.Y. 1997);

COLUMBIA
(health care services)

CONSUMERS
(fuel oil)
Consumers Petroleum Co. v. Consumers Co. of Ill., 169 F.2d 153, 78 U.S.P.Q. (BNA) 227 (7th Cir. 1948);

CONSUMERS
(coal and wood fuel)

DRIZZLER
(men's golf jackets)
McGregor-Doniger, Inc. v. Drizzle, Inc., 599 F.2d 1126, 202 U.S.P.Q. (BNA) 81 (2d Cir. 1979);

DRIZZLE
(women's overcoats and rain coats)

ESPRIT
(women's shoes)
H. Lubovsky, Inc. v. Esprit de Corp., 627 F. Supp. 483, 228 U.S.P.Q. (BNA) 814 (S.D.N.Y. 1986);

ESPRIT
(women's clothing)

EXQUISITE
(ladies' undergarments)
Exquisite Form Indus., Inc. v. Exquisite Fabrics of London, 378 F. Supp. 403, 183 U.S.P.Q. (BNA) 666 (S.D.N.Y. 1974);

EXQUISITE
(fabrics)

FEDERAL

(radio supplies)

Fed. Tel. & Radio Corp. v. Fed. Television Corp., 180 F.2d 250, 84 U.S.P.Q. (BNA) 394 (2d Cir. 1950);

HURRICANE

(outboard motors)

Kiekhaefer Corp. v. Willys-Overland Motors, Inc., 236 F.2d 423, 111 U.S.P.Q. (BNA) 105 (C.C.P.A. 1956);

KINGSFORD

(charcoal briquettes)

Kingsford Prods. Co. v. Kingsfords, Inc., 715 F. Supp. 1013, 11 U.S.P.Q.2d (BNA) 1350 (D. Kan. 1989);

LOGO DEVICE

(telephone services)

Alliance Mfg. Co. v. Allied Tel. Co., 182 U.S.P.Q. (BNA) 237 (T.T.A.B. 1974);

MICRONAUTS

(toys)

Scott v. Mego Int'l, Inc., 519 F. Supp. 1118, 213 U.S.P.Q. (BNA) 824 (D. Minn. 1981);

MINI CINEMA

(family movie theaters)

Modular Cinemas of Am., Inc. v. Mini Cinemas Corp., 348 F. Supp. 578, 175 U.S.P.Q. (BNA) 355 (S.D.N.Y. 1972);

OLÉ

(tequila)

Schenley Distillers, Inc. v. General Cigar Co., 427 F.2d 783, 166 U.S.P.Q. (BNA) 142 (C.C.P.A. 1970);

PLAYERS

(shoes)

In re British Bulldog, Ltd., 224 U.S.P.Q. (BNA) 854 (T.T.A.B. 1984);

RIVA

(luxury power boats)

Riva Boats Int'l S.p.a. v. Yamaha Motor Corp., 223 U.S.P.Q. (BNA) 183 (C.D. Cal. 1983);

SUNBEAM

(electric appliances)

Sunbeam Lighting Co. v. Sunbeam Corp., 183 F.2d 969, 86 U.S.P.Q. (BNA) 240 (9th Cir. 1950); and

FEDERAL

(television sets)

HURRICANE

(auto engines)

KINGSFORD

(barbecue sauce)

LOGO DEVICE

(antenna rotators)

MICRO NAUTS

(hobby items)

MINI CINEMA

(erotic movie theatre)

OLÉ

(cigars)

PLAYERS

(men's underwear)

RIVA

(motor scooters)

SUNBEAM

(fluorescent lamps)

SUNKIST

(fruits)

Cal. Fruit Growers Exchange v. Sunkist Baking Co., 166 F.2d 971, 76 U.S.P.Q. (BNA) 85 (7th Cir. 1947).

SUNKIST

(bakery products)

Each of the above courts held that there is no *per se* rule that even identical or virtually identical marks result in a likelihood of confusion. Therefore, there is, by analogy, no *per se* rule that the Cited Registrant's goods and Applicant's goods are related.

An examination of the respective goods identified by Applicant's Mark and those identified by the Cited Mark confirms that the respective marks identify non-competing goods. *See Canadian Imperial Bank of Commerce v. Wells Fargo Bank, N.A.*, 811 F.2d 1490, 1 U.S.P.Q. (BNA) 1813 (Fed. Cir. 1987) (analysis based solely on goods/goods recited in applications). Specifically, the Cited Mark identifies very specific foods, namely, "**crackers, biscuits, thin dry biscuits, wafers, malt biscuits.**" See PTO records for the Cited Mark attached hereto as Exhibit A. In contrast, Applicant's Mark lists "**table wines.**"

The PTO observed that the goods identified by Applicant's Mark are closely related to the services identified by the Cited Mark. Specifically, the PTO included "copies of printouts from the PTO's X-Search database, which show third party registrations of marks used in connection with the same or similar goods and services as those of Applicant and Registrant in this case." Applicant respectfully submits that while this search may have limited "probative value" to suggest that Registrant's goods and Applicant's goods are related, it is not sufficient evidence for at least two reasons. First, the PTO database is replete with registrations which list disparate items. To the extent the evidence offered by the PTO does show that there is a connection between the goods identified by Applicant's Mark and those identified by the Cited Mark, it only shows that the connection exists within the registration records and not in actual use in commerce such that "purchasers would believe the product or service is within the

registrant's logical zone of expansion." *CPG Products Corp. v. Perceptual Play, Inc.*, 221 USPQ 88, 91 (TTAB 1983). In an effort to demonstrate how these searches may produce purported connections when none exist, the Applicant ran a similar search for registrations containing both batteries and baby food. See PTO records of 14 such registrations attached hereto as Exhibit B. The reason such disparate items are contained in so many registrations is that most contain long identifications. This situation is repeated in many of the registrations attached to the Final Office Action. Applicant contends that this is not sufficient evidence that these items are related. Second, many of the records attached to the Final Office Action do not list goods similar to those identified by the Cited Mark and by Applicant's Mark. Specifically, Applicant notes, that as read in the context of the other items listed in the various identifications, the listings of "biscuits" in Reg. Nos. 2,660,121, 2,636,318, 2,776,133, 2,764,973, 2,811,500, 2,802,110, 3,057,118 and 3,057,119 refers to the US definition of a small quick bread made from dough and not the British definition of a cracker as intended in the Cited Mark. As set forth in the Merriam-Webster Online Dictionary, "biscuit" means:

1 a: any of various hard or crisp dry baked products: as (1)*British* : CRACKER 4
(2)*British* : COOKIE b: a small quick bread made from dough that has been rolled out and cut or dropped from a spoon

Copy attached as Exhibit C. See *Hancock v. American Steel & Wire Co. of New Jersey*, 203 F.2d 737 (C.C.P.A. 1953) and *University of Notre Dame du Lac v. J.C. Gourmet Food Imports Co., Inc.*, 213 U.S.P.Q. 594 (T.T.A.B. 1982), *aff'd*, 703 F.2d 1372 (Fed. Cir. 1983) (Well settled that the PTO may take judicial notice of dictionary definitions). Finally, Reg. Nos. 2845347 and 2684592 each list "cooking wines," which, unlike table wines, are not intended for direct consumption.

Generally speaking, the mere fact that Applicant's goods and the goods identified by the Cited Mark are generally related to consumable items does not mean that they are related in a

meaningful sense; namely, whether customers will assume that they emanate from, or are associated with, a common source. The Board has held repeatedly that rejecting an application based on a sweeping generalization, such as that two marks could be lumped within a vast field of one particular category, impermissibly ignores marketplace realities. See *In re Quadram Corp.*, 228 U.S.P.Q. 863 (T.T.A.B. 1985) (per se rule regarding relatedness of hardware and software in computer industry is too rigid and ignores marketplace realities); see also *Info. Resources, Inc. v. X*Press Info. Services*, 6 U.S.P.Q.2d 1034 (T.T.A.B. 1988); *Elec. Data Sys. Corp. v. EDSA Micro Corp.* 23 U.S.P.Q.2d 1460 (T.T.A.B. 1992) (no likelihood of confusion between EDS and EDSA where the only “relationship” opposer showed between its services and applicant’s goods is that they both involve computer programs).

More importantly, the different functions of the goods clearly distinguish themselves from one another so that consumer confusion as to source of origin is unlikely. See *Petro Shopping Ctrs., L.P. v. James River Petroleum, Inc.* 44 U.S.P.Q.2d 1921, 1927 (4th Cir. 1997), *cert. denied*, 523 U.S. 1095, 118 S.Ct. 1561 (1998). According to its web site, the Cited Registrant was using the Cited Mark in connection with biscuits (which, as listed in the descriptions of the specific items, are what Americans would call “crackers”). See printout from the Cited Registrant’s website attached hereto as Exhibit D. According to the website, the Cited Mark has been placed on five flavors of crackers. *Id.* By contrast, Applicant does not use its Mark on any type of food. Rather, its Mark is used only in connection with table wines, an item that can only be sold by licensed sellers and only be purchased by adults of legal age. Further, the cracker flavors listed on Cited Registrant’s web site are Roast Beef, Cheezy Spaghetti, Baked Chicken Tomato, Roasted Sweet Corn and Special Fried Chicken. These flavors are unusual to a U.S. consumer, and support the Cited Registrant’s statement contained in the file wrapper that

the “goods are of an Asian ethnic nature [and] consist of typically Asian flavors.” And that its customers “are seeking biscuits and crackers of a particular Asian origin.” See Exhibit E. This distinction will further serve to distinguish the goods.

Therefore, the goods identified by the respective marks serve entirely different functions and purposes. Accordingly, Applicant respectfully requests that the PTO withdraw its refusal to register its Mark based on the existence of the Cited Mark and allow Applicant’s Mark to proceed to publication and registration on the PTO’s Principal Register.

B. The Applicant’s Mark Will Not Be Confused with the Cited Mark because the Respective Goods Are Sold through Different Trade Channels.

Another important factor in determining likelihood of confusion is whether the marks travel in different channels of trade. *Du Pont* 476 F.2d at 1361; *see also Giorgio Beverly Hills, Inc. v. Revlon Consumer Prods. Corp.*, 33 U.S.P.Q.2d (BNA) (S.D.N.Y. 1994) (“no proximity found where one fragrance sells in a mass department store outlet while the other [fragrance] sells in more exclusive stores”) (*citing Elizabeth Taylor Cosmetics Co. v. Annick Goutal, S.A.R.L.*, 673 F. Supp. 1238, 1246, 5 U.S.P.Q.2d (BNA) 1305 (S.D.N.Y. 1987)); *In re Fesco, Inc.*, *supra* (allowing two parties to concurrently use an identical mark where their goods were different and there was insufficient evidence to establish that the goods would be encountered by the same purchasers).

Applying this factor, the Applicant submits that the goods identified by the Cited Mark will not travel in the same trade channels as the Applicant’s goods. The TTAB has rejected any assumption that goods identified in an application or registration travel in the same channels of trade:

Finally, of the few registrations that contain reference to both x-ray imaging equipment and nuclear imaging equipment, it is not clear on the record to what extent the goods or services therein, and their channels of trade, are similar to the goods herein and their respective channels of trade. Thus, we conclude that the

Examining Attorney has not established that applicant's and registrant's identified goods are sufficiently related that, if sold under the identical or similar marks, confusion is likely.

In re Digirad Corp., 45 U.S.P.Q.2d (BNA) 1841, 1845 (T.T.A.B. 1998).

The Applicant respectfully submits that its Mark and the Cited Mark travel in disparate channels of trade. The Applicant sells its wines through wine departments in large retail chains. Conversely, as stated by the Cited Registrant and contained in the file wrapper for the Cited Mark, the goods are sold through "specialty Asian food stores" and "the public at large is not the [Cited Registrant's] targeted or *actual* consumer." (Emphasis added.) See Exhibit E. Thus, there is no likelihood that consumers will encounter the goods identified by the Applicant's Mark and the Cited Mark and be confused as to the source or origin of the Applicant's goods and the goods offered under the Cited Mark because the trade channels do not overlap.

In similar factual situations, the TTAB has found that such contemporaneous use of marks is not likely to cause confusion. For example, in *Dynacolor Corp. v. Beckman & Whitley, Inc.*, 134 U.S.P.Q. (BNA) 410 (T.T.A.B. 1962), the Board held that the marks DYNAFIX and DYNAFAX were not confusingly similar because sales to photo finishers were in a different trade channel than the sale of expensive cameras to the public, even though the goods were arguably related. See also *In re Shipp*, 4 U.S.P.Q.2d (BNA) 1174 (T.T.A.B. 1987) (laundry and cleaning services offered to the public under the PURITAN & Design mark were not confusingly similar to dry-cleaning machine parts or cleaning preparations, including dry cleaning preparations, sold under the PURITAN mark both to laundromats and dry-cleaning establishments); *Telex Corp. v. Sound Ear, Inc.*, 169 U.S.P.Q. (BNA) 255 (T.T.A.B. 1971) (identical marks identifying hearing aids and listening devices for television were not confusingly similar although both goods were used by people who are hard-of-hearing).

Instructively, the Second Circuit has held that there was no likelihood of confusion between women's coats and unisex golf jackets. *McGregor-Doniger Inc. v. Drizzle, Inc.*, 599 F.2d 1126, 202 U.S.P.Q. (BNA) 81 (2d Cir. 1979) ("McGregor [Plaintiff] does not claim that DRIZZLER jackets and DRIZZLE coats are directly competitive. Customers shopping for an inexpensive golf jacket are not likely to become confused by the similarity of the marks and mistakenly purchase a fashionable and expensive woman's coat."). As the court observed, "[b]eyond the fact that they might both be crudely classified as outerwear, the 'DRIZZLER' and defendant's products have nothing in common. McGregor's garment is a relatively inexpensive, lightweight, waist-length jacket a windbreaker As is apparent from advertisements for the jacket, it is intended for casual wear, particularly in connection with sports activities." *Id.* at 1135.

Accordingly, the Applicant respectfully submits that, just as no consumer is going to confuse a jacket used in connection with golf with a jacket for general wear, so, too, is there no likelihood of confusion between the Applicant's Mark and the Cited Mark because the respective products are vastly different and are sold in disparate channels of trade.

C. **Applicant's Mark Will Not Be Confused with the Cited Mark Because the Marks Have Co-existed Without Evidence of Actual Confusion.**

The seventh *DuPont* factor is the nature and extent of any actual confusion and the eighth *DuPont* factor is the length of time during and conditions under which there has been concurrent use of the two marks without evidence of actual confusion. *See DuPont*, 476 F.2d at 1361. These factors reflect the realities of the marketplace, not just the theoretical exercise of comparing two words. *Id.* In the instant case, the Applicant's Mark and the Cited Mark have existed concurrently for more than two years without any known instances of actual confusion.

Under the Lanham Act, the United States Patent and Trademark Office follows the same standard in determining likelihood of confusion as courts follow in trademark infringement

cases. *Glenwood Labs, Inc. v. American Home Prods. Corp.*, 455 F.2d 1384, 1387 (C.C.P.A. 1972). Federal courts have held that, in the absence of evidence of actual confusion, substantial periods of concurrent use of otherwise conflicting marks raise a strong presumption against the finding of likelihood of confusion.

For example, in *Pignons S.A. de Mecanique v. Polaroid Corp.*, 657 F.2d 482 (1st Cir. 1981), the First Circuit held that “absent evidence of actual confusion, when the marks have been in the same market, side-by-side, for a substantial period of time, there is a strong presumption that there is little likelihood of confusion.” *Id.* at 490. The plaintiff in *Pignons* brought an action against Polaroid for infringement of Pignons’ registered mark, “Alpha,” used to designate photography equipment and cameras. Polaroid, a junior user, marketed a new camera under the unregistered mark “SX-70 Alpha”. However, the First Circuit granted summary judgment in favor of Polaroid, based on Pignons’ inability to produce direct evidence of possible consumer confusion in the four years the cameras had been marketed side-by-side. *Id.* at 490-491. See *Amstar Corp. v. Domino’s Pizza, Inc.*, 615 F.2d 252, 263 (5th Cir. 1980); *reh’g denied*, 617 F.2d 295 (5th Cir. 1980), *cert. denied*, 449 U.S. 899 (1980); *Greentree Labs, v. G.G. Bean, Inc.*, 718 F. Supp. 998 (D. Me. 1989) (holding that defendant’s mark “Odor Kleen” did not infringe plaintiff’s mark, “ODO Kleen,” in spite of evidence that the products were marketed for similar purposes and targeted via similar advertising schemes to similar clientele because there existed a lack of actual confusion in the five years of concurrent use of the two marks).

In addition, the TTAB has similarly held contemporaneous use of similar marks over a continued duration without actual confusion is strong evidence that there is no likelihood of confusion between the two marks. For example, in *In re General Motors Corporation*, 23 U.S.P.Q. 2d 1465 (T.T.A.B. 1992), the TTAB stated that “the absence of any known incident of

actual confusion in an extensive period of contemporaneous use of the marks is strong evidence that confusion is not likely to occur in the future.” *Id.*

The Applicant’s Mark and the Cited Mark have co-existed for at least two years without any instances, to Applicant’s knowledge, of actual confusion. Applicant respectfully submits that the lack of actual confusion during a period in which the respective marks have coexisted in the marketplace is persuasive confirmation that the marks are not likely to be confused by consumers.

D. There Is No Likelihood of Confusion between Applicant’s Mark and the Cited Mark Because Applicant and Cited Registrant Target Sophisticated Consumers with Focused Needs.

Consumers who purchase goods identified by the Cited Mark will make very deliberate selection decisions because they are seeking a very specific type of good. Therefore, confusion between the sources of the parties’ services will not arise. *See G.H. Mumm & Cie v. Desnoes & Geddes, Ltd.*, 917 F.2d 1292, 1295, 16 U.S.P.Q.2d (BNA) 1635, 1638 (Fed. Cir. 1990) (determining that when consumers enter the marketplace with a “focused need,” confusion between goods or services is less likely).

Some courts have determined consumer sophistication to be the most critical factor in concluding that no confusion would arise between products or services identified by the same or similar marks. *See, e.g., Astra Pharm. Prods., Inc. v. Beckman Instruments, Inc.*, 220 U.S.P.Q. (BNA) 786, 790 (1st Cir. 1983); *Pignons S. A. de Mecanique de Precision v. Polaroid Corp.*, 212 U.S.P.Q. (BNA) 246 (1st Cir. 1981) (deciding that purchaser sophistication is dispositive in a likelihood of confusion analysis because sophisticated consumers exercise greater care in their purchasing decisions). The Cited Registrant admits that its customers are “seeking biscuits and crackers of a particular Asian origin. *See Exhibit E.* Given the care exercised when selecting the

goods sold under the Cited Mark, there is no likelihood of confusion between Applicant's Mark and the Cited Mark.

E. **Applicant's Mark Will Not Be Confused with the Cited Mark Because the Cited Mark is Weak.**

Pursuant to the sixth *DuPont* factor, whether a mark is classified as "strong" or "weak" is an important element in determining the likelihood of confusion between two marks. *See Independent Grocers' Alliance Distributing Co. v. Potter-McCune Co.*, 404 F.2d 622 (C.C.P.A. 1968). Some courts have held that the strength of a senior user's mark is perhaps the most important factor in the likelihood of confusion analysis. *See e.g., Dan Robbins & Assocs., Inc. v. Questor Corp.*, 599 F.2d 1009, 1013, 202 U.S.P.Q. 100, 104 (C.C.P.A. 1979)("A mark's fame can influence its breadth of...protection"). In a "crowded" field of marks, each member of the crowd is relatively weak in its ability to prevent others in the crowd from using the mark. *See J. Thomas McCarthy, MCCARTHY'S DESK ENCYCLOPEDIA OF INTELLECTUAL PROPERTY* 85 (1991). The public is not likely to be confused between any two of the marks within the crowd and may have learned to carefully pick out one mark from the other. *Id; see also Angelica Corp. v. Collins & Aikman Corp.*, 192 U.S.P.Q. (BNA) 387, 393 (T.T.A.B. 1976)("Where, as here, there are observable differences and the issue is whether the word ANGEL is sufficient to cause confusion, the extent to which the word has been adopted by others for incorporation in their marks is pertinent").

Quite simply, one who chooses a mark that is relatively weak because the same or similar mark has frequently been used by others must accept that the available protection is accordingly narrow. *See In re Coors Brewing Co.*, 343 F.3d 1340, 1345, 68 U.S.P.Q.2d (BNA) 1059, 1062-1063 (Fed. Cir. 2003) (numerous third party users and registrations establish that mark not entitled to broad protection); *Kenner Parker Toys, Inc. v. Rose Art Indus., Inc.*, 963 F.2d 350,

353, 22 U.S.P.Q.2d (BNA) 1453, 1456 (Fed. Cir. 1992) (“Where a party uses a weak mark, his competitors may come closer to his mark than would be the case with a strong mark without violating his rights”). Furthermore, terms that are commonly used by numerous unrelated parties become weak identifiers of source and thus, their scope of protection is narrow. *See Wash. Nat’l Ins. Co. v. Blue Cross & Blue Shield United of Wis.*, 14 U.S.P.Q.2d (BNA) 1307, 1311 (N.D. Ill. 1990) (“The fact that ADVANTAGE is used so extensively by other companies to identify their products is reflective of the mark’s weakness.”); *Ashe v. Pepsico, Inc.*, 205 U.S.P.Q. (BNA) 451, 456 (S.D.N.Y. 1979) (“The frequent usage of [ADVANTAGE] to identify different products and goods is a good indication that the mark is a weak one.”). In *Baf Indus. v. Pro-Specialties, Inc.*, 206 U.S.P.Q. (BNA) 166, 175 (T.T.A.B. 1980), the court stated that third party registrations containing similar marks:

...are relevant to show that a particular mark has been adopted and registered by so many individuals in a particular field for different products embraced by said field that a registration of the mark in that trade is entitled to but a narrow or restricted scope of protection.

The question really concerns not the marks as such, but consumer perception. “Determining that a mark is weak means that consumer confusion has been found unlikely because the mark’s components are so widely used that the public can easily distinguish slight differences in the marks, even if the goods are related.” *Gen. Mills, Inc. v. Kellogg Co.*, 824 F.2d 622, 626, 3 U.S.P.Q.2d (BNA) 1442, 1445 (8th Cir. 1987). The consumer is less likely to remember a weak mark and to associate it with another mark encountered at another place and time. “[T]he purchasing public has become conditioned to this frequent marketing situation and will not be diverted from selecting what is wanted” *In re Nat’l Data Corp.*, 753 F.2d 1056, 1060, 224 U.S.P.Q. (BNA) 749, 752 (Fed. Cir. 1985).

Federal trademark law provides that third-party registrations may be relevant to show that the mark or a portion of the mark is descriptive, suggestive, or so commonly used that the public

will look to other elements to distinguish the source of the goods or services. *See, e.g., Nat'l Cable Television Ass'n, Inc. v. Am. Cinema Editors, Inc.*, 937 F.2d 1572 (Fed. Cir. 1991). Marks including the word "Oops" are used to identify a wide range of goods and services. The PTO records contain 77 live trademark registrations and pending applications that utilize the word "Oops." A true and correct copy of this search is attached as Exhibit F. Further, and most importantly, the root word "Oop" is frequently used to identify goods and services related to food. A search of the PTO's records for active federal registrations and approved or allowed federal applications incorporating the word "Oops" disclosed 10 such records. A true and correct copy of the print-outs showing the results of this search is attached hereto as Exhibit G. Specifically, the search revealed the following notable applications and registrations:

Mark	Application/ Registration Number	Owner	Relevant Services
OOPS	3446470	Landrum, Michael	Restaurant, bar and carry-out restaurants; catering services; fast food restaurants
OOPSIES	2991340	Dayton Nut Specialties, Inc.	Nuts, snack mixes consisting primarily of processed nuts; Candies, chocolates, snack mixes consisting primarily of candied nuts
CAP'N CRUNCH'S OOPS! ALL BERRIES	2184188	The Quaker Oats Company	Ready-to-eat breakfast cereal
A DASH OF OOPA IN EVERY BITE	1960058	Grecian Delight Foods, Inc.	Gyros meat on cones

The PTO records for the above-listed marks are attached hereto as Exhibit H. The Applicant respectfully submits that the scope of protection afforded the Cited Mark is narrowly limited and properly analyzed through this prism, namely that the "Oops" component of the Cited Mark is weak. The federal registration for the Cited Mark does not change this reality. Indeed, "the registration of a mark is not itself evidence of mark strength; rather, strength is

created by the extensive use and significant expenditure of a mark holder on advertising and promotion.” *Echo Travel, Inc. v. Travel Assoc., Inc.*, 870 F.2d 1264 (7th Cir. 1989).

Given the narrow identifications of the goods identified by the Cited Mark, protection for each is properly limited to identical or nearly identical marks used to identify identical or nearly identical goods. Applicant respectfully submits that the differences between the goods identified and the disparate genres to which they are limited bring Applicant’s Mark outside of the narrow scope of protection afforded the Cited Mark, and therefore, no likelihood of confusion exists.

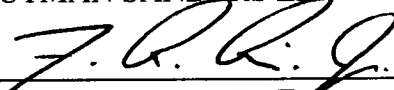
In light of the above, Applicant respectfully submits that no likelihood of confusion exists between its Mark and the Cited Mark because: (1) the similarity or dissimilarity and nature of the goods and services; (2) the similarity or dissimilarity in the channels of trade through which the goods identified by the respective marks travel; (3) the length of time during, and the conditions under which, there has been concurrent use without evidence of actual confusion; (4) the sophistication of the relevant purchasers of the goods identified by the respective marks; and (5) the number and nature of similar marks in use on similar goods and services. Accordingly, Applicant respectfully requests that the PTO withdraw its citation to the Cited Mark and allow Applicant’s Mark to proceed to publication and registration on the PTO’s Principal Register.

III. CONCLUSION

Having responded to all of the outstanding issues raised in the Final Office Action, the Applicant respectfully requests that the PTO reconsider and approve its application for publication and registration on the Principal Register of the PTO. Should the PTO have any questions, please contact the undersigned at (404) 885-3652.

Respectfully submitted,

TROUTMAN SANDERS LLP

By: 
F. Richard Rimer, Jr., Esq.
Attorneys for Applicant

Bank of America Plaza
600 Peachtree Street, N.E., Suite 5200
Atlanta, GA 30308-2216

Attorney's facsimile: (404) 962-6831
Attorney's e-mail: trademarks@troutmansanders.com

Exhibit A

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

This page was generated by the TARR system on 2008-11-06 13:19:52 ET

Serial Number: 78439707 Assignment Information Trademark Document Retrieval

Registration Number: 3166102

Mark

OOPS

(words only): OOPS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-10-31

Filing Date: 2004-06-22

Transformed into a National Application: No

Registration Date: 2006-10-31

Register: Principal

Law Office Assigned: LAW OFFICE 110

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-09-25

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

1. Blissful Centany International Limited

Address:

Blissful Centany International Limited
210 St. James Court, Rue St. Denis

Port Louis

Mauritius

Legal Entity Type: Company

State or Country Where Organized: Mauritius

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

Crackers, biscuits, thin dry biscuits, wafers, malt biscuits

Basis: 1(a)

First Use Date: 2005-01-20

First Use in Commerce Date: 2005-01-20

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.

2007-05-10 - TEAS Change Of Correspondence Received

2006-10-31 - Registered - Principal Register

2006-09-21 - Law Office Registration Review Completed

2006-09-15 - Assigned To LIE

2006-08-31 - Allowed for Registration - Principal Register (SOU accepted)

2006-08-23 - Statement of use processing complete

2006-07-24 - Amendment to Use filed

2006-07-24 - TEAS Statement of Use Received

2006-01-31 - Notice of allowance - mailed

2005-11-08 - Published for opposition

2005-10-19 - Notice of publication

2005-09-21 - Law Office Publication Review Completed
2005-09-09 - Assigned To LIE
2005-09-06 - Approved for Pub - Principal Register (Initial exam)
2005-08-19 - Teas/Email Correspondence Entered
2005-08-08 - Communication received from applicant
2005-08-08 - TEAS Response to Office Action Received
2005-02-09 - Non-final action e-mailed
2005-02-09 - Non-Final Action Written
2005-01-26 - Assigned To Examiner
2004-06-29 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Dana E. Stewart

Correspondent

Dana E. Stewart
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505 S. Villa Real Drive, Suite 102
Anaheim Hills CA 92807
Phone Number: 714-279-9159
Fax Number: 714-279-0724

Domestic Representative

Dana E. Stewart
Phone Number: 714-424-9525
Fax Number: 714-424-9533

Exhibit B

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

This page was generated by the TARR system on 2008-11-06 10:11:11 ET

Serial Number: 78659470 Assignment Information Trademark Document Retrieval

Registration Number: 3282461

Mark

Famima!!

(words only): FAMIMA!!

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-08-21

Filing Date: 2005-06-28

Transformed into a National Application: No

Registration Date: 2007-08-21

Register: Principal

Law Office Assigned: LAW OFFICE 111

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-08-21

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

1. FamilyMart Co., Ltd.

Address:
FamilyMart Co., Ltd.
1-1, HIGASHI-IKEBUKURO 3-CHOME

TOSHIMA-KU, TOKYO

Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

ARTIFICIAL SWEETENERS; ANTI-STATIC SPRAY FOR CLOTHING

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003

Class Status: Active

DE-GREASING PREPARATIONS FOR HOUSEHOLD PURPOSES; FABRIC SOFTENERS FOR LAUNDRY USE; LAUNDRY BLEACHES; ADHESIVES FOR AFFIXING FALSE HAIR; SOAPS AND DETERGENTS; DENTIFRICES; COSMETICS AND NON-MEDICATED TOILETRIES; PERFUMERY, FRAGRANCES FOR PERSONAL USE AND INCENSES; ALL PURPOSE COTTON SWABS FOR PERSONAL USE; HANDY SHOE SHINERS, NAMELY, SHOE POLISH APPLICATORS CONTAINING SHOE POLISH, MAKE-UP KITS CONTAINING LIPSTICK, LIP GLOSS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 004

Class Status: Active

WAXES; CANDLES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

PHARMACEUTICAL PREPARATIONS FOR THE TREATMENT OF PAIN RELIEF, COLD, COUGH; MEDICATED EYE LOTIONS FOR THE TREATMENT OF OCULAR, INTRAOCULAR AND OPHTHALMIC DISORDERS AND DISEASES, SANITARY PREPARATIONS FOR MEDICAL USE; MENSTRUATION BANDAGES; MENSTRUATION TAMPONS; SANITARY NAPKINS; SANITARY PANTIES; ABSORBENT COTTON FOR MEDICAL PURPOSES; ADHESIVE MEDICAL PLASTERS; BANDAGES FOR DRESSINGS; INCONTINENCE DIAPERS; POWDERED MILK FOR BABIES; BABY FOOD; FOOD AND DRINK FOR MEDICALLY RESTRICTED DIETS; COTTON SWABS FOR MEDICAL PURPOSES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 006

Class Status: Active

METAL KEY RINGS**Basis:** 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 008**Class Status:** Active

TWEEZERS; BLADED OR POINTED HARD TOOLS, NAMELY, SCISSORS, NAIL CLIPPERS, KITCHEN KNIVES, PARING KNIVES, TABLE KNIVES; NON-ELECTRIC CAN OPENERS; SPOONS; FORKS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 009**Class Status:** Active

DISPOSABLE CAMERAS; BATTERIES AND ELECTRICAL CELLS; GLOVES FOR PROTECTION AGAINST ACCIDENTS; SLIDE-RULES; RECORDED VIDEO DISCS FEATURING MOVIES AND ANIMATIONS; TELECOMMUNICATION MACHINES AND APPARATUS, NAMELY, MOBILE TELEPHONES

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 010**Class Status:** Active

SANITARY MASKS FOR MEDICAL PURPOSES; CONTRACEPTIVES; EAR PICKS FOR MEDICAL PURPOSES

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 011**Class Status:** Active

NON-ELECTRIC POCKET WARMERS; HEATING OR COOLING PACKS FILLED WITH CHEMICAL SUBSTANCES READY TO REACT WHEN REQUIRED NOT FOR MEDICAL PURPOSES

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 012**Class Status:** Active

SUNSHADES, NAMELY, CAR WINDOW SHADE

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 014**Class Status:** Active

CLOCKS AND WATCHES; OMAMORI, NAMELY, LUCKY CHARMS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

DRAWING INSTRUMENTS; STATIONERY AND STUDY GUIDES; FOOD WRAPPING PLASTIC FILM FOR HOUSEHOLD USE; GARBAGE BAGS OF PLASTICS FOR HOUSEHOLD USE; TOWELS OF PAPER; PRINTED MATTER, NAMELY, PICTURE CARDS, GREETING CARDS, GIFT CARDS, CALENDARS, MAGAZINES, BOOKS, NAMELY, NOVELS, GEOGRAPHICAL MAPS, PAMPHLETS, NEWSPAPERS, COMICS, MAPS; PAPER SHOPPING BAGS; PLASTIC SHOPPING BAGS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

TEXTILE SHOPPING BAGS; UMBRELLAS, COSMETIC CREAM CASES SOLD EMPTY; VANITY CASES SOLD EMPTY

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

DRINKING STRAWS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021

Class Status: Active

DENTAL FLOSS; PAPER PLATES; PAPER CUPS; MUGS; TRAYS NOT OF PRECIOUS METAL; BOTTLE OPENERS; CHOPSTICKS; TOOTHPICKS; CLEANING TOOLS AND WASHING UTENSILS, NAMELY, SPONGES, DISHWASHING BRUSHES, SCOURERS; TOOTH BRUSHES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 023

Class Status: Active

THREADS AND YARNS FOR TEXTILE USE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

FELT AND NON-WOVEN TEXTILE FABRICS; PERSONAL ARTICLES OF WOVEN TEXTILE NOT FOR WEAR, NAMELY, TOWELS, HANDKERCHIEFS; DISH CLOTHS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

CLOTHING, NAMELY, UNDERWEAR, SOCKS AND STOCKINGS, SHIRTS; FOOTWEAR

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 026

Class Status: Active

NEEDLES; RIBBONS; SEWING BOXES; HAIR ORNAMENTS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

DOLLS; PLAYING CARDS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

EDIBLE OILS AND FATS; MILK PRODUCTS EXCLUDING ICE CREAM, ICE MILK, AND FROZEN YOGURT; PROCESSED MEAT PRODUCTS, NAMELY CROQUETTES, CANNED COOKED MEAT, BOTTLED COOKED MEAT, HAM, BACON, SAUSAGE; FRIED CHICKENS; DRIED BEEF; FRANKFURTERS; PROCESSED FISHERIES PRODUCTS, NAMELY, CANNED AND BOTTLED FISHERIES PRODUCTS, NAMELY, FISH, TUNA FISH, AND SARDINES; FISH SAUSAGES; PROCESSED VEGETABLES AND FRUITS; JAMS; SOYBEAN MILK; TOFU; PROCESSED EGGS; STEW WHICH IS INDIVIDUALLY PACKAGED IN RETORT POUCHES; PRE-COOKED MEATS WHICH ARE PACKAGED IN RETORT POUCHES; PRE-COOKED FISHES WHICH ARE PACKAGED IN RETORT POUCHES; PROCESSED VEGETABLES WHICH ARE PACKAGED IN RETORT POUCHES; PRE-COOKED SOUP WHICH IS PACKAGED IN RETORT POUCHES; PRE-COOKED SOUP; ODEN, NAMELY, PRE-COOKED JAPANESE STEW; PROTEIN BEING FOODSTUFFS FOR HUMAN CONSUMPTION; PREPARED BOX LUNCHES CONSISTING PRIMARILY OF MEAT, FISH, POULTRY OR VEGETABLES; PROCESSED EDIBLE SEAWEED

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

CURRY; PASTA SAUCES WHICH ARE INDIVIDUALLY PACKAGED IN RETORT POUCHES; CURRY MIXES; RICE PILAF MIXES WHICH ARE PACKAGED IN RETORT POUCHES; RICE RISOTTO MIXES WHICH ARE PACKAGED IN RETORT POUCHES; TEA; COFFEE AND COCOA; ICE; CONFECTIONERY, NAMELY CANDY, CAKES, DESSERT MOUSSES; BREAD

AND BUNS; INSTANT CHINESE NOODLES; SEASONINGS; SPICES; PRE-COOKED RICE WHICH IS PACKAGED IN RETORT POUCHES; INSTANT RAMEN NOODLES; PROCESSED CEREALS; SANDWICHES; SUSHI; CHINESE BUNS, NAMELY STEAMED BUNS STUFFED WITH MINCED MEAT; HAMBURGER SANDWICHES; PIZZAS; PREPARED BOX LUNCHES CONSISTING PRIMARILY OF RICE, PASTA, NOODLE, BREADS, RICE BALLS; HOT DOG SANDWICHES; MEAT PIES; RAVIOLI

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

BEER; CARBONATED SOFT DRINKS; NON-ALCOHOLIC FRUIT JUICE BEVERAGES; WHEY BEVERAGES; VEGETABLE JUICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 033

Class Status: Active

JAPANESE LIQUORS; WESTERN LIQUORS; ALCOHOLIC BEVERAGES OF FRUIT; CHINESE LIQUORS; FLAVORED TONIC LIQUORS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 034

Class Status: Active

TOBACCO; SMOKERS' ARTICLES NOT OF PRECIOUS METAL, NAMELY, TOBACCO POUCHES, CIGARETTE CASES, ASHTRAYS, CIGARETTE LIGHTERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

ADVERTISING AND PUBLICITY SERVICES; PROMOTING THE SALES OF GOODS AND SERVICES OF OTHERS BY AWARDED PURCHASE POINTS; BUSINESS MANAGEMENT ANALYSIS; BUSINESS CONSULTATION; MARKET CONSULTING; PREPARATION OF FINANCIAL STATEMENTS; RENTAL OF OFFICE MACHINERY AND EQUIPMENT, NAMELY, RENTAL OF TYPEWRITERS AND COPYING MACHINES AND WORD PROCESSORS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

COLLECTION AGENCIES FOR COLLECTING GAS OR ELECTRIC POWER UTILITY PAYMENTS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

TELECOMMUNICATION SERVICES OTHER THAN BROADCASTING, NAMELY,
COMMUNICATION BY FACSIMILE TRANSMISSION

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

TRANSPORTATION OF GOODS BY CART; TRANSPORTATION OF GOODS BY RAILWAY
AND VESSELS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

EDUCATIONAL AND INSTRUCTIONAL SERVICES, NAMELY, CONDUCTING CLASSES IN
THE FIELDS OF BUSINESS; PROVIDING ENTERTAINMENT INFORMATION IN THE FIELD
OF MOVIES, THEATER, ART, MUSEUM, SPORTS, MUSIC, MOTION PICTURES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

DESIGN FOR OTHERS IN THE FIELD OF PACKAGING; COMPUTER SOFTWARE DESIGN FOR
OTHERS; COMPUTER PROGRAMMING FOR OTHERS; MAINTENANCE OF COMPUTER
SOFTWARE; RENTAL OF COMPUTERS; PROVIDING TEMPORARY USE OF ON-LINE NON-
DOWNLOADABLE SOFTWARE FOR DATABASE MANAGEMENT AND GAMES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 043

Class Status: Active

TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKING FOR
TEMPORARY LODGING

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 2005002756

Foreign Registration Number: 4882465

Foreign Registration Date: 2005-07-22

Country: Japan
Foreign Filing Date: 2005-01-17
Foreign Expiration Date: 2015-07-22

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.

2008-05-01 - TEAS Change Of Correspondence Received
2008-02-06 - Applicant/Correspondence Changes (Non-Responsive) Entered
2008-02-06 - TEAS Change Of Owner Address Received
2007-08-21 - Registered - Principal Register
2007-06-05 - Published for opposition
2007-05-16 - Notice of publication
2007-04-04 - Law Office Publication Review Completed
2007-04-04 - Approved for Pub - Principal Register (Initial exam)
2007-03-21 - Amendment From Applicant Entered
2007-03-21 - Communication received from applicant
2007-03-20 - PAPER RECEIVED
2007-03-05 - Priority Action E-Mailed
2007-03-05 - Priority Action Written
2007-03-05 - Previous allowance count withdrawn
2007-03-02 - Withdrawn From Pub - Og Review Query
2007-02-08 - Law Office Publication Review Completed
2007-02-08 - Approved for Pub - Principal Register (Initial exam)
2007-01-31 - Amendment From Applicant Entered

2007-01-31 - Communication received from applicant
2007-01-31 - Assigned To LIE
2007-01-04 - PAPER RECEIVED
2006-11-30 - INQUIRY TO SUSPENSION E-MAILED
2006-11-30 - Suspension Inquiry Written
2006-11-08 - PAPER RECEIVED
2006-05-30 - LETTER OF SUSPENSION E-MAILED
2006-05-30 - Suspension Letter Written
2006-05-26 - Amendment From Applicant Entered
2006-05-01 - Communication received from applicant
2006-05-01 - PAPER RECEIVED
2006-03-06 - Priority Action E-Mailed
2006-03-06 - Priority Action Written
2006-02-17 - Amendment From Applicant Entered
2006-02-06 - Communication received from applicant
2006-02-06 - PAPER RECEIVED
2005-08-04 - Priority Action E-Mailed
2005-08-04 - Priority Action Written
2005-08-01 - Assigned To Examiner
2005-07-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

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Bassam N. Ibrahim

Correspondent
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BUCHANAN INGERSOLL, P.C.
P.O. Box 1404
Alexandria VA 22313-1404

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Fax Number: (703) 836-2021

Domestic Representative

Burns Doane Swecker & Mathis LLP and Buchanan Ingersoll, P.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 2008-11-06 10:11:18 ET

Serial Number: 78428889 Assignment Information Trademark Document Retrieval

Registration Number: 3027256

Mark

GERMANY 2006

(words only): GERMANY 2006

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-12-13

Filing Date: 2004-06-02

Transformed into a National Application: No

Registration Date: 2005-12-13

Register: Principal

Law Office Assigned: LAW OFFICE 104

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-12-13

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

1. Fédération Internationale de Football Association (FIFA)

Address:

Fédération Internationale de Football Association (FIFA)
FIFA-Strasse 20 P.O. Box 774

Zürich 8044

Switzerland

Legal Entity Type: ASSOCIATION

State or Country Where Organized: Switzerland

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

UNEXPOSED FILMS, NAMELY, UNEXPOSED CAMERA AND PHOTOGRAPHIC FILM; CHEMICALS USED IN THE MANUFACTURE OF FABRIC AND TEXTILES; TANNING AGENTS FOR USE IN THE MANUFACTURE OF LEATHER; AND ARTIFICIAL SWEETENERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003

Class Status: Active

COSMETICS; SOAPS; BEAUTY BATH ADDITIVES, NAMELY, BATH BEADS, BATH FOAM, BATH CRYSTALS, BATH PEARLS AND NON-MEDICATED BATH SALTS; PERFUMES; COLOGNES; PRE-SHAVE AND AFTER SHAVE LOTIONS; SHAVING CREAMS; SHAMPOOS; CONDITIONERS; TOOTHPASTE; MOUTH WASHES; DEODORANTS AND ANTIPERSPIRANTS FOR PERSONAL USE; NOURISHING SKIN CREAMS; SKIN CREAMS; FACIAL CLEANSING CREAM; MAKE-UP REMOVING PREPARATIONS; SUNSCREEN LOTIONS; HAIR LOTIONS; HAIR LACQUERS; MAKE-UP PREPARATIONS, EYE SHADOW; FACE POWDER; COSMETIC PENCILS; CLEANING, POLISHING, SCOURING, AND ABRASIVE PREPARATIONS FOR HOUSEHOLD PURPOSES; LAUNDRY POWDER DETERGENTS; SYNTHETIC HOUSEHOLD DETERGENTS; SHOE POLISH AND WAXES; PRODUCTS FOR PRESERVATION OF LEATHER, NAMELY, PREPARATIONS FOR POLISHING, CLEANING, AND CONDITIONING LEATHER GOODS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 004

Class Status: Active

LUBRICANTS, NAMELY, ALL PURPOSE LUBRICANTS, AUTOMOBILE LUBRICANTS, AND INDUSTRIAL LUBRICANTS; MOTOR OILS; FUELS, NAMELY, FUEL OIL, BENZENE FUEL, ALCOHOL AND MIXED ALCOHOL FUEL, AND DIESEL FUEL; CANDLES; AND WAXES, NAMELY, CARNAUBA WAX AND WAX FOR USE IN COATING FOOD PACKAGING MATERIALS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

PHARMACEUTICAL PRODUCTS, NAMELY, PHARMACEUTICALS FOR THE TREATMENT OF WOUNDS, RESPIRATORY ILLNESSES, AND CANCER PHARMACEUTICALS, NAMELY, HOMEOPATHIC SUPPLEMENTS, LIPID LOWERING AGENTS, AND PSYCHOTROPICS;

MEDICATED CHEWING GUM FOR STOPPING OF SMOKING; MATERIAL FOR STOPPING TEETH; DENTAL WAX; MEDICAL HYGIENE PRODUCTS, NAMELY, DISPOSABLE WIPES IMPREGNATED WITH CHEMICALS; MEDICAL HYGIENE PRODUCTS, NAMELY, SANITARY NAPKINS AND PADS; FEMININE HYGIENIC PRODUCTS, NAMELY, SANITARY NAPKINS; FUNGICIDES AND HERBICIDES FOR DOMESTIC USE; EYE CARE MEDICINES, NAMELY, EYE DROPS, EYE WASHES, MEDICINES FOR THE TREATMENT OF EYE FATIGUE, AND IRRIGATING SOLUTIONS FOR EYE USE; MEDICINAL HERBAL TEA; NUTRITIONAL FOOD SUPPLEMENTS; FOOD FOR BABIES, NAMELY, BABY FOOD; VITAMINS; PRODUCTS; FOR PURIFICATION AND DEODORIZATION OF THE AIR, NAMELY, AIR DEODORIZERS AND AIR FRESHENERS; VEHICLE DEODORIZERS; DEODORANTS FOR NON-PERSONAL USE, NAMELY, AIR, HOUSEHOLD, AND ROOM DEODORANTS; PHARMACEUTICAL PREPARATIONS FOR THE TREATMENT OF DISORDERS OF THE MOUTH, NAMELY, MOUTHWASH AND ANTIBIOTIC OINTMENT FOR THE MOUTH; AND VITAMIN AND MINERAL SUPPLEMENTS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 006

Class Status: Active

ALUMINUM FOIL; DECORATIVE KEY CHAINS, NAMELY, METAL KEY CHAINS; MONEY CLIPS, NAMELY, METAL MONEY CLIPS; FIGURINES, NAMELY, FIGURINES OF COMMON METAL; ORNAMENTS, NAMELY, METAL HOLIDAY ORNAMENTS; STATUES, NAMELY, STATUES OF NON-PRECIOUS METAL OR THEIR ALLOYS; STATUETTES, NAMELY, STATUETTES OF NON-PRECIOUS METAL OR THEIR ALLOYS; SCULPTURES, NAMELY, SCULPTURES OF NON-PRECIOUS METAL OR THEIR ALLOYS; TROPHIES, NAMELY, TROPHIES MADE OF NON-PRECIOUS METAL OR THEIR ALLOYS; POGS MADE OF COMMON METAL OR THEIR ALLOYS; METAL NAME BADGES; METAL NON-ENCODED NAME BADGES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 007

Class Status: Active

AERATED BEVERAGE MAKING MACHINES; ELECTRIC CAN OPENERS; ELECTRIC KNIVES; ELECTROMECHANICAL FOOD PREPARATION MACHINES, NAMELY, ELECTRIC FOOD PROCESSORS, AND ELECTRIC FOOD SLICERS; DOMESTIC MIXING MACHINES, NAMELY, HAND MIXERS AND STAND MIXERS; ELECTRIC WHISKS FOR HOUSEHOLD PURPOSES; ELECTRIC FRUIT PRESSES FOR HOUSEHOLD PURPOSES; ELECTRIC KITCHEN MACHINES, NAMELY, ELECTRIC CAN OPENERS, ELECTRIC COFFEE GRINDERS, ELECTRIC FOOD CHOPPERS, ELECTRIC FOOD PROCESSORS, ELECTRIC FRUIT PEELERS, ELECTRIC JUICERS, AND ELECTRIC MEAT GRINDERS; ELECTRIC FOOD BLENDERS FOR HOUSEHOLD PURPOSES; DISHWASHERS; DOMESTIC WASHING MACHINES, NAMELY, PRESSURE WASHING MACHINES, CLOTHES WASHING MACHINES, AND FLOOR WASHING MACHINES; DRYING MACHINES, NAMELY, DRY CLEANING MACHINES; SEWING MACHINES; VACUUM CLEANERS AND ACCESSORIES THEREOF, NAMELY, HOSES, PUMPS, AND VACUUM CLEANER BAGS; COMPONENTS OF MOTOR ENGINES, NAMELY, PUSH RODS, ROCKER ARMS, ENGINE CASES, PISTONS, BEARINGS, CAMSHAFTS, AND MUFFLERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 008

Class Status: Active

HAND OPERATED HAND TOOLS AND IMPLEMENTS, NAMELY, NON-ELECTRIC CAN OPENERS, NAIL CLIPPERS, AND MULTI-FUNCTIONAL KNIVES WITH RETRACTABLE BLADES; ELECTRIC OR NON-ELECTRIC RAZORS, NAMELY, RAZOR BLADES; CUTLERY, FORKS AND SPOONS; DEPILATORY APPLIANCES; TWEEZERS; CURLING TONGS; KITCHEN SCISSORS; AND SCREW DRIVERS, STATIONERY SCISSORS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

EYEGASSES; SUNGLASSES; CASES AND CORDS FOR SUNGLASSES AND EYE GLASSES; BINOCULARS; MAGNETS AND DECORATIVE MAGNETS; DIRECTIONAL COMPASSES; APPARATUS FOR RECORDING, TRANSMITTING AND REPRODUCING OF SOUND AND IMAGES, NAMELY, TELEVISION SETS, RADIOS, VIDEO RECORDERS, COMPACT DISC PLAYERS, AND DIGITAL DISC PLAYERS; LOUDSPEAKERS; HEADPHONES; COMPUTERS; DATA PROCESSORS; COMPUTER KEYBOARDS; COMPUTER MONITORS; MODEMS; ELECTRONIC POCKET TRANSLATORS; DICTATING MACHINES; ELECTRONIC AGENDAS; SCANNERS; PRINTERS; PHOTOCOPY MACHINES; FACSIMILE TRANSMISSION MACHINES; TELEPHONES, TELEPHONE ANSWERING MACHINES; VIDEO TELEPHONES; CELLULAR TELEPHONES; CALCULATING MACHINES, NAMELY, CALCULATORS AND DATA PROCESSORS; CREDIT CARD MACHINES, NAMELY, CREDIT CARD VERIFICATION MACHINES, NAMELY, MAGNETIC CODED CARD READERS; CASH EXCHANGING MACHINES, NAMELY, MACHINES FOR THE CONVERSION OF CURRENCY; VIDEO CAMERAS; CAMCORDERS; PHOTOGRAPHIC EQUIPMENT, NAMELY, CAMERAS, PROJECTORS, EXPOSED FILMS, FLASH BULBS, CAMERA CASES, BATTERIES, AND ACCESSORIES THEREFOR; SLIDES, NAMELY, PHOTOGRAPHIC SLIDE TRANSPARENCIES; FLASH BULB CAMERA CASES; BATTERIES; VIDEO GAME CARTRIDGES AND DISKS; PRE-RECORDED COMPUTER SOFTWARE, NAMELY, SOFTWARE FOR GAMES; COMPUTER SCREEN SAVER SOFTWARE; VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS ALL SOLD EMPTY; PRE-RECORDED VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS FEATURING MUSIC; PRE-RECORDED VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS FEATURING ANIMATION; CD-ROMS AND VIDEO DISKS ALL SOLD EMPTY; PRE-RECORDED VIDEOTAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISCS, CD-ROMS, AND VIDEO DISKS FEATURING SPORTS AND/OR ANIMATED CARTOONS; MAGNETICALLY ENCODED DEBIT CARDS, CREDIT CARDS, ATM CARDS, PRE-PAID TELEPHONE CALLING CARDS, TRAVEL CARDS, ENTERTAINMENT CARDS, AND CHECK GUARANTEE CARDS; COMPUTER HARDWARE, NAMELY, MEMORY CARDS; MICROCHIP CARDS; IRONS, NAMELY, ELECTRIC, FLAT, AND STEAM IRONS; SECURITY ALARMS, NAMELY, ANTI-INTRUSION ALARMS, SMOKE ALARMS, FIRE ALARMS, AND PERSONAL SECURITY ALARMS; ELECTRONIC VENDING MACHINES; WINDSOCKS FOR MEASURING WIND; DISTANCE MEASURING APPARATUS, NAMELY, TAPE MEASURES, ODOMETERS, AND PEDOMETERS; SPEED MEASURING AND

INDICATION EQUIPMENT, NAMELY, SPEEDOMETERS LASER SPEED DETECTORS; ELECTRONIC PUBLICATIONS IN THE NATURE OF MAGAZINES, NEWSLETTERS, BROCHURES, PAMPHLETS AND FLIERS IN THE FIELD OF SOCCER RECORDED ON CD-ROMS; GRADUATED RULERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 010

Class Status: Active

PERSONAL DIAGNOSTIC APPLIANCES, NAMELY, EAR THERMOMETERS, BLOOD PRESSURE MEASURING DEVICES, AND HEART MONITORS; MEDICAL MEASUREMENT APPARATUS AND INSTRUMENTS, NAMELY, BLOOD PRESSURE MEASURING APPARATUS, BLOOD DRAWING APPARATUS, BLOOD PRESSURE MONITORS, BLOOD GLUCOSE METERS, ELECTROCARDIOGRAPHS, LARYNGOSCOPES, OTOSCOPES AND RETINOSCOPES; MASSAGE APPARATUS FOR PERSONAL USE; PHYSICAL EXERCISE MACHINES FOR MEDICAL PURPOSES; MEDICAL DIAGNOSTIC IMAGING EQUIPMENT, NAMELY, X-RAY MACHINES AND MRI DIAGNOSTIC APPARATUS; BABY NURSING BOTTLES; CONDOMS; ORTHOPEDIC SUPPORTIVE BANDAGES; AND ICE AND THERMAL BAGS FOR MEDICAL PURPOSES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 011

Class Status: Active

PENLIGHTS; FLASHLIGHTS; TABLE LAMPS; DECORATIVE LAMPS; LAMP SHADES; INCANDESCENT LAMPS; LIGHT BULBS; LIGHTING FIXTURES; PAPER LANTERNS; BICYCLE LIGHTS; LANTERNS, NAMELY ELECTRIC, OIL, AND CANDLE LANTERNS; REFRIGERATORS; FREEZERS; OVENS; GAS STOVES; ELECTRIC COOKERS, NAMELY, ELECTRIC COOKING OVENS, ELECTRIC BREAD COOKERS, ELECTRIC RICE COOKERS, AND ELECTRIC SLOW COOKERS; BARBECUE GRILLS; ELECTRIC RANGES; MICROWAVE OVENS; ELECTRIC COFFEE MAKERS FOR DOMESTIC USE; ELECTRIC TEA KETTLES; ELECTRIC TOASTERS; ELECTRIC DEEP FRYERS; ELECTRIC CLOTHES DRYERS AND HAND-HELD ELECTRIC HAIR DRYERS; SPACE HEATERS; AIR CONDITIONERS; AIR PURIFYING UNITS, NAMELY, AIR FILTERS FOR DOMESTIC USE, FOR MECHANICAL PURPOSES, AND FOR INDUSTRIAL INSTALLATIONS; AIR PURIFIERS; WATER PURIFICATION UNITS; WATER FILTERS FOR DRINKING WATER; AND DRINKING FOUNTAINS; ELECTRIC FOOD STEAMERS, ELECTRIC FOOD WARMERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 012

Class Status: Active

BICYCLES; MOTORBIKES; AUTOMOBILES; TRUCKS; VANS; BUSES; REFRIGERATED TRAILERS; AIRPLANES; BOATS; VEHICULAR BALLOONS AND AIRSHIPS; AUTOMOBILE ACCESSORIES, NAMELY, SUN VISORS, ROOF RACKS, NAMELY, BICYCLE RACKS, SKI RACKS, LUGGAGE RACKS, AND SPARE TIRE COVERS; HUBCAPS; TIRES; SEAT COVERS, NAMELY, VEHICLE SEAT COVERS; CAR COVERS, NAMELY, FITTED AND SEMI FITTED VEHICLE COVERS; AND PRAMS, NAMELY, BABY CARRIAGES, BABY STROLLERS, AND

CAR SEATS FOR BABIES OR CHILDREN**Basis:** 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 014**Class Status:** Active

JEWELRY; WATCHES; CLOCKS; MEDALLIONS; PENDANTS; BROOCHES; DECORATIVE PINS IN THE NATURE OF JEWELRY, NAMELY, ORNAMENTAL LAPEL PINS; TEAM AND PLAYER TRADING LAPEL PINS MADE OF PRECIOUS METALS; TIE CLIPS AND TIE PINS; CUFFLINKS; COMMEMORATIVE MEDALS AND COMMEMORATIVE STATUARY CUPS AND PLATES; TANKARDS OF PRECIOUS METAL; PRECIOUS METAL TROPHIES; STATUES AND SCULPTURES OF PRECIOUS METAL; TEA POTS OF PRECIOUS METAL; POGS MADE OF PRECIOUS METAL; ASHTRAYS AND CIGARETTE CASES MADE OF PRECIOUS METALS; AND COINS, NAMELY, COLLECTIBLE, COMMEMORATIVE, AND NON-MONETARY COINS; DECORATIVE METAL KEY HOLDERS OF PRECIOUS METAL; NON-ENCODED NAME BADGES OF PRECIOUS METAL

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 015**Class Status:** Active

MUSICAL INSTRUMENTS; MUSICAL BOXES; AND ELECTRIC AND ELECTRONIC MUSICAL INSTRUMENTS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 016**Class Status:** Active

PAPER TABLE LINEN; PAPER NAPKINS; PAPER TABLE CLOTHS; BAGS OF PAPER; PRINTED INVITATIONS; GREETING CARDS; GIFT WRAP; PAPER COASTERS AND PAPER PLACEMATS; GARBAGE BAGS OF PAPER OR PLASTIC; FOOD STORAGE WRAPPERS; PAPER COFFEE FILTERS; BLANK OR PARTIALLY PRINTED LABELS NOT OF TEXTILES; PAPER TOWELS; TOILET PAPER; BOXED PAPER TISSUES; PAPER HANDKERCHIEFS; BABIES' DIAPERS OF PAPER; STATIONERY AND SCHOOL SUPPLIES, NAMELY, TYPEWRITER PAPER, COPYING PAPER, ENVELOPES, THEME PADS, NOTEBOOKS, NOTE PAPER, WRITING PAPER, SCRIBBLE PADS, BINDER PAPER, BINDERS, BOOK COVERS, COLORING BOOKS, DRAWING PADS, ACTIVITY BOOKS, LUMINOUS PAPER, ADHESIVE NOTE PAPER, CREPE PAPER, TISSUE PAPER, AND STAPLES; FLAGS OF PAPER; PENNANTS OF PAPER; WRITING INSTRUMENTS, NAMELY, PENS, PENCILS, BALL-POINT PENS, PEN SETS, PENCIL SETS, POROUS-POINT PENS, ROLLING BALL PENS, BROAD-TIP MARKERS, COLORING PENCILS, AND LIQUID PAINT FELT TIP MARKING AND COLORING APPLICATORS; INK; INK PADS; RUBBER STAMPS; PAINT BOXES; PAINT AND COLORING PENCILS; CHALK; DECORATIONS FOR PENCILS, NAMELY, DECORATIVE PENCIL TOP ORNAMENTS; PRINTING BLOCKS; MAGAZINES, NEWSPAPERS, BOOKS AND JOURNALS FEATURING ATHLETES OR SPORTS EVENTS; PRINTED TEACHING MATERIALS, NAMELY, ACTIVITY GUIDES AND MANUALS FEATURING SOCCER; SCORE BOOK SCHEDULES FOR RECORDING RESULTS; EVENT PROGRAMS; EVENT ALBUMS; PHOTOGRAPH ALBUMS; AUTOGRAPH BOOKS; ADDRESS BOOKS; DIARIES; PERSONAL ORGANIZERS; ROAD MAPS;

PRINTED TICKETS; BANK CHECKS; PRINTED TIMETABLES; PAMPHLETS AND BROCHURES RELATING TO THE SPORT OF SOCCER; COMIC STRIPS; COLLECTABLE PLAYER TRADING CARDS; BUMPER STICKERS; STICKERS; STICKER ALBUMS; CALENDARS; POSTERS; MOUNTED AND UNMOUNTED PHOTOGRAPHS POSTCARDS; POSTAGE STAMPS; ADVERTISING SIGNS AND BANNERS AND MATERIALS, NAMELY, PRINTED PAPER SIGNS AND BANNERS; DECALS; HEAT TRANSFER PAPERS; OFFICE REQUISITES, NAMELY, CORRECTION FLUID, RUBBER ERASERS, PENCIL SHARPENERS, STANDS FOR WRITING IMPLEMENTS, PAPER CLIPS, DRAWING PINS, NAMELY, CORKBOARD PINS, UNGRADUATED RULERS, ADHESIVE TAPE FOR STATIONERY, DISPENSERS FOR ADHESIVE TAPE, STAPLERS, STENCILS, DOCUMENT HOLDERS, CLIP BOARDS, NOTEPAD HOLDERS, BOOKENDS, AND STAMPS; CREDIT, PHONE, ATM, TRAVEL AND ENTERTAINMENT, CHECK GUARANTEE AND DEBIT CARDS NOT MAGNETICALLY ENCODED AND MADE OF PAPER OR CARDBOARD; DECORATIVE TRANSFERS FOR COSMETIC PURPOSES, NAMELY, TEMPORARY TATTOOS; BOOK STANDS; NON-MAGNETICALLY ENCODED FIDELITY CARDS THAT CONTAIN THE PERSONAL DATA OF THE OWNER; PASSPORT HOLDERS; CHECK BOOK HOLDERS; AND PAPER PARTY HATS; HOLOGRAPHIC STICKERS; PAPER NON-ENCODED NAME BADGES; STANDS FOR STATIONERY, NAMELY, DESK TOP DOCUMENT STANDS; POGS COMPOSED OF PAPER AND CARDBOARD

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

LEATHER AND IMITATION LEATHER SOLD IN BULK; UMBRELLAS; PARASOLS; SPORT BAGS OTHER THAN THOSE ADAPTED FOR PRODUCTS THEY ARE DESIGNED TO CONTAIN, NAMELY, ATHLETIC BAGS; ALL PURPOSE LEISURE BAGS; TRAVELING BAGS; BACKPACKS; TOTE BAGS; SCHOOL BAGS; BELT BAGS; HANDBAGS; BALL SHAPED BAGS OF LEATHER, NAMELY, ATHLETIC BAGS AND HAND BAGS; BEACH BAGS; SUIT CARRIERS, NAMELY, SUIT BAGS; SUIT CASES; BRIEFCASES; VANITY CASES SOLD EMPTY; TOILET BAGS; KEY CASES; WALLETS; AND PURSES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

MIRRORS; ARTICLES MADE OF PLASTICS, NAMELY, DESKTOP STATUARY MADE OF PLASTIC, PLASTIC FIGURES, PLASTIC ORNAMENTS, PLASTIC BANNERS, PLASTIC BOXES, PLASTIC FLAGS, PLASTIC KEY RINGS, AND PLASTIC PENNANTS; PLASTIC SOUVENIR STATUES, PLASTIC FIGURINES, PLASTIC TROPHIES, PLASTIC NON-ENCODED NAME BADGES, PLASTIC NON-ENCODED CARD KEYS, AND PLASTIC DECORATIVE KEY HOLDERS; CUSHIONS; SLEEPING BAGS; FURNITURE; SEATS FOR INDOOR AND OUTDOOR USE; FURNITURE RACKS FOR STORAGE AND DISPLAY; DISPLAY STANDS FOR SELLING GOODS, NAMELY, DISPLAY RACKS; DISPENSERS OF KITCHEN TOWELS, NAMELY, FIXED TOWEL DISPENSERS NOT OF METAL; COAT HANGERS; NON-ELECTRIC FANS FOR PERSONAL USE; INFLATABLE PUBLICITY OBJECTS; BOOK SHELVES; AND POGS MADE FROM PLASTIC

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021

Class Status: Active

NON ELECTRIC HOUSEHOLD OR KITCHEN UTENSILS AND CONTAINERS, NOT OF PRECIOUS METALS OR COATED THEREWITH, NAMELY, GRILLS, GRILL COVERS, WIRE BASKETS, GRADERS, SIEVES, SPATULAS, STRAINERS, TURNERS, ROLLING PINS, POT AND PAN SCRAPERS, AND SKIMMERS; TANKARDS, MUGS, CUPS, AND DRINKING GLASSES, PLATES AND DISHES, COASTERS, NONE OF PRECIOUS METALS; TEA POTS NOT OF PRECIOUS METAL; INSULATED KITCHEN MITTS, NAMELY, CLEANING MITTS OF FABRIC; HOUSEHOLD GLOVES FOR GENERAL USE; BOTTLE OPENERS; BEVERAGE BOTTLES SOLD EMPTY; VACUUM FLASKS; NON-ELECTRIC COOLERS FOR FOOD AND DRINKS, NAMELY, PORTABLE COOLERS; DISPENSERS OF KITCHEN TOWELS NOT MADE OF METAL; COMBS AND HAIRBRUSHES; TOOTHBRUSHES; DENTAL FLOSS; AND STATUES, SCULPTURES, AND TROPHIES RELATED TO THE SPORT OF SOCCER MADE OF PORCELAIN, TERRA-COTTA OR GLASS; FIXED NON-METAL DISPENSERS OF NAPKINS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

SHEETS; QUILT COVERS; BEDSPREADS; PILLOW CASES; SHOWER CURTAINS; DRAPERIES; TOWELS; BATH LINENS; DISH CLOTHS; DISH TOWELS; BEACH MATS; STADIUM BLANKETS; CLOTH HANDKERCHIEFS; TEXTILE WALL HANGINGS; FABRIC FLAGS; CLOTH BANNERS; CLOTH PENNANTS; TABLE CLOTHS MADE OF TEXTILE; AND CLOTH LABELS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

FOOTWEAR; HEADGEAR, NAMELY, HATS AND CAPS; SHIRTS; KNIT SHIRTS; JERSEYS AND TANK TOPS; T-SHIRTS; SINGLETTS; DRESSES; SKIRTS; UNDERWEAR; SWIMWEAR; SHORTS; PANTS; SWEATERS; BONNETS; SCARVES; HEADSCARVES; VISORS; WARM-UP SUITS; SWEATSHIRTS; JACKETS; BLAZERS; RAINWEAR; COATS; UNIFORMS; NECKTIES; WRISTBANDS; HEADBANDS; GLOVES; APRONS; PLASTIC BABY BIBS; PAJAMAS; TODDLER AND INFANT PLAYWEAR, NAMELY, INFANTWEAR; SOCKS AND HOSIERY; SUSPENDERS; AND BELTS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 026

Class Status: Active

BRAIDS; TASSELS; RIBBONS; BUTTONS FOR CLOTHING; NEEDLES; SEWING BOXES; DECORATIVE PINS AND BADGES NOT MADE OF PRECIOUS METAL, NAMELY, ORNAMENTAL NOVELTY PINS; BROOCHES FOR CLOTHING; PINS FOR BONNETS EXCLUDING THOSE OF PRECIOUS METAL, NAMELY, BOBBY PINS; HAIR NETS; HAIR BANDS; HAIR PINS; HAIR RIBBONS; AND PINS OF NON-PRECIOUS METAL, NAMELY,

SAFETY PINS**Basis:** 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 027**Class Status:** Active

CARPETS; RUGS; MATS, NAMELY, BATH MATS, CORK MATS, DOOR MATS, GYMNASIUM EXERCISE MATS, REED MATS, AND STRAW MATS; CAR MATS; LINOLEUM FOR COVERING EXISTING FLOORS; WOODEN FLOOR COVERINGS, NAMELY, HARD SURFACE COVERINGS FOR WOOD FLOORS AND CORK FOR USE AS A FLOOR OR WALL COVERING; FLOOR MATS, NAMELY FLOOR MATS FOR VEHICLES, TEXTILE FLOOR MATS FOR USE IN HOMES, AND GYMNASIUM EXERCISE FLOOR MATS; AND ARTIFICIAL TURF

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 028**Class Status:** Active

GAMES AND PLAYTHINGS, NAMELY, ACTION SKILL GAMES, ARCADE GAMES, CARD GAMES, PARLOR GAMES, AND PARTY GAMES; SPORT BALLS, NAMELY, SOCCER BALLS, BASKETBALLS, BASEBALLS, AND FOOTBALLS; BOARD GAMES; TABLES FOR TABLE FOOTBALL; STUFFED DOLLS AND ANIMALS; TOY VEHICLES; JIGSAW PUZZLES; BALLOONS; INFLATABLE TOYS; TOY METAL POGS; SOCCER EQUIPMENT, NAMELY, SOCCER BALLS, SOCCER GLOVES, KNEEPADS, ELBOW PADS, SHOULDER PADS, SHIN GUARDS, AND SOCCER GOALS; HAND HELD UNIT FOR PLAYING VIDEO GAMES OTHER THAN THOSE ADAPTED FOR USE WITH TELEVISION RECEIVERS ONLY; FOAM FINGERS IN THE NATURE OF TOYS; PLAYING CARDS; CONFETTI; PERSONAL EXERCISE FLOOR MATS; AND CHRISTMAS TREE ORNAMENTS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 029**Class Status:** Active

MEAT; FISH FOR FOOD PURPOSES; POULTRY AND GAME FOR FOOD PURPOSES; MEAT EXTRACTS; PRESERVED AND COOKED FRUITS AND VEGETABLES; CANNED FRUITS AND VEGETABLES; EDIBLE OILS AND FATS; POTATO CHIPS; FRENCH FRIED POTATOES; PROCESSED NUTS; JAMS; FRUIT PRESERVES AND JELLIES; MILK; DAIRY PRODUCTS EXCLUDING ICE CREAM, ICE MILK, AND FROZEN YOGURT; AND CHEESE

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 030**Class Status:** Active

COFFEE; TEA; COCOA; SUGAR; HONEY; ARTIFICIAL COFFEE; FLOUR; PREPARATIONS MADE FROM CEREALS, NAMELY, CEREAL BASED SNACK FOOD AND READY TO EAT CEREAL DERIVED FOOD BARS; CEREALS, NAMELY, BREAKFAST AND PROCESSED CEREALS; BREAD; PASTRIES; CAKES; COOKIES; CRACKERS; CANDIES; ICE CREAM; FROZEN CONFECTIONS; RICE; CORN CHIPS; MUSTARD; Vinegar; SAUCES; CONDIMENTS;

SPICES; SALT; NUTRITIONAL ADDITIVES NOT FOR MEDICAL OR DIETETIC PURPOSES; NUTRITIONAL ADDITIVES, NAMELY, FLAVORING ADDITIVES FOR NON-NUTRITIONAL PURPOSES, NAMELY, FILLER AND FLAVORING; AND ICE MILK AND FROZEN YOGURT

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 031

Class Status: Active

FOODSTUFF FOR ANIMALS; GRASS SEED; FRESH FRUITS; FRESH BERRIES; FRESH VEGETABLES; FRESH FLOWERS; LITTER FOR ANIMALS; AND NON-ARTIFICIAL TURF

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

SOFT DRINKS; SYRUPS AND POWDER FOR MAKING SOFT DRINKS; MINERAL AND AERATED WATERS; NON-ALCOHOLIC BEERS AND ALES; ISOTONIC DRINKS; FRUIT AND VEGETABLE DRINKS AND JUICES; FROZEN FRUIT DRINKS; BEERS; AND ALES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 033

Class Status: Active

ALCOHOLIC BEVERAGES EXCEPT BEERS, NAMELY, WINE, LIQUOR, APERITIFS, CHAMPAGNE, CIDER, BRANDY, WHISKY, VODKA, GIN, RUM, AND TEQUILA

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 034

Class Status: Active

MATCHES; CIGARETTE LIGHTERS NOT OF PRECIOUS METAL; SMOKERS' ARTICLES, NAMELY, CIGARETTE CASES NOT OF PRECIOUS METAL, ASHTRAYS NOT OF PRECIOUS METAL, CIGARETTE HOLDERS NOT PRECIOUS METAL, AND CIGARETTE PAPERS; CIGARETTES; AND TOBACCO

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

EMPLOYMENT AGENCIES; EMPLOYMENT AGENCIES FEATURING PERSONNEL PLACEMENT AND RECRUITMENT SERVICES; ADVERTISING AGENCY SERVICES; ADVERTISING FOR OTHERS VIA THE INTERNET; DISSEMINATION OF ADVERTISING MATTER FOR OTHERS; RENTAL OF ADVERTISING SPACE ON OUTDOOR BILLBOARDS; PREPARING AND PLACING OUTDOOR ADVERTISEMENTS FOR OTHERS; PROVIDING TELEVISION ADVERTISING FOR OTHERS; PROMOTION AGENCY SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF

PRINTED AND AUDIO PROMOTIONAL MATERIALS AND BY RENDERING SALES PROMOTION ADVICE; PREPARING ADVERTISEMENTS FOR OTHERS IN THE FORM OF ANIMATION; PUBLIC RELATIONS SERVICES IN THE FIELD OF SPORTS; MARKETING RESEARCH SERVICES; INTERNET AND WIRELESS COMMUNICATION ADVERTISING SERVICES, NAMELY, DISSEMINATION OF ADVERTISING FOR OTHERS VIA THE INTERNET AND WIRELESS COMMUNICATION DEVICES; BILLBOARD LEASING SERVICES; ADVERTISING SPACE RENTAL SERVICES; BILLBOARD ADVERTISING SERVICES; TELEVISION AND RADIO ADVERTISING SERVICES, NAMELY, PRODUCTION AND DISTRIBUTION OF RADIO AND TELEVISION COMMERCIALS; PREPARING ADVERTISEMENTS FOR OTHERS IN THE FORM OF ANIMATION; SPORT AND PUBLIC RELATIONS PROMOTION AGENCY SERVICES; MARKETING RESEARCH SERVICES; PUBLIC OPINION POLLING SERVICES; ORGANIZATION OF PUBLICITY FOR COMMERCIAL EXHIBITIONS; DATABASE COMPILATION SERVICES, NAMELY, COMPUTERIZED DATABASE MANAGEMENT AND LICENSING OF COMPUTER DATABASES IN THE FIELD OF SPORTS AND ENTERTAINMENT; DATABASE MANAGEMENT SERVICES; PROMOTION OF SOCCER EVENTS FOR OTHERS; RETAIL AND COMPUTERIZED ON-LINE RETAIL STORES FEATURING SOLVENTS, PARAFFIN, WAX, BITUMEN AND PETROLEUM; RETAIL STORE AND ON-LINE RETAIL STORE SERVICES IN THE FIELDS OF CLOTHING, FOOTWEAR, SPORTING GOODS, STATIONERY, MAGNETIC TAPES, COMPACT DISCS, DVDS, VIDEOS, CD-ROMS, BOOKS, NEWSPAPERS, MAGAZINES, PUBLICATIONS, SOLVENTS, PARAFFIN, WAX, BITUMEN, AND PETROLEUM; BUSINESS AND INFORMATION SERVICES IN THE FIELDS OF BUSINESS CONSULTING, BUSINESS MANAGEMENT, BUSINESS PLANNING, AND BUSINESS RESEARCH PROVIDED ON-LINE FROM A COMPUTER DATABASE OR THE INTERNET OR WIRELESS ELECTRONIC COMMUNICATION DEVICE; COMPILATION OF ADVERTISEMENTS FOR USE AS WEB PAGES ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE, NAMELY, PROVIDING A WEB SITE WHICH FEATURES ADVERTISEMENTS FOR THE GOODS AND SERVICES OF OTHERS ON A GLOBAL COMPUTER NETWORK, AND COMPILATION OF ADVERTISEMENTS FOR USE AS WEB PAGES ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE, NAMELY, PROVIDING SPACE AT A WEB SITE FOR THE ADVERTISEMENT OF THE GOODS AND SERVICES OF OTHERS; COMPILATION OF DIRECTORIES FOR PUBLISHING ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE; PROVIDING SPACE AT A WEB SITE FOR THE ADVERTISEMENT OF THE GOODS AND SERVICES OF OTHERS; ADVERTISING SERVICES, NAMELY, ADVERTISING THE PUBLICATIONS OF OTHERS; PROMOTING THE COMMERCIAL EXHIBITIONS OF OTHERS; PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING HYPERTEXT LINKS TO THE WEB SITES OF OTHERS; AUCTIONEERING PROVIDED ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICES; DATA PROCESSING SERVICES; PROMOTING SOCCER COMPETITIONS, SOCCER EXHIBITIONS, AND SOCCER EVENTS OF OTHERS; PROMOTING THE SPORTS COMPETITIONS AND EVENTS OF OTHERS, NAMELY, FOOTBALL; PROVIDING STATISTICAL INFORMATION FOR SPORTS; ON-LINE TRADING SERVICES IN WHICH SELLER POSTS PRODUCTS TO BE AUCTIONED AND BIDDING IS DONE VIA THE INTERNET; PROVIDING ON-LINE DIRECTORY INFORMATION SERVICES ALSO PROVIDING HYPERLINKS TO OTHER WEB SITES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

CREDIT CARD SERVICES; ISSUANCE OF CREDIT CARDS; TRAVELERS CHECK SERVICES; FINANCING SERVICES; BANKING SERVICES; BANKING, NAMELY, CREDIT AND LOAN SERVICES; INSURANCE SERVICES, NAMELY, INSURANCE UNDERWRITING IN THE FIELDS OF LIFE, HEALTH, ACCIDENT, PROPERTY, AND CASUALTY; FINANCIAL SPONSORSHIP OF SOCCER TOURNAMENTS; PROVIDING FINANCIAL INFORMATION VIA THE INTERNET AND WIRELESS ELECTRONIC COMMUNICATION DEVICE; ONLINE BANKING SERVICES; AND BETTING SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 037

Class Status: Active

AUTOMOBILE SERVICE STATION SERVICES; VEHICLE CLEANING; VEHICLE LUBRICATION; VEHICLE MAINTENANCE AND REPAIR; AND VEHICLE WASHING SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

COMMUNICATION SERVICES, NAMELY, TRANSMITTING STREAMED SOUND AND AUDIO-VISUAL RECORDINGS VIA THE INTERNET, TELECOMMUNICATIONS CONSULTATION, TELECOMMUNICATIONS GATEWAY SERVICES, ISDN SERVICES, PERSONAL COMMUNICATION SERVICES, AND PROVIDING FIBER OPTIC NETWORK SERVICES; TELECOMMUNICATION SERVICES, NAMELY, PERSONAL COMMUNICATION SERVICES VIA MOBILE PHONES, ELECTRONIC COMPUTER TERMINALS, TELEGRAPH, TELEPHONE, OR FACSIMILE; TELECOMMUNICATIONS SERVICES, NAMELY, PERSONAL COMMUNICATION SERVICES VIA MOBILE PHONES, ELECTRONIC COMPUTER TERMINALS, TELEGRAPH, TELEPHONE, OR FACSIMILE; ELECTRONIC TRANSMISSION OF DATA AND DOCUMENTS AMONG USERS OF COMPUTERS AND MOBILE RADIO COMMUNICATION, NAMELY, ELECTRONIC, ELECTRIC, AND DIGITAL TRANSMISSION OF VOICE, DATA, IMAGES, SIGNALS, AND MESSAGES; PAGING BY RADIO; COMMUNICATIONS BY TELECONFERENCING NAMELY, AUDIO AND VIDEO TELECONFERENCING; TELEVISION BROADCASTING; CABLE TELEVISION BROADCASTING; RADIO BROADCASTING OTHER MESSAGE TRANSMISSION SERVICES, NAMELY, CABLE RADIO TRANSMISSION, ELECTRONIC TRANSMISSION OF DATA AND DOCUMENTS AMONG USERS OF COMPUTERS, TELEGRAM TRANSMISSION, SATELLITE TRANSMISSION SERVICES, AND ELECTRONIC TRANSMISSION OF MESSAGES AND DATA; LEASING OF TELEPHONE SETS, FACSIMILE MACHINES AND OTHER COMMUNICATION EQUIPMENT, NAMELY, TELEPHONES, FACSIMILE MACHINES, RADIOS, AND CELL PHONES; COMMUNICATIONS SERVICES, NAMELY, TRANSMITTING STREAMED SOUND AND AUDIO-VISUAL RECORDINGS VIA THE INTERNET; BROADCASTING RADIO AND TELEVISION PROGRAMS VIA A GLOBAL COMPUTER AND TELECOMMUNICATIONS NETWORK OR WIRELESS ELECTRONIC COMMUNICATION DEVICES; ELECTRONIC MESSAGING, NAMELY, WEB MESSAGING AND WIRELESS DIGITAL MESSAGING SERVICES; PROVIDING ON-LINE CHAT ROOMS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING SPORTS AND ENTERTAINMENT; PROVIDING ON-LINE ELECTRONIC BULLETIN BOARDS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING SPORTS AND ENTERTAINMENT; ELECTRONIC,

ELECTRIC, AND DIGITAL TRANSMISSION OF VOICE, DATA, IMAGES, SIGNALS, AND MESSAGES; PROVIDING MULTIPLE USER ACCESS TO A GLOBAL COMPUTER INFORMATION NETWORK, THE INTERNET, AND WIRELESS COMMUNICATION NETWORK; ELECTRONIC MAIL SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

TRAVEL AGENCY SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKINGS FOR TRANSPORTATION; AIRLINE, RAILWAY, BUS AND VAN TRANSPORTATION SERVICES; TRANSPORT BY BOAT; TOUR BOAT SERVICES, NAMELY, BOAT CHARTERING AND PROVIDING BOAT CRUISES; TOUR AGENCY AND TOUR GUIDE SERVICES; VEHICLE RENTAL SERVICES; PARKING LOT SERVICES; TAXI SERVICES, NAMELY, TAXI TRANSPORT; FREIGHT SHIPPING SERVICES, NAMELY, FREIGHT BROKERAGE, FREIGHT FORWARDING, AND FREIGHT SHIP TRANSPORT; PUBLIC UTILITY SERVICES, NAMELY, DISTRIBUTION OF WATER, HEAT, GAS, OR ELECTRICITY; POSTAL SERVICES, NAMELY, PARCEL DELIVERY, PACKAGING ARTICLES FOR TRANSPORTATION, AND RENTAL OF MAIL BOXES; COURIER SERVICES; AND MESSENGER SERVICES; WAREHOUSING SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 040

Class Status: Active

FILM DEVELOPING FOR MOVIES; PHOTOGRAPHIC ENLARGEMENT OF PHOTOGRAPHS, PRINTING OF PHOTOGRAPHS, DEVELOPING OF FILMS FOR PHOTOGRAPHS; AND LEASING OR RENTAL OF MACHINES AND INSTRUMENTS FOR DEVELOPMENT, PRINTING, ENLARGING OR FINISHING FOR PHOTOGRAPHY; AND WASTE MANAGEMENT SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

EDUCATIONAL SERVICES, NAMELY, CONDUCTING CLASSES, SEMINARS, CONFERENCES, AND WORKSHOPS IN THE FIELD OF SPORTS AND DISTRIBUTING COURSE MATERIALS IN CONNECTION THEREWITH; PROVIDING OF TRAINING, NAMELY, PERSONAL TRAINING SERVICES, NAMELY, STRENGTH AND CONDITIONING TRAINING, TRAINING IN THE USE AND OPERATION OF COMPUTERS, AND TRAINING SERVICES IN THE FIELD OF SOCCER; ENTERTAINMENT IN THE NATURE OF SOCCER GAMES; ADMINISTRATION AND CONDUCTING OF LOTTERIES FOR OTHERS; ORGANIZATION OF COMPETITIONS, NAMELY, ARRANGING AND CONDUCTING SOCCER COMPETITIONS; ENTERTAINMENT SERVICES PROVIDED AT OR RELATING TO SPORTS EVENTS, NAMELY, ENTERTAINMENT IN THE NATURE OF LASER SHOWS, LIGHT SHOWS, AUDIO AND VISUAL PERFORMANCES, LIVE PERFORMANCES BY A MUSICAL BAND, PREPARATION OF SPECIAL EFFECTS, AND FIREWORKS DISPLAYS; ORGANIZING CULTURAL AND SPORTING EVENTS; PROVIDING SPORTS FACILITIES; RENTAL SERVICES FOR AUDIO

AND VIDEO EQUIPMENT, NAMELY, RENTAL OF AUDIO AND VIDEO EQUIPMENT, RADIO, VIDEO GAMES, COMPACT DISCS, CD-ROMS, COMPUTER PROGRAMS, AND VIDEOTAPES FEATURING TELEVISION PROGRAMS; PRODUCTION OF RADIO AND TELEVISION PROGRAMS; PRODUCTION OF VIDEO DISCS FOR OTHERS; MUSIC PRODUCTION SERVICES; AUDIO RECORDING AND PRODUCTION; DISTRIBUTION OF RADIO AND TELEVISION PROGRAMS FOR OTHERS; TELEVISION PROGRAM SYNDICATION; RENTAL OF FILMS; RENTAL OF VIDEOTAPES; RENTAL OF DVDS; PRODUCTION OF VIDEO DISCS FOR OTHERS; RENTAL OF DVDS; PRODUCTION OF RADIO AND TELEVISION PROGRAMS ABOUT SPORTS; PRODUCTION OF ANIMATED MOVIES; PRODUCTION OF ANIMATED TELEVISION PROGRAMS; SEAT BOOKING SERVICES FOR SHOWS AND SPORTING EVENTS, NAMELY, ARRANGING FOR TICKET RESERVATIONS FOR SHOWS AND OTHER ENTERTAINMENT EVENTS; TIMING OF SPORTS EVENTS; ENTERTAINMENT IN THE NATURE OF BEAUTY CONTESTS INTERACTIVE ENTERTAINMENT, NAMELY, PROVIDING A COMPUTER GAME THAT MAYBE ACCESSED NETWORK-WIDE BY NETWORK USERS; PROVIDING INFORMATION ON-LINE RELATING TO COMPUTER GAMES AND COMPUTER ENHANCEMENTS FOR GAMES; SUPPLYING OF RAFFLE SERVICES, NAMELY, LOTTERY SERVICES; ADVANTAGE PROGRAMS FOR CUSTOMERS AND ACCESS CONTROL IN SPORTING STADIUMS THROUGH THE ISSUING OF SUPPORTER FIDELITY CARDS, NAMELY, PREFERRED CUSTOMER BENEFIT PROGRAM IN THE NATURE OF SUPPORTER FIDELITY CARDS THAT CONTAIN PERSONAL DATA OF THE OWNER FOR USE IN CONJUNCTION WITH SPORTING EVENTS; PROVIDING EDUCATION INFORMATION ABOUT SOCCER VIA A COMPUTER DATABASE, THE INTERNET, OR WIRELESS ELECTRONIC COMMUNICATION DEVICES; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ON-LINE COMPUTER GAMES VIA THE INTERNET OR WIRELESS ELECTRONIC COMMUNICATION DEVICE; PROVIDING ON-LINE NON-DOWNLOADABLE ELECTRONIC PUBLICATIONS, NAMELY, MAGAZINES, BOOKS, BROCHURES, NEWSLETTERS, AND PAMPHLETS IN THE FIELD OF SOCCER; PUBLICATION OF ELECTRONIC BOOKS AND JOURNALS ON-LINE IN THE FIELD OF SOCCER; PROVIDING ONLINE ELECTRONIC PUBLICATIONS, NAMELY, MAGAZINES, BOOKS, BROCHURES, NEWSLETTERS, AND PAMPHLETS IN THE FIELD OF SOCCER; PROVIDING DIGITAL MUSIC FROM MP3 INTERNET WEB SITES, NAMELY, PROVIDING A WEB SITE FEATURING MUSICAL PERFORMANCES, MUSICAL VIDEOS, AND OTHER MULTIMEDIA MATERIALS; PHOTOGRAPHY SERVICES; AUDIO PRODUCTION SERVICES, NAMELY, AUDIO RECORDING AND PRODUCTION; PRODUCTION OF VIDEO DISCS FOR OTHERS; PRODUCTION OF VIDEOTAPES FOR OTHERS; RENTAL OF PHOTOGRAPHS, SOUND RECORDINGS, MOVING IMAGE RECORDINGS; AND PROVISION OF DATABASES FEATURING INFORMATION ON SOCCER; ELECTRONIC PUBLICATIONS SUPPLIED BY DATABASES, AND THE INTERNET IN THE NATURE OF MAGAZINES, NEWSLETTERS, BROCHURES, PAMPHLETS, AND FLIERS IN THE FIELD OF SOCCER; PROVIDING ACCESS TO DIGITAL MUSIC AND MP3'S ON THE INTERNET

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

COMPUTER CONSULTING SERVICES; COMPUTER PROGRAMMING FOR OTHERS; COMPUTER SOFTWARE DESIGN SERVICES FOR OTHERS; LICENSING OF INTELLECTUAL PROPERTY RIGHTS; COMPUTER RENTAL; CREATING, DESIGNING, IMPLEMENTING, AND MAINTAINING THE WEB SITES OF OTHERS; INSTALLATION AND MAINTENANCE OF COMPUTER SOFTWARE; REGISTRATION OF DOMAIN NAMES FOR IDENTIFICATION OF

USERS ON A GLOBAL COMPUTER NETWORK; COMPUTER SERVICES, NAMELY, PROVIDING SEARCH ENGINES FOR OBTAINING DATA ON A GLOBAL COMPUTER NETWORK; PROVIDING CUSTOMIZED ON-LINE WEB PAGES FEATURING USER-DEFINED INFORMATION, WHICH INCLUDES SEARCH ENGINES AND ONLINE WEB LINKS TO OTHER WEB SITES; STOCK PHOTOGRAPHY SERVICES, NAMELY, LEASING REPRODUCTION RIGHTS OF PHOTOGRAPHS TO OTHERS; AND HOSTING THE WEB SITES OF OTHERS ON COMPUTER SERVER FOR A GLOBAL COMPUTER NETWORK

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 043

Class Status: Active

PROVIDING OF FOOD AND DRINK IN CONNECTION WITH FAST FOOD RESTAURANTS, CAFETERIAS, AND RESTAURANTS; CATERING SERVICES; CONSULTING SERVICES IN THE FIELD OF HOSPITALITY AND THE PROVISION OF FOOD AND DRINK; HOTELS; MAKING HOTEL RESERVATIONS FOR OTHERS; MAKING RESERVATIONS AND BOOKING FOR TEMPORARY LODGING; AND BOARDING HOUSES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Section 2(f)

Foreign Application Number: 00607/2004

Foreign Registration Number: 507875

Foreign Registration Date: 2003-03-17

Country: Switzerland

Foreign Filing Date: 2003-12-03

Foreign Expiration Date: 2013-12-03

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.

2006-09-07 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-09-07 - TEAS Change Of Owner Address Received

2005-12-13 - Registered - Principal Register

2005-09-20 - Published for opposition

2005-08-31 - Notice of publication
2005-08-06 - Law Office Publication Review Completed
2005-08-05 - Assigned To LIE
2005-08-04 - Approved for Pub - Principal Register (Initial exam)
2005-08-04 - EXAMINERS AMENDMENT E-MAILED
2005-08-04 - Examiners Amendment -Written
2005-07-14 - Amendment From Applicant Entered
2005-07-08 - Communication received from applicant
2005-07-08 - PAPER RECEIVED
2005-01-10 - Non-final action e-mailed
2005-01-10 - Non-Final Action Written
2005-01-05 - Assigned To Examiner
2004-06-07 - PAPER RECEIVED
2004-06-08 - New Application Entered In Tram

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Serial Number: 76510876 Assignment Information Trademark Document Retrieval

Registration Number: 2909646

Mark



(words only): DC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-14

Filing Date: 2003-04-30

Transformed into a National Application: No

Registration Date: 2004-12-14

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-14

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

1. DECATHLON

Address:
DECATHLON
4, Boulevard de Mons

VILLENEUVE D'ASCQ 59650

France

Legal Entity Type: Joint Stock Company

State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 003

Class Status: Active

Bleaching preparations and other substances for laundry use, namely, laundry bleach, laundry detergent and soaps; all purpose cleaning, polishing, scouring and abrasive preparations for household use; soaps namely for skin, hands and body, detergent soaps; deodorants for personal use, perfumery; perfumes; essential oils for personal use; non-medicated anti-sun products namely, suntan lotions, suntan creams, lotions gels and oils; waxes and creams for shoes; magnesia powder used to keep hands dry in connection with rock-climbing and for gymnastic apparatus; cosmetics namely lipsticks, skin creams to protect against rubbing; heating skin gel; hair lotions; hair shampoos; shower gel; dentifrices; medicated soaps and medicated liquid soaps; and disposable baby wipes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

Pharmaceutical and veterinary preparations, namely, anticoagulants, medicated sunburn ointments, powders and sprays for the relief of pain, medicated animal washes and medicated body washes for humans, disinfectant lotions for humans and animals, vaccines for horses and pets; hygienic products for medical and personal purposes, namely, chilblain preparations, antiseptic preparations for foot and body perspiration namely sprays, creams and powders, muscle relaxant creams, oils and lotions, medicated hand washes, medicated shower gels, medicated deodorants for personal use; dietetic substances adapted for medical use, namely, vitamins in the forms of pills, pastilles, and protein powders, appetite suppressants, meal substitutes, namely, powders and drinks, food for medically restricted diets, dietary supplements, dietary supplemental drinks; baby food; medical plasters; medical dressings, namely, wound, burn and surgical; teeth filling materials and dental impression materials; all purpose disinfectants for hygiene purposes except soaps; anti-parasitic products, namely, anti-parasitic shampoos and sprays for pets, anti-parasitic shampoos and sprays for humans, anti-parasitic collars for animals, anti-horse fly oils, insect repellent sprays for animals, insect repellent sprays for humans, anti-bacterial hand sanitizing gel; fungicides and herbicides for domestic use

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Apparatus for recording, transmitting or reproducing sound or images, namely, data processors; apparatus for amplifying sound, namely, amplifiers; head cleaning tapes for audio and video tape recorders; pre-recorded video tapes featuring mountaineering sports, travels, and sport events; audio and video compact discs featuring sport stadium, and snow sports; blank magnetic discs; blank optical discs; blank compact optical discs; computer floppy discs; blank floppy discs; blank magnetic data carriers; blank optical data carriers; projection screens; magnetic encoders; apparatus for recording sounds, namely, audio and digital audio tape recorders; sound recording supports, namely, blank audio tapes,

blank audio CDs; computer printers; printed circuits; intercommunication apparatus, namely, computers; data processing interface circuit boards; video game machines for use with television receivers; lasers not for medical use; data-processing computer drivers; computer mouse; optical magnetically encoded card readers; audio and video receivers; devices for personal protection against accidents, namely, lifelines, fire rescue blankets, protective eyewear, safety goggles; safety nets for protections against accidents, life nets for protection against accidents; optical and telescopic sights for fire arms; apparatus and instruments for astronomy, namely, telescopes; electrical devices for attracting and destroying insects; scales; luminous beacon lights used for safety, barometers, altimeters, marking and signaling buoys, directional compasses, protective helmets, swimming life belts, live-saving belts, whistles for calling dogs; diving overalls, diving suits, diving gloves, diving masks; pedometers, optical spectacles, sunglasses; sunglasses for use in the mountains and by climbers; swimming goggles; spectacle cases; fire-extinguishers; bullet-proof jackets, safety harnesses other than for vehicles or sports purposes, hydrometers, hygrometers, global positioning system consisting of computers, computer software, transmitters, receivers, and network interface devices; meteorological information system consisting of computers, computer software, transmitters, receivers, balloons, and network interface devices; binoculars, optical safety lamps, batteries for flashlights, measuring instruments, namely, tape measures; breathing apparatus for underwater swimming, namely, air tanks and regulators; instruments for navigation namely, satellite navigational system consisting of a global positioning system; instruments for observation namely, camcorders; lightning rods, photographic cameras; live-saving rafts; speedometers, electronic score boards for sports and tachometers; sport snorkels; pince-nez

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 010

Class Status: Active

Cardio frequency monitors to be used during exercise, sports and leisure activities

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 012

Class Status: Active

Vehicles, namely, all-terrain vehicles, automobiles and trucks; apparatus for locomotion by land, air or water, namely, boats, canoes, kayaks and land vehicles namely, bicycles, bikes, motorized and non-motorized scooters, motorized and non-motorized scooter saddlebags, motorcycles, motorbikes, trailer hitches for vehicles, motorized golf carts, child carrying trailers for use in transporting children while hiking, jogging, walking, skiing, snowshoeing, skating, biking and cycling; motors for land vehicles; vehicular air balloons; dirigible balloons; parachutes; inner tubes for pneumatic vehicle tires; repair outfits for inner tubes consisting of rubber repair patches, tire liners and patches; pneumatic tires; land vehicles parts, namely, tire chains; automobile windscreens; anti-glare devices for vehicles, namely, windshields and windshield visors; anti-theft devices for vehicles, namely, anti-theft alarms and locks for use on automobile steering wheels; anti-theft alarms for use on bicycles; head-rests for vehicle seats; covers for baby carriages; luggage carriers for vehicles; safety seatbelts for vehicle seats; safety harnesses for children for vehicles; safety car seats for children; fitted vehicle covers; bicycle saddle covers; seat covers for vehicles; ski racks for cars; ski racks for bikes; wheel hubs for cars and bicycles; drive gears for land vehicles; horns for vehicles; bicycle stands; frames for bicycles; bicycle tires; dress guards for bicycles, namely, strings and straps for bicycles; brakes for bicycles; handle bars for bicycles; direction indicators for bicycles; rims for wheels of bicycles; bicycle pedals; pumps for bicycles; spokes for bicycles; wheels for bicycles; bicycle saddles; bicycle bags; bells for bicycles; mudguards for bicycles; tubeless tires for bicycles; suspension shock absorbers for vehicles; pushchairs, namely,

wheelchairs; baby carriages; ski lifts; boats; sailing boats; personal watercraft, namely recreational boats; airplanes; oars; paddles for canoes; land vehicles, namely, sleighs; motorized golf caddies; caravans, namely, camping and travel trailers; and non-metal and non-removable locks for vehicles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

Precious metals and alloys of precious metals, namely, gold, silver, platinum; jewelry of precious metals; clocks; chronometrical instruments, namely, chronometers; jewelry charms; bracelets; ties pins; key rings of precious metal; watches and watch bands; sundials; figurines and statuettes of precious metals; and medals

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

Paper, namely, wrapping paper, art paper, newsprint paper; cardboard; cardboard articles namely boxes; paper bags, envelopes and paper pouches for packaging; printed matter namely books and magazines in the field of sports; bookbindings; photographs; printing blocks; stationery, adhesives for stationery or household purposes, artists' materials, namely, brushes; typewriters and office requisites, namely, typewriter ribbons, staplers, paper clips, paper knives used as letter openers, rubber erasers, envelopes, document and letter files; printed educational, instructional and teaching materials in the field of sports, mountaineering, outdoor activities, and related entertainment and leisure activities; school supplies, namely, fountain pens, pen cases, penholders, drawing pens, pencil sharpeners, correcting fluids, pencils; pencils lead holders; plastic bags, envelopes and plastic pouches for packaging; printing type; albums, namely, scrapbooks, photo album, sports albums, memory albums; books in the field of mountaineering, and snow sports; almanacs; pamphlets, catalogues and newspapers related to sports, mountaineering, outdoor activities and related entertainment and leisure activities; writing books; calendars; posters; geographic maps; newspapers for general circulation; inking ribbon spools; office requisites, namely, envelope sealing machines; adhesive tape dispensers for stationery or household use; disposable baby pants of paper and cellulose; paper coffee filters; decals; packaging paper; garbage bags of paper or plastic; bags for microwave cooking; signboard of paper or cardboard; hygienic paper for restrooms, namely, toilet paper and toilet seat cover paper; table linen of paper; towels of paper; handkerchiefs of paper; postcards; and display boards

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

Leather and imitations of leather sold in bulk; animal skins; goods made of leather or imitation leather or animal skins, namely, handbags, traveling bags; harness for animals, namely, bridles and collars; luggage trunks and suitcases; umbrellas; parasols and walking sticks; whips and saddles; purses; school bags; wallets; pocket wallets; briefcases; key cases; school satchels; attache cases; purses not of precious metal; beach bags; all-purpose bags for climbers; alpenstocks; saddle trees for horse saddles; all-purpose bags for campers; hunter's game bags; collars for animals; covers for horse-saddles; halters for horses; sling bags for carrying infants, namely, infant carriers worn on the body; bits for animals; backpacks; and sport bags namely bags for magnesia and all-purpose sport bags

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

Furniture; furniture for camping; looking glasses, namely, mirrors; picture frames; filing cabinets; straws for drinking; bedding, namely, foldable camp beds, self-inflating mattresses, inflating mattresses; bivouac bags, namely, sleeping bag covers for use as an alternative to a tent, bed sheets, sleeping bags for camping; air beds; non-metal, removable locks for vehicles; and infant walkers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021

Class Status: Active

Utensils and recipients for household use not of precious metals or plated therewith, namely, buckets, vats not of metal, cleaning brushes and sponges for household use, cloth impregnated with a detergent for cleaning; utensils and recipients for cooking not of precious metals or plated therewith, namely, spatulas, rolling pins, cooking pots, pails, grills, grill covers; plates not of precious metals, tumblers not of precious metals, flasks, non-electric coffee makers not of precious metal; brush-making materials; manually actuated cleaning instruments, namely, non-electric carpet sweepers; steel wool for cleaning; un-worked or semi-worked glass, namely, unwrought glass; ice buckets; and cooling insulated flasks; and napkins of paper for removing make-up

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 022

Class Status: Active

Ropes, namely, sailing ropes; string; commercial fishing nets; camouflage nets for visual and radar use; tents; tarpaulins; sails; padding materials not of rubber or plastics; raw fibrous textile materials; sail covers; and garment bags for storage

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

Clothing for men, women, and children, namely, layettes, hosiery, underclothes, underwear, pajamas, dressing gowns, bras, brassieres, tops, tee-shirts, shirts, jumpers, sweaters, skirts, dresses, trousers, jackets, coats, gloves; bath robes; bathing suits; bathing caps; bathing sandals; bath slippers; ties; scarves; belts; waterproof clothing namely anoraks, ski overalls, parkas; combinations for skiing; wet suits for water-skiing; hats; caps; socks; stockings; tights; footwear, namely, slippers, boots, boots for sport, beach shoes, ski boots, snow boots, slippers for climbers, riding shoes, walking shoes, sports shoes, soles for footwear; clothing for practicing sports except for diving clothes, namely, tee-shirts, sleeveless cardigans, sleeveless shirts, sleeveless coats, tracksuits, jackets, caps, Bermuda shorts, ski suits, ski gloves and ski wear, spats for skiing; ski masks; clothing for climbing, hiking and hunting, namely, jerseys, tee-shirts, jackets, caps, Bermuda shorts, cardigans, vests, and rock-climbing jackets, parkas, pullovers, mountaineering gaiters, and competitors' numbers of textile; gloves for sailing, snowboarding, surfing, windsurfing and sailing; and overalls and suits for sailing, windsurfing, surfing,

snowboarding, waterskiing and canyoning

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 026

Class Status: Active

Ribbons for clothing; braids; buttons for clothing; clothing hooks; eyelets for clothing; Bobby and safety pins; needles; clothing fasteners for shoes; slide and snap fasteners for clothing; shoe buckles; brassards; competitors' numbers not of textile; hair bands; elastic ribbons; zippers for bags; and trouser clips for cyclists

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 027

Class Status: Active

Gymnasium exercise mats for use with gymnastics; door mats; linoleum, vinyl and hard surface coverings for floors; and tapestry-style wall hangings not of textile

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

Games, namely, playing cards, skittles games, marbles for games, parlor games, board games, toys namely toys for domestic pets, toy scooters, magic and conjuring tricks; play balloons, gymnastic and sports articles, namely, ice skates, roller skates, in line skates, bags for roller and in line skates, boxing gloves, hang gliders, archery implements, namely, arrows, sights, targets, quivers, crossbows; archery bags; bows for archery; bobsleds; kites and kite reels; strings and guts for tennis rackets, badminton rackets, squash rackets, racquetball rackets, paddle ball rackets; tennis rackets; covers for tennis rackets; table tennis rackets; covers for table tennis rackets; tables for table tennis; badminton rackets, covers for badminton rackets; shuttlecocks; balls, namely, baseballs, golf balls, tennis balls, squash balls, table tennis balls; fishing tackles, namely, reels, bite indicators for fishing, fishhooks, lines and floats, spear-fishing harpoon guns, artificial bait for fishing, sailboards, covers for sailboards; covers for sails, surfboards; body-boards; bags especially designed for surfboards, snowboards; swimming boards; all-purpose sports nets; golf clubs, golf tees, golf nets, golf bags with or without wheels, skis, ski sticks, water-skis, ski parts namely replacement edges, ski bindings; ski covers; snowshoes; bags for snowshoes; rods for fishing, covers for rods for fishing, exercise weights and dumbbells, manual leg exercise weights; crossbow and arrows for archery; harpoon guns for fishing; flippers for swimming; water games and playthings, namely, slides, swimming pools, skateboards; swings; billiard cues, skittles and tables; stationary exercise bicycles; manual leg exercisers; fencing foils; hockey sticks; skittles; equipment for playing an outdoor action-skill game, namely, pentanque balls and bags for pentanque balls; manually operated exercise equipment, namely, chest expanders, abdominal exercise boards, climber kits and accessories, namely, climber's harness, carabiners, ascent handles, elbow guards, knee guards, shin guards, climbers' ropes; elbow guards, knee guards, and shin guards for athletic use; elbow guards, knee guards, shin guards for sporting use; mouth guards for athletic use; mouth guards for sporting use; golf gloves; fencing gloves; baseball gloves; theatrical costume masks; snowsleds for recreational use; sleds for sporting use; ornaments for Christmas trees, except illumination articles and confectionery; sporting fishing nets, hand-held fishing nets; straps for roller and ice skates; waterskiing gloves, canyoning gloves and masks, swimming gloves; non-motorized golf carts; ropes specifically

designed for mountaineering, climbing and caving; camouflage netting for use in hunting and sports

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

Meat, fish, poultry and game; meat extracts, preserved, dried and cooked fruits and vegetable, Lyophilized meats, fish, fruit and vegetables; fruit jellies and jams; stewed fruits, eggs, milk and milk products, namely, cheese, yogurts, creams; edible oils and fats; pickles, cooked dishes and food preparations preserved particularly by deep freezing, composed primarily of meat and/or fish; pork products, namely, pork rinds, pork sausage; proteins in powder form for human consumption for use as a food additive; and candied fruits

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

Coffee, tea, sugar, rice, tapioca, sago, coffee substitutes, flours; preparations made from processed cereals, namely, cereal energetic food bars; bread, rusks, buns, croissants, pizzas, quiches lorraines, cheese tarts, onion tarts, coffee and tea-based drinks; edible flavored ices; honey, treacle, yeast, salt, mustard, pepper, vinegar, sauces, spices, ice, almond paste; and nougat, royal jelly for human consumption and pork pies

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 031

Class Status: Active

Raw algae for human consumption; strengthening forage for use as animal feed; food for animals; fodder; and living fishing bait

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

Beers, mineral and aerated waters, non-alcoholic soft drinks and preparations and syrups for making soft drinks, namely, fruits drinks and fruit juices

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the highly stylized letters "DC" in an overall circular design.

Design Search Code(s):

26.01.02 - Circles, plain single line; Plain single line circles
26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)
26.01.21 - Circles that are totally or partially shaded.
26.01.26 - Coils; Spirals; Swirls
26.01.28 - Circles with irregular circumferences; Miscellaneous circular designs with an irregular circumference

Foreign Application Number: 023192123
Foreign Registration Number: 023192123
Foreign Registration Date: 2002-11-04
Country: France
Foreign Filing Date: 2002-11-04
Foreign Expiration Date: 2012-11-04

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.

2004-12-14 - Registered - Principal Register
2004-09-21 - Published for opposition
2004-09-01 - Notice of publication
2004-08-06 - Law Office Publication Review Completed
2004-08-06 - Assigned To LIE
2004-08-05 - Approved for Pub - Principal Register (Initial exam)
2004-08-05 - Examiner's amendment mailed
2004-08-01 - Previous allowance count withdrawn
2004-06-17 - Approved for Pub - Principal Register (Initial exam)
2004-06-17 - Examiner's amendment mailed
2004-04-20 - Communication received from applicant
2004-04-20 - PAPER RECEIVED
2004-04-02 - Communication received from applicant

2004-04-07 - PAPER RECEIVED

2003-10-02 - Non-final action mailed

2003-09-29 - Assigned To Examiner

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Correspondent

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Serial Number: 76477511 Assignment Information Trademark Document Retrieval

Registration Number: 2986770

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-08-23

Filing Date: 2002-12-20

Transformed into a National Application: No

Registration Date: 2005-08-23

Register: Principal

Law Office Assigned: LAW OFFICE 101

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-08-23

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

1. Federation Internationale de Football Association (FIFA)

Address:
Federation Internationale de Football Association (FIFA)
FIFA-Strasse 20 P.O. Box 774
Zürich 8044
Switzerland

Legal Entity Type: ASSOCIATION
State or Country Where Organized: Switzerland

GOODS AND/OR SERVICES

International Class: 003**Class Status:** Active

COSMETICS; SOAPS; BEAUTY BATH ADDITIVES, NAMELY BATH BEADS, BATH FOAM, BATH CRYSTALS, BATH PEARLS AND NON-MEDICATED BATH SALTS; PERFUMES; COLOGNES; PRE-SHAVE AND AFTER SHAVE LOTIONS; SHAVING CREAMS; SHAMPOOS; CONDITIONERS; TOOTHPASTE; MOUTH WASHES; DEODORANTS AND ANTIPERSPIRANTS FOR PERSONAL USE; NOURISHING SKIN CREAMS; SKIN CREAMS; FACIAL CLEANSING CREAM; MAKE-UP REMOVING PREPARATIONS; SUNSCREEN LOTIONS; HAIR LOTIONS; HAIR LACQUERS; MAKE-UP PREPARATIONS, EYE SHADOW; FACE POWDER; COSMETIC PENCILS; CLEANING, POLISHING, SCOURING, AND ABRASIVE PREPARATIONS FOR HOUSEHOLD PURPOSES; LAUNDRY POWDER DETERGENTS; SYNTHETIC HOUSEHOLD DETERGENTS; SHOE POLISH AND WAXES; AND PRODUCTS FOR PRESERVATION OF LEATHER, NAMELY, PREPARATIONS FOR POLISHING, CLEANING, AND CONDITIONING LEATHER GOODS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 005**Class Status:** Active

PHARMACEUTICAL PRODUCTS, NAMELY, PHARMACEUTICALS FOR THE TREATMENT OF WOUNDS, RESPIRATORY ILLNESSES, AND CANCER; PHARMACEUTICALS, NAMELY, HOMEOPATHIC SUPPLEMENTS, LIPID LOWERING AGENTS, AND PSYCHOTROPICS; MEDICATED CHEWING GUM FOR STOPPING OF SMOKING; MATERIAL FOR STOPPING TEETH; DENTAL WAX; MEDICAL HYGIENE PRODUCTS, NAMELY, DISPOSABLE WIPES IMPREGNATED WITH CHEMICALS; MEDICAL HYGIENE PRODUCTS, NAMELY, SANITARY NAPKINS AND PADS; FEMININE HYGIENIC PRODUCTS, NAMELY, SANITARY NAPKINS; FUNGICIDES AND HERBICIDES FOR DOMESTIC USE; EYE CARE MEDICINES, NAMELY, EYE DROPS, EYE WASHES, MEDICINES FOR THE TREATMENT OF EYE FATIGUE, AND IRRIGATING SOLUTIONS FOR EYE USE; MEDICINAL HERBAL TEA; NUTRITIONAL FOOD SUPPLEMENTS; FOOD FOR BABIES, NAMELY, BABY FOOD; VITAMINS; PRODUCTS FOR PURIFICATION AND DEODORIZATION OF THE AIR NAMELY, AIR DEODORIZERS AND AIR FRESHENERS; VEHICLE DEODORIZERS; DEODORANTS FOR NONPERSONAL USE, NAMELY, AIR, HOUSEHOLD, AND ROOM DEODORANTS; PHARMACEUTICAL PREPARATIONS FOR THE TREATMENT OF DISORDERS OF THE MOUTH, NAMELY, MOUTHWASH AND ANTIBIOTIC OINTMENT FOR THE MOUTH; AND VITAMIN AND MINERAL SUPPLEMENTS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 008**Class Status:** Active

HAND OPERATED HAND TOOLS AND IMPLEMENTS, NAMELY, NON-ELECTRIC CAN OPENERS, NAIL CLIPPERS, AND MULTI-FUNCTIONAL KNIVES WITH RETRACTABLE

BLADES; ELECTRIC OR NON-ELECTRIC RAZORS, NAMELY, RAZOR BLADES; CUTLERY, FORKS AND SPOONS; DEPILETORY DEVICES; TWEEZERS; CURLING TONGS; KITCHEN SCISSORS; AND SCREW DRIVERS; STATIONERY SCISSORS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

EYEGASSES; SUNGLASSES; CASES AND CORDS FOR SUNGLASSES AND EYE GLASSES; BINOCULARS; MAGNETS AND DECORATIVE MAGNETS; DIRECTIONAL COMPASSES; APPARATUS FOR RECORDING, TRANSMITTING AND REPRODUCING OF SOUND AND IMAGES, NAMELY, TELEVISION SETS, RADIOS, VIDEO RECORDERS, COMPACT DISC PLAYERS, AND DIGITAL DISC PLAYERS; LOUDSPEAKERS; HEADPHONES; COMPUTERS; DATA PROCESSORS; COMPUTER KEYBOARDS; COMPUTER MONITORS; MODEMS; ELECTRONIC POCKET TRANSLATORS; DICTATING MACHINES; ELECTRONIC AGENDAS; SCANNERS; PRINTERS; PHOTOCOPY MACHINES; FACSIMILE TRANSMISSION MACHINES; TELEPHONES, TELEPHONE ANSWERING MACHINES; VIDEO TELEPHONES; CELLULAR TELEPHONES; CALCULATING MACHINES, NAMELY, CALCULATORS AND DATA PROCESSORS; CREDIT CARD MACHINES, NAMELY, CREDIT CARD VERIFICATION MACHINES, NAMELY, MAGNETIC CODED CARD READERS; CASH EXCHANGING MACHINES, NAMELY, MACHINES FOR THE CONVERSION OF CURRENCY; VIDEO CAMERAS; CAMCORDERS; PHOTOGRAPHIC EQUIPMENT, NAMELY, CAMERAS, PROJECTORS, EXPOSED FILMS, FLASH BULBS, CAMERA CASES, BATTERIES, AND ACCESSORIES THEREFOR; SLIDES, NAMELY, PHOTOGRAPHIC SLIDE TRANSPARENCIES; FLASH BULB CAMERA CASES; BATTERIES; VIDEO GAME CARTRIDGES AND DISKS; PRE-RECORDED COMPUTER SOFTWARE, NAMELY, SOFTWARE FOR GAMES; COMPUTER SCREEN SAVER SOFTWARE; VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS ALL SOLD EMPTY; PRE-RECORDED VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS FEATURING MUSIC; PRE-RECORDED VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS FEATURING ANIMATION; PRE-RECORDED VIDEO TAPES, MAGNETIC TAPES, MAGNETIC DISKS, DVDS, FLOPPY DISKS, OPTICAL DISKS, COMPACT DISKS, CD-ROMS, AND VIDEO DISKS FEATURING SPORTS AND/OR ANIMATED CARTOONS; APPARATUS; MAGNETICALLY ENCODED DEBIT CARDS, CREDIT CARDS, ATM CARDS, PRE-PAID TELEPHONE CALLING CARDS, TRAVEL CARDS, ENTERTAINMENT CARDS, AND CHECK GUARANTEE CARDS; COMPUTER HARDWARE, NAMELY, MEMORY CARDS; MICROCHIP CARDS; IRONS, NAMELY, ELECTRIC, FLAT, AND STEAM IRONS; SECURITY ALARMS, NAMELY, ANTI-INTRUSION ALARMS, SMOKE ALARMS, FIRE ALARMS, AND PERSONAL SECURITY ALARMS; ELECTRONIC VENDING MACHINES; WINDSOCKS FOR MEASURING WIND; DISTANCE MEASURING APPARATUS, NAMELY, TAPE MEASURES, ODOMETERS, AND PEDOMETERS; SPEED MEASURING AND INDICATION EQUIPMENT, NAMELY, SPEEDOMETERS LASER SPEED DETECTORS; ELECTRONIC PUBLICATIONS SUPPLIED BY CD-ROMS IN THE NATURE OF MAGAZINES, NEWSLETTERS, BROCHURES, PAMPHLETS, AND FLIERS IN THE FIELD OF SOCCER; GRADUATED RULERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 010**Class Status:** Active

PERSONAL DIAGNOSTIC APPLIANCES, NAMELY, EAR THERMOMETERS, BLOOD PRESSURE MEASURING DEVICES, AND HEART MONITORS; MEDICAL MEASUREMENT APPARATUS AND INSTRUMENTS, NAMELY, BLOOD PRESSURE MEASURING APPARATUS, BLOOD DRAWING APPARATUS, BLOOD PRESSURE MONITORS, BLOOD GLUCOSE METERS, ELECTROCARDIOGRAPHS, LARYNGOSCOPES, OTOSCOPES AND RETINOSCOPES; MASSAGE APPARATUS FOR PERSONAL USE; PHYSICAL EXERCISE MACHINES FOR MEDICAL PURPOSES; MEDICAL DIAGNOSTIC IMAGING EQUIPMENT, NAMELY, X-RAY MACHINES AND MRI DIAGNOSTIC APPARATUS; BABY NURSING BOTTLES; CONDOMS; ORTHOPEDIC SUPPORTIVE BANDAGES; AND ICE AND THERMAL BAGS FOR MEDICAL PURPOSES

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class: 011****Class Status:** Active

PENLIGHTS; FLASHLIGHTS; TABLE LAMPS; DECORATIVE LAMPS; LAMP SHADES; INCANDESCENT LAMPS; LIGHT BULBS; LIGHTING FIXTURES; PAPER LANTERNS; BICYCLE LIGHTS; LANTERNS, NAMELY, ELECTRIC, OIL, AND CANDLE LANTERNS; REFRIGERATORS, FREEZERS; OVENS; GAS STOVES, ELECTRIC COOKERS, NAMELY, ELECTRIC COOKING OVENS, ELECTRIC BREAD COOKERS, ELECTRIC RICE COOKERS, AND ELECTRIC SLOW COOKERS; BARBECUE GRILLS; ELECTRIC RANGES; MICROWAVE OVENS; ELECTRIC COFFEE MAKERS FOR DOMESTIC USE; ELECTRIC TEAKETTLES; ELECTRIC TOASTERS; ELECTRIC DEEP FRYERS; ELECTRIC CLOTHES DRYERS AND HAND-HELD ELECTRIC HAIR DRYERS; SPACE HEATERS; AIR CONDITIONERS; AIR PURIFYING UNITS, NAMELY, AIR FILTERS FOR DOMESTIC USE, FOR MECHANICAL PURPOSES, AND FOR INDUSTRIAL INSTALLATIONS; AIR PURIFIERS; WATER PURIFICATION UNITS; WATER FILTERS FOR DRINKING WATER; AND DRINKING FOUNTAINS

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class: 016****Class Status:** Active

PAPER TABLE LINEN; PAPER NAPKINS; PAPER TABLE CLOTHS; BAGS OF PAPER; PRINTED INVITATIONS; GREETING CARDS; GIFT WRAP; PAPER COASTERS AND PAPER PLACEMATS; GARBAGE BAGS OF PAPER OR PLASTIC; FOOD STORAGE WRAPPERS; PAPER COFFEE FILTERS; BLANK OR PARTIALLY PRINTED LABELS NOT OF TEXTILES; PAPER TOWELS; TOILET PAPER; BOXED PAPER TISSUES; PAPER HANDKERCHIEFS; BABIES' DIAPERS OF PAPER; STATIONERY AND SCHOOL SUPPLIES, NAMELY, TYPEWRITER PAPER, COPYING PAPER, ENVELOPES, THEME PADS, NOTEBOOKS, NOTE PAPER, WRITING PAPER, SCRIBBLE PADS, BINDER PAPER, BINDERS, BOOK COVERS, COLORING BOOKS, DRAWING PADS, ACTIVITY BOOKS, LUMINOUS PAPER, ADHESIVE NOTE PAPER, CREPE PAPER, TISSUE PAPER, AND STAPLES; FLAGS OF PAPER; PENNANTS OF PAPER; WRITING INSTRUMENTS, NAMELY, PENS, PENCILS, BALL-POINT PENS, PEN SETS, PENCIL SETS, POROUS-POINT PENS, ROLLING BALL PENS, BROAD-TIP MARKERS, COLORING PENCILS, AND LIQUID PAINT FELT TIP MARKING AND COLORING APPLICATORS; INK; INK PADS; RUBBER STAMPS; PAINT BOXES; PAINT AND COLORING

PENCILS; CHALK; DECORATIONS FOR PENCILS, NAMELY, DECORATIVE PENCIL TOP ORNAMENTS; PRINTING BLOCKS; MAGAZINES, NEWSPAPERS, BOOKS AND JOURNALS FEATURING ATHLETES OR SPORTS EVENTS; PRINTED TEACHING MATERIALS, NAMELY, ACTIVITY GUIDES AND MANUALS FEATURING SOCCER; SCORE BOOK SCHEDULES FOR RECORDING RESULTS; EVENT PROGRAMS; EVENT ALBUMS; PHOTOGRAPH ALBUMS; AUTOGRAPH BOOKS; ADDRESS BOOKS; DIARIES; PERSONAL ORGANIZERS; ROADMAPS; PRINTED TICKETS; BANK CHECKS; PRINTED TIMETABLES; PAMPHLETS AND BROCHURES RELATING TO THE SPORT OF SOCCER; COMIC STRIPS; COLLECTABLE PLAYER TRADING CARDS; BUMPER STICKERS; STICKERS; STICKER ALBUMS; CALENDARS; POSTERS; MOUNTED AND UNMOUNTED PHOTOGRAPHS; POSTCARDS; POSTAGE STAMPS; ADVERTISING SIGNS AND BANNERS AND MATERIALS, NAMELY, PRINTED PAPER SIGNS AND BANNERS; DECALS; HEAT TRANSFERS; OFFICE REQUISITES, NAMELY, CORRECTION FLUID, RUBBER ERASERS, PENCIL SHARPENERS, STANDS FOR WRITING IMPLEMENTS, PAPER CLIPS, DRAWING PINS, NAMELY, CORKBOARD PINS, UNGRADUATED RULERS, ADHESIVE TAPE FOR STATIONERY, DISPENSERS FOR ADHESIVE TAPE, STAPLERS, STENCILS, DOCUMENT HOLDERS, CLIP BOARDS, NOTEPAD HOLDERS, BOOKENDS, AND STAMPS; CREDIT, PHONE, ATM, TRAVEL AND ENTERTAINMENT, CHECK GUARANTEE AND DEBIT CARDS NOT MAGNETICALLY ENCODED AND MADE OF PAPER OR CARDBOARD; DECORATIVE TRANSFERS FOR COSMETIC PURPOSES, NAMELY, TEMPORARY TATTOOS; BOOK STANDS; AND NON-MAGNETICALLY ENCODED FIDELITY CARDS THAT CONTAIN THE PERSONAL DATA OF THE OWNER; HOLOGRAPHIC STICKERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

MEAT; FISH FOR FOOD PURPOSES; POULTRY AND GAME FOR FOOD PURPOSES; MEAT EXTRACTS; PRESERVED AND COOKED FRUITS AND VEGETABLES; CANNED FRUITS AND VEGETABLES; EDIBLE OILS AND FATS; POTATO CHIPS; FRENCH FRIED POTATOES; PROCESSED NUTS; JAMS; FRUIT PRESERVES AND JELLIES; MILK; DAIRY PRODUCTS EXCLUDING ICE CREAM, ICE MILK, AND FROZEN YOGURT; AND CHEESE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

COFFEE; TEA; COCOA; SUGAR; HONEY; ARTIFICIAL COFFEE; FLOUR; PREPARATIONS MADE FROM CEREALS, NAMELY, CEREAL BASED SNACK FOOD AND READY TO EAT CEREAL DERIVED FOOD BARS; CEREALS, NAMELY, BREAKFAST AND PROCESSED CEREALS; BREAD; PASTRIES; CAKES; COOKIES; CRACKERS; CANDIES; ICE CREAM; FROZEN CONFECTIONS; RICE; CORN CHIPS; MUSTARD; VINEGAR; SAUCES; CONDIMENTS; SPICES; SALT; NUTRITIONAL ADDITIVES NOT FOR MEDICAL OR DIETETIC PURPOSES; NUTRITIONAL ADDITIVES, NAMELY, FLAVORING ADDITIVES FOR NON-NUTRITIONAL PURPOSES, NAMELY, FILLER AND FLAVORING; AND ICE MILK AND FROZEN YOGURT

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032**Class Status:** Active

SOFT DRINKS; SYRUPS AND POWDER FOR MAKING SOFT DRINKS; MINERAL AND AERATED WATERS; NON-ALCOHOLIC BEERS AND ALES; ISOTONIC DRINKS; FRUIT AND VEGETABLE DRINKS AND JUICES; FROZEN FRUIT DRINKS; BEERS; AND ALES

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class: 035****Class Status:** Active

EMPLOYMENT AGENCIES; EMPLOYMENT AGENCIES FEATURING PERSONNEL PLACEMENT AND RECRUITMENT SERVICES; ADVERTISING AGENCY SERVICES; ADVERTISING FOR OTHERS VIA THE INTERNET; DISSEMINATION OF ADVERTISING MATTER FOR OTHERS; RENTAL OF ADVERTISING SPACE ON OUTDOOR BILLBOARDS; PREPARING AND PLACING OUTDOOR ADVERTISEMENTS FOR OTHERS; PROVIDING TELEVISION ADVERTISING FOR OTHERS; PROMOTION AGENCY SERVICES, NAMELY, PROMOTING THE GOODS AND SERVICES OF OTHERS THROUGH THE DISTRIBUTION OF PRINTED AND AUDIO PROMOTIONAL MATERIALS AND BY RENDERING SALES PROMOTION ADVICE; PREPARING ADVERTISEMENTS FOR OTHERS IN THE FORM OF ANIMATION; PUBLIC RELATIONS SERVICES IN THE FIELD OF SPORTS; MARKETING RESEARCH SERVICES; INTERNET AND WIRELESS COMMUNICATION ADVERTISING SERVICES, NAMELY, DISSEMINATION OF ADVERTISING FOR OTHERS VIA THE INTERNET AND WIRELESS COMMUNICATION DEVICES; BILLBOARD LEASING SERVICES; ADVERTISING SPACE RENTAL SERVICES; BILLBOARD ADVERTISING SERVICES; TELEVISION AND RADIO ADVERTISING SERVICES, NAMELY, PRODUCTION AND DISTRIBUTION OF RADIO AND TELEVISION COMMERCIALS; ADVERTISING IN THE FORM OF ANIMATION; SPORT AND PUBLIC RELATIONS PROMOTION AGENCY SERVICES; MARKETING RESEARCH SERVICES; PUBLIC OPINION POLLING SERVICES; ORGANIZATION OF PUBLICITY FOR COMMERCIAL EXHIBITIONS; DATABASE COMPILATION SERVICES, NAMELY, COMPUTERIZED DATABASE MANAGEMENT AND DATABASE MANAGEMENT SERVICES; PROMOTION OF SOCCER EVENTS FOR OTHERS; RETAIL AND COMPUTERIZED ON-LINE RETAIL STORES FEATURING SOLVENTS, PARAFFIN, WAX, BITUMEN AND PETROLEUM; RETAIL STORE AND ON-LINE RETAIL STORE SERVICES IN THE FIELDS OF CLOTHING, FOOTWEAR, SPORTING GOODS, STATIONERY, MAGNETIC TAPES, COMPACT DISCS, DVDS, VIDEOS, CD-ROMS, BOOKS, PUBLICATIONS, SOLVENTS, PARAFFIN, WAX, BITUMEN, AND PETROLEUM; BUSINESS AND INFORMATION SERVICES IN THE FIELDS OF BUSINESS CONSULTING, BUSINESS MANAGEMENT, BUSINESS PLANNING, AND BUSINESS RESEARCH PROVIDED ON-LINE FROM A COMPUTER DATABASE OR THE INTERNET OR WIRELESS ELECTRONIC COMMUNICATION DEVICE; COMPILATION OF ADVERTISEMENTS FOR USE AS WEB PAGES ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE, NAMELY, PROVIDING A WEB SITE WHICH FEATURES ADVERTISEMENTS FOR THE GOODS AND SERVICES OF OTHERS ON A GLOBAL COMPUTER NETWORK, AND COMPILATION OF ADVERTISEMENTS FOR USE AS WEB PAGES ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE, NAMELY, PROVIDING SPACE AT A WEB SITE FOR THE ADVERTISEMENT OF THE GOODS AND SERVICES OF OTHERS; COMPILATION OF DIRECTORIES FOR PUBLISHING ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICE; PROVIDING SPACE AT A WEB SITE FOR THE ADVERTISEMENT OF THE GOODS AND SERVICES OF OTHERS; ADVERTISING SERVICES,

NAMELY, ADVERTISING THE PUBLICATIONS OF OTHERS; PROMOTING THE COMMERCIAL EXHIBITIONS OF OTHERS; PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING HYPERTEXT LINKS TO THE WEB SITES OF OTHERS; AUCTIONEERING PROVIDED ON THE INTERNET OR ON WIRELESS ELECTRONIC COMMUNICATION DEVICES; DATA PROCESSING SERVICES; PROMOTING SOCCER COMPETITIONS, SOCCER EXHIBITIONS, AND SOCCER EVENTS OF OTHERS; PROMOTING THE SPORTS COMPETITIONS AND EVENTS OF OTHERS, NAMELY, FOOTBALL; PROVIDING STATISTICAL INFORMATION FOR SPORTS; ON-LINE TRADING SERVICES IN WHICH SELLER POSTS PRODUCTS TO BE AUCTIONED AND BIDDING IS DONE VIA THE INTERNET; PROVIDING ON-LINE DIRECTORY INFORMATION SERVICES ALSO PROVIDING HYPERLINKS TO OTHER WEB SITES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

CREDIT CARD SERVICES; ISSUANCE OF CREDIT CARDS; TRAVELERS CHECK SERVICES; FINANCING SERVICES; BANKING SERVICES; BANKING, NAMELY, CREDIT AND LOAN SERVICES; INSURANCE SERVICES, NAMELY, INSURANCE UNDERWRITING IN THE FIELDS OF LIFE, HEALTH, ACCIDENT, PROPERTY, AND CASUALTY; FINANCIAL SPONSORSHIP OF SOCCER TOURNAMENTS; PROVIDING FINANCIAL INFORMATION VIA THE INTERNET AND WIRELESS ELECTRONIC COMMUNICATION DEVICE; ONLINE BANKING SERVICES; AND BETTING SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 037

Class Status: Active

AUTOMOBILE SERVICE STATION SERVICES; VEHICLE CLEANING; VEHICLE LUBRICATION; VEHICLE MAINTENANCE AND REPAIR; AND VEHICLE WASHING SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

COMMUNICATION SERVICES, NAMELY, TRANSMITTING STREAMED SOUND AND AUDIO-VISUAL RECORDINGS VIA THE INTERNET, TELECOMMUNICATIONS CONSULTATION, TELECOMMUNICATIONS GATEWAY SERVICES, ISDN SERVICES, PERSONAL COMMUNICATION SERVICES, AND PROVIDING FIBER OPTIC NETWORK SERVICES; TELECOMMUNICATION SERVICES, NAMELY, PERSONAL COMMUNICATION SERVICES VIA MOBILE PHONES, ELECTRONIC COMPUTER TERMINALS, TELEGRAPH, TELEPHONE, OR FACSIMILE; TELECOMMUNICATIONS SERVICES, NAMELY, PERSONAL COMMUNICATION SERVICES VIA MOBILE PHONES, ELECTRONIC COMPUTER TERMINALS, TELEGRAPH, TELEPHONE, OR FACSIMILE; ELECTRONIC TRANSMISSION OF DATA AND DOCUMENTS DATA AND DOCUMENTS AMONG USERS OF COMPUTERS AND MOBILE RADIO COMMUNICATION, NAMELY, ELECTRONIC, ELECTRIC, AND DIGITAL TRANSMISSION OF VOICE, DATA, IMAGES, SIGNALS, AND MESSAGES, ELECTRONIC

TRANSMISSION OF DATA AND DOCUMENTS AMONG USERS OF COMPUTERS AND MOBILE RADIO COMMUNICATION, NAMELY, ELECTRONIC ELECTRIC, AND DIGITAL TRANSMISSION OF VOICE, DATA IMAGES, SIGNALS, AND MESSAGES; PAGING BY RADIO; COMMUNICATIONS BY TELECONFERENCING, NAMELY, AUDIO AND VIDEO TELECONFERENCING; TELEVISION BROADCASTING; CABLE TELEVISION BROADCASTING; RADIO BROADCASTING; OTHER MESSAGE TRANSMISSION SERVICES, NAMELY, CABLE RADIO TRANSMISSION, ELECTRONIC TRANSMISSION OF DATA AND DOCUMENTS AMONG USERS OF COMPUTERS, TELEGRAM TRANSMISSION, SATELLITE TRANSMISSION SERVICES, AND ELECTRONIC TRANSMISSION OF MESSAGES AND DATA; LEASING OF TELEPHONE SETS, FACSIMILE MACHINES AND OTHER COMMUNICATION EQUIPMENT, NAMELY, TELEPHONES, FACSIMILE MACHINES, RADIOS, AND CELL PHONES; COMMUNICATIONS SERVICES, NAMELY, TRANSMITTING STREAMED SOUND AND AUDIO-VISUAL RECORDINGS VIA THE INTERNET; BROADCASTING RADIO AND TELEVISION PROGRAMS VIA A GLOBAL COMPUTER AND TELECOMMUNICATIONS NETWORK OR WIRELESS ELECTRONIC COMMUNICATION DEVICES; ELECTRONIC MESSAGING, NAMELY, WEB MESSAGING AND WIRELESS DIGITAL MESSAGING SERVICES; PROVIDING ON-LINE CHAT ROOMS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING SPORTS AND ENTERTAINMENT; PROVIDING ON-LINE ELECTRONIC BULLETIN BOARDS FOR TRANSMISSION OF MESSAGES AMONG COMPUTER USERS CONCERNING SPORTS AND ENTERTAINMENT; ELECTRONIC, ELECTRIC, AND DIGITAL TRANSMISSION OF VOICE, DATA, IMAGES, SIGNALS, AND MESSAGES; PROVIDING MULTIPLE USER ACCESS TO A GLOBAL COMPUTER INFORMATION NETWORK, THE INTERNET, AND WIRELESS COMMUNICATION NETWORK; ELECTRONIC MAIL SERVICES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

EDUCATIONAL SERVICES, NAMELY, CONDUCTING CLASSES, SEMINARS, CONFERENCES, AND WORKSHOPS IN THE FIELD OF SPORTS AND DISTRIBUTING COURSE MATERIALS IN CONNECTION THEREWITH; PROVIDING OF TRAINING, NAMELY, PERSONAL TRAINING SERVICES, NAMELY, STRENGTH AND CONDITIONING TRAINING, TRAINING IN THE USE AND OPERATION OF COMPUTERS, AND TRAINING SERVICES IN THE FIELD OF SOCCER; ENTERTAINMENT IN THE NATURE OF SOCCER GAMES; ADMINISTRATION AND CONDUCTING OF LOTTERIES FOR OTHERS; ORGANIZATION OF COMPETITIONS, NAMELY, ARRANGING AND CONDUCTING SOCCER COMPETITIONS; ENTERTAINMENT SERVICES PROVIDED AT OR RELATING TO SPORTS EVENTS, NAMELY, ENTERTAINMENT IN THE NATURE OF LASER SHOWS, LIGHT SHOWS, AUDIO AND VISUAL PERFORMANCES, LIVE PERFORMANCES BY A MUSICAL BAND, PREPARATION OF SPECIAL EFFECTS, AND FIREWORKS DISPLAYS; ORGANIZING CULTURAL AND SPORTING EVENTS; PROVIDING SPORTS FACILITIES; RENTAL SERVICES FOR AUDIO AND VIDEO EQUIPMENT, NAMELY, RENTAL OF AUDIO AND VIDEO EQUIPMENT, RADIO, VIDEO GAMES, COMPACT DISCS, CD-ROMS, COMPUTER PROGRAMS, AND VIDEOTAPES FEATURING TELEVISION PROGRAMS; PRODUCTION OF RADIO AND TELEVISION PROGRAMS; PRODUCTION OF VIDEO DISCS FOR OTHERS; MUSIC PRODUCTION SERVICES; AUDIO RECORDING AND PRODUCTION; DISTRIBUTION OF RADIO AND TELEVISION PROGRAMS FOR OTHERS; TELEVISION PROGRAM SYNDICATION; RENTAL OF FILMS; RENTAL OF VIDEOTAPES; RENTAL OF DVDS; PRODUCTION OF VIDEO DISCS FOR OTHERS; RENTAL OF DVDS; PRODUCTION OF RADIO AND TELEVISION PROGRAMS

ABOUT SPORTS; PRODUCTION OF ANIMATED MOVIES; PRODUCTION OF ANIMATED TELEVISION PROGRAMS; SEAT BOOKING SERVICES FOR SHOWS AND SPORTING EVENTS, NAMELY, ARRANGING FOR TICKET RESERVATIONS FOR SHOWS AND OTHER ENTERTAINMENT EVENTS; TIMING OF SPORTS EVENTS; ENTERTAINMENT IN THE NATURE OF BEAUTY CONTESTS; INTERACTIVE ENTERTAINMENT, NAMELY, PROVIDING A COMPUTER GAME THAT MAYBE ACCESSED NETWORK-WIDE BY NETWORK USERS; PROVIDING INFORMATION ON-LINE RELATING TO COMPUTER GAMES AND COMPUTER ENHANCEMENTS FOR GAMES; SUPPLYING OF RAFFLE SERVICES, NAMELY, LOTTERY SERVICES; ADVANTAGE PROGRAMS FOR CUSTOMERS AND ACCESS CONTROL IN SPORTING STADIUMS THROUGH THE ISSUING OF SUPPORTER FIDELITY CARDS, NAMELY, PREFERRED CUSTOMER BENEFIT PROGRAM IN THE NATURE OF SUPPORTER FIDELITY CARDS THAT CONTAIN PERSONAL DATA OF THE OWNER FOR USE IN CONJUNCTION WITH SPORTING EVENTS; PROVIDING EDUCATION INFORMATION ABOUT SOCCER VIA A COMPUTER DATABASE, THE INTERNET, OR WIRELESS ELECTRONIC COMMUNICATION DEVICES; ENTERTAINMENT SERVICES, NAMELY, PROVIDING ON-LINE COMPUTER GAMES VIA THE INTERNET OR WIRELESS ELECTRONIC COMMUNICATION DEVICE; PROVIDING ON-LINE NON-DOWNLOADABLE ELECTRONIC PUBLICATIONS, NAMELY, MAGAZINES, BOOKS, BROCHURES, NEWSLETTERS, AND PAMPHLETS IN THE FIELD OF SOCCER; PUBLICATION OF ELECTRONIC BOOKS AND JOURNALS ON-LINE IN THE FIELD OF SOCCER; PROVIDING ONLINE ELECTRONIC PUBLICATIONS, NAMELY, MAGAZINES, BOOKS, BROCHURES, NEWSLETTERS, AND PAMPHLETS IN THE FIELD OF SOCCER; PROVIDING DIGITAL MUSIC FROM MP3 INTERNET WEB SITES, NAMELY, PROVIDING A WEB SITE FEATURING MUSICAL PERFORMANCES, MUSICAL VIDEOS, AND OTHER MULTIMEDIA MATERIALS; PHOTOGRAPHY SERVICES; AUDIO PRODUCTION SERVICES, NAMELY, AUDIO RECORDING AND PRODUCTION; PRODUCTION OF VIDEO DISCS FOR OTHERS; PRODUCTION OF VIDEOTAPES FOR OTHERS; RENTAL OF PHOTOGRAPHS, SOUND RECORDINGS, MOVING IMAGE RECORDINGS; AND PROVISION OF DATABASES FEATURING INFORMATION ON SOCCER; PROVIDING ACCESS TO DIGITAL MUSIC AND MP3's ON THE INTERNET

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

COMPUTER CONSULTING SERVICES; COMPUTER PROGRAMMING FOR OTHERS; COMPUTER SOFTWARE DESIGN SERVICES FOR OTHERS; LICENSING OF INTELLECTUAL PROPERTY RIGHTS; COMPUTER RENTAL; CREATING, DESIGNING, IMPLEMENTING, AND MAINTAINING THE WEB SITES OF OTHERS; INSTALLATION AND MAINTENANCE OF COMPUTER SOFTWARE; REGISTRATION OF DOMAIN NAMES FOR IDENTIFICATION OF USERS ON A GLOBAL COMPUTER NETWORK; COMPUTER SERVICES, NAMELY, PROVIDING SEARCH ENGINES FOR OBTAINING DATA ON A GLOBAL COMPUTER NETWORK; PROVIDING CUSTOMIZED ON-LINE WEB PAGES FEATURING USER-DEFINED INFORMATION, WHICH INCLUDES SEARCH ENGINES AND ONLINE WEB LINKS TO OTHER WEB SITES; STOCK PHOTOGRAPHY SERVICES, NAMELY, LEASING REPRODUCTION RIGHTS OF PHOTOGRAPHS TO OTHERS; AND HOSTING THE WEB SITES OF OTHERS ON A COMPUTER SERVER FOR A GLOBAL COMPUTER NETWORK

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 043

Class Status: Active

PROVIDING OF FOOD AND DRINK IN CONNECTION WITH FAST FOOD RESTAURANTS, CAFETERIAS, AND RESTAURANTS; CATERING SERVICES; CONSULTING SERVICES IN THE FIELD OF HOSPITALITY AND THE PROVISION OF FOOD AND DRINK; HOTELS; MAKING HOTEL RESERVATIONS FOR OTHERS; MAKING RESERVATIONS AND BOOKINGS FOR TEMPORARY LODGING; AND BOARDING HOUSES

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Description of Mark: THE MARK CONSISTS OF A STYLIZED REPRESENTATION OF THE WORLD CUP CHAMPIONSHIP TROPHY.

Design Search Code(s):

26.01.02 - Circles, plain single line; Plain single line circles

26.01.20 - Circles within a circle

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Prior Registration Number(s):

2665107

2677984

Foreign Application Number: 002869907

Foreign Registration Number: 2869907

Foreign Registration Date: 2003-11-19

Country: Erpn Cmnty TM Ofc

Foreign Filing Date: 2002-09-27

Foreign Expiration Date: 2013-11-19

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.

2007-08-28 - TEAS Change Of Correspondence Received

2006-09-06 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-09-06 - TEAS Change Of Owner Address Received

2005-08-23 - Registered - Principal Register

2005-05-31 - Published for opposition
2005-05-11 - Notice of publication
2005-04-19 - TEAS Change Of Correspondence Received
2005-02-16 - Law Office Publication Review Completed
2005-02-11 - Assigned To LIE
2005-01-24 - Assigned To LIE
2004-12-17 - Approved for Pub - Principal Register (Initial exam)
2004-12-17 - Examiner's amendment mailed
2004-12-16 - Examiners Amendment -Written
2004-12-13 - Amendment From Applicant Entered
2004-11-19 - Communication received from applicant
2004-11-19 - PAPER RECEIVED
2004-11-16 - Examiner's Amendment And/Or Priority Action Mailed
2004-11-15 - Examiners Amendment And/Or Priority Action - Completed
2004-10-15 - Amendment From Applicant Entered
2004-08-18 - Communication received from applicant
2004-08-18 - PAPER RECEIVED
2004-08-06 - Inquiry as to suspension mailed
2004-01-21 - Letter of suspension mailed
2003-11-10 - Assigned To Examiner
2003-09-22 - Communication received from applicant
2003-10-27 - Case File In TICRS
2003-09-22 - PAPER RECEIVED
2003-03-18 - Non-final action mailed
2003-03-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Paul W. Kruse

Correspondent

James R. Menker

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PO Box 331937

Atlantic Beach FL 32233

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Domestic Representative

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Phone Number: (703) 905-2120

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Serial Number: 76464543 Assignment Information Trademark Document Retrieval

Registration Number: 3031002

Mark (words only): CHALLENGING BOUNDARIES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-12-20

Filing Date: 2002-10-28

Transformed into a National Application: No

Registration Date: 2005-12-20

Register: Principal

Law Office Assigned: LAW OFFICE 105

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-12-20

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

1. RHODIA

Address:

RHODIA
26 Quai Alphonse Le Gallo
92100 Boulogne-Billancourt
France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Chemicals for use in the manufacture of horticulture and forestry products, agrochemical products, fibers, polymers, food products, animal nutrition products, veterinary products, cosmetic products, paint, building materials, silicones, paper, textiles, detergents and pneumatic products; chemicals for use in the treatment of water; chemicals for use in the manufacture of electronic products, photography products and catalysts; chemicals for use in the depolluting of vehicles, namely, fuel injection cleaner chemical additives and rare earth oxides; chemicals for use in the manufacture of biotechnology products; unprocessed artificial resins for use in the manufacture of paper, paints, building materials and silicones; unprocessed engineering plastics for use in the manufacture of a wide variety of goods, polymers beads for use in the manufacture of a wide variety of goods; unprocessed plastic manure; fire extinguishing compositions; tempering and soldering flux; chemical substances for use in the manufacture of foodstuffs; tanning substances, namely, oxygenated solvent; plant grow regulators for agricultural and/or domestic use; polymer agents not including a pesticide for coating and protecting agricultural seeds; chemicals used in the manufacture of pharmaceuticals; soil fertilizers for domestic and agricultural use; unprocessed cellulose acetate for use in a wide variety of fields; chemicals used in the manufacture of computer chips, capacitors for automobile and desktop computers, light bulbs, catalytic converters for gasoline and diesel engines, and products used in polishing electronic components which are used for computer memories, electronic chips and hard disks; chemicals used in the manufacture of coloration products, colorants, magnets, luminescence products and batteries; phosphates for use in the manufacture of a wide variety of goods, lactic fermentation extracts for use in milk and meat fermentation processes; fermentation extracts; chemical dust absorbing, wetting and binding compositions for use in the filter industry and chemical additives for fuel treatment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 002

Class Status: Active

Interior, exterior and house paints; paint for artists; paint for industrial use, namely, for industrial equipment and machinery and manufactured articles and parts; paint thickeners and thinners; varnishes for wood and wood products; lacquers in the nature of a coating; thinners and thickeners for lacquers; wood preservatives and rust preventative coatings; oils for the preservation of wood and for the prevention of rust; colorants for use in the manufacture of paints, food, beverages and cosmetics; natural resins for use in the manufacture of adhesives and engineering plastics; metals in foil and powder form for painters, decorators, printers and artists

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003

Class Status: Active

Laundry bleach and laundry detergent; general purpose cleaning, polishing and abrasive liquids and powders and degreasing preparations for household use; soaps, namely, deodorant soaps, detergent soaps, shaving soaps, skin soaps, toilet soaps, and liquid soaps for skin and toilet; perfume; essential oils for use in food flavorings; essential oils for personal use; essential oils for use in the manufacture of scented products; essential oils for use in the manufacture of chemical products; dentifrice; cosmetics, namely, body creams, cold creams, eye creams, hair removing creams, hand creams, night creams, skin cleansing creams, vanishing creams, body lotions, facial lotions, hair lotions, hair-waving lotions, skin lotions, baby oil, bath oil, body oil, massage oil, baby powder, bath powder, body powder, face powder, non-medicated foot powder, talcum powder, talcum gels, hair gels, shower gels, bath gels and non-medicated bath salts

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 004

Class Status: Active

All purpose lubricants; industrial lubricants and automotive lubricants; dust absorbing compositions for use on unpaved roads; dust absorbing, wetting and binding compositions for use in the filter industry; gasoline and diesel fuels for motor vehicles, ships and aircraft; industrial oils; industrial greases for general industrial use; fuel for motor vehicles; light motor oils; heavy motor oils; candles; diesel fuel; gasoline; lighter fluid; wicks for oil lamps; industrial waxes; leather preservative shoe oil; leather preservative oil

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

Pharmaceutical preparations for the treatment of pain; veterinary vaccines for horses; feminine hygiene cleansing towelettes for medical and personal hygiene purposes; food for medically restricted diets; baby food; medical plasters, surgical dressings and wound dressings; fillings for teeth; medicinal preparation fillings for stents; disinfectants for medical instruments; rodenticides; fungicides and weed killers for agricultural use; pharmaceutical preparations, namely for the treatment of circulatory, cardiovascular, respiratory, asthmatic, allergy, blood infection, central nervous system, ophthalmological, hormonal diseases and disorders; veterinary pharmaceutical preparations for domestic animals and cattle for the treatment of cancer through gene and cell therapy

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Data processing equipment and computer hardware; protective clothing, namely, clothing for screening against heat, chemical risks, radiation and fire; calibrated glassware; protective clothing, namely gloves used for protection from an accident; dust proof masks; gasmasks; protective welding masks; certain electrothermic tools and apparatus, namely, electric soldering irons and electric flat irons; protractors; electric punch card office machines

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 017

Class Status: Active

Asbestos fabric for use in cable insulation; asbestos for use in the manufacture of brake linings; asbestos packing for valves and pistons; asbestos safety screens for firemen; latex for use in the manufacture of foam rubber, rubber gloves, insulating materials; mica for use in the manufacture of insulating materials; rubber for industrial use in the manufacture of a wide variety of goods; rubber in bars for use in the manufacture of a wide variety of goods, rubber sealant for caulking and adhesive purposes; gutta percha, xantham gum, guar and guar derivatives for use in the manufacture of a wide variety of goods; extruded plastic in granular form for general industrial use for transformation by molding and extrusion; plastic in bars, blocks, pellets, rods, sheets and tubes for general industrial use; packing, stopping and insulating materials, namely, insulating plaster, waterproof packings, caulking materials, insulating tape and band;

flexible pipes not of metal; filtering materials in the nature of mineral wool for use in the manufacture of filter media; semi-processed cellulose acetate for use in cigarette filters, textile fibres; insulating tiles for covering existing floors

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 022

Class Status: Active

Ropes, string; commercial fishing nets, commercial nets; camouflage nets for visual and radar uses; tents; sails; awnings; carbon or glass fibers for textile use; wadding for padding, stuffing and filtering; raw fibrous textile materials containing fibers, namely, acrylic fibers, coconut fibers, polyester stuffing fibers, raffia fibers, ramie fibers, sisal fibers, synthetic fibers, textile fibers and yarn fibers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 023

Class Status: Active

Yarns and threads for textile use; synthetic threads and yards for textile use; polyamide yarns and threads; polyester yarns and threads; artificial yarns and threads

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

Textiles and textile goods, namely, fabrics for the manufacture of a wide variety of goods; bed blankets; textiles used as lining for clothing; textile linings for garments; textile place mats; textile napkins; printed textile labels; tapestries of textile; textile wall hangings; textiles fabrics for use in the manufacture of clothing, fabrics, curtains, shoes, linings for shoes, furniture, bed spreads and table cloths not of paper; fabric curtains, net curtains

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

Clothing, namely, shirts, short sleeve shirts, suits, dresses, skirts shorts, pajamas, trousers, tee-shirts, pullovers, parkas, coats, jackets, dressing gowns, gym suits, jogging suits, play suits, ski suits, snow suits, sweatsuits, warm up suits, swimsuits, golf shirts, knit shirts, polo shirts, sportshirts, sweat shirts, foul weather gear, lingerie, underwear, hosiery, undergarments, bras, slips, stockings, socks, tights, pantyhose, body shapers, body suits, corsets, business suits, uniforms, vests, overalls, waistcoats, cardigans, gloves, footwear and headwear

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 027

Class Status: Active

Carpets; rugs; mats and matting, namely, doormats of textile, floor mats for vehicles and anti-static

rubber mats; linoleum for use on floors; hard surface covering for floors; non-textile tapestry-style wall hangings; fitted carpets

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

Yeasts; vanillin extracts used as flavoring

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 034

Class Status: Active

Tobacco; matches; ashtrays not of precious metal; filter tips for cigarettes, cigars and pipes; filter tipped cigarettes; cigars and smoking pipes; cigarette rolling papers; cigarette lighters not for land vehicles or of precious metal; cigarettes containing tobacco substitutes not for medical purposes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

Dissemination of advertising matter; preparing advertisements for others, namely, updating of advertising documents; advertising consultancy to industrial and commercial firms regarding business management; advertising consultancy to commercial information agencies; business consultation; conducting marketing studies and market research; data processing services; business consultation, namely, contracting for operations of electronic commerce; business consultation regarding commercial negotiations and transactions on behalf of third parties; business marketing consulting services regarding online purchase and sales offers, business consultation services, namely, technical consultation and advice in the field of online retail services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

Providing financial information to employees and retired employee corporate shareholders, in particular, financial information within the framework of regulations concerning listed companies

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 037

Class Status: Active

Information and advisory services relating to construction of water purification stations; leather cleaning and repair; electric appliance installation and repair; warehouse construction and repair; building sealing; installation, maintenance and repair of computer hardware

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Electronic transmission of data and documents via computer terminals; telecommunication by telegrams, telephone and fax; radio broadcasting; computer aided transmission of data, messages and images notably for the global computer network, such as Internet or for restricted access network, such as Intranet; electronic transmission of data from databases; electronic mail; transmission of information and data by electronic mail; satellite transmission of data, sound and images; providing multiple-user access to databases and servers of databases

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

Public utility services in the nature of transport, delivery and storage of electricity, steam, natural gas, coal, fuel oil and other fuels

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 040

Class Status: Active

Waste treatment, namely, treatment of manure; water treatment services, namely, removal of bacteria, viruses, suspended solids and any other chemicals, pharmaceuticals and biological compounds from water; water treatment services, namely, purification, extraction, concentration, filtration and recycling effluent treatment; bacteria removal treatment of food; recycling of materials, namely, collection and optimization of catalysts; recycling of industrial wastes; providing waste material treatment information; paper treating; waste treatment of chemical products; environmental remediation services, namely, polluted soils, and ground water treatment services; collection and recycling of catalysts; textile treatment services of textile fibers and yarns, namely, transformation and texturation; bacteria removal treatment of food and drinks; fabrics waterproofing and fireproofing; parts molding processing and treatment of engineering plastics, namely, molding, transformation and extrusion; production of gas, oil and energy

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

Educational services, namely, conducting classes and seminars in the field of electronic commerce; training services in the field of consciousness-raising and business management and training in the use and operation of the Internet computer networks; educational services, namely, organizing and conducting lectures, symposiums, conferences, seminars, forums, exhibitions, shows and fairs for educational purposes in the field of electronic and computer communication process; development and dissemination of educational materials of others in the field of computer Intranet and the Internet; publication of books, brochures and magazines in multimedia formats

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042**Class Status:** Active

Computer services, namely, providing search engines for obtaining data and information on a global computer network; technical consultation and advice in the field of designing web sites on computer networks to make data available online; technology consultation and advice in the field of online retail services; online database development services; computer software design for others and updating of computer software for others, all for use in telematic, teleprocessing and multimedia systems; legal research utilizing legal and commercial databases online; development of computer hardware systems for use in online retail transactions on Intranet computer networks and the Internet; engineering services and research; technical studies in the field of engineering; technical research, consultation and advice in the fields of construction, safety, building, security, corrosion, automation, electricity, instrumentation, civil engineering, maintenance, online services and modeling electricity; computer programming for others; scientific research and chemical industry scientific research

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 023162380**Foreign Registration Number:** 023162380**Foreign Registration Date:** 2002-04-30**Country:** France**Foreign Filing Date:** 2002-04-30**Foreign Expiration Date:** 2012-04-30

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.

2005-12-20 - Registered - Principal Register

2005-11-09 - 1(B) Basis Deleted; Proceed To Registration

2005-11-09 - Notice of Allowance canceled

2005-10-13 - PAPER RECEIVED

2005-08-16 - Notice of allowance - mailed

2005-05-24 - Published for opposition

2005-05-04 - Notice of publication

2005-02-02 - Law Office Publication Review Completed
2005-01-31 - Assigned To LIE
2005-01-21 - Approved for Pub - Principal Register (Initial exam)
2005-01-21 - Amendment From Applicant Entered
2004-10-26 - Communication received from applicant
2004-10-26 - PAPER RECEIVED
2004-05-10 - Non-final action mailed
2003-10-20 - Communication received from applicant
2004-04-07 - Communication received from applicant
2004-04-07 - FAX RECEIVED
2003-10-20 - Final refusal mailed
2003-09-04 - Communication received from applicant
2003-10-06 - Case File In TICRS
2003-09-08 - PAPER RECEIVED
2003-03-04 - Non-final action mailed
2003-02-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

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Correspondent

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Phone Number: (646) 424-0770
Fax Number: (646) 424-0880

Domestic Representative

SCHWEITZER CORNMAN GROSS & BONDELL LLP
Phone Number: (646) 424-0770
Fax Number: (646) 424-0880

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

This page was generated by the TARR system on 2008-11-06 10:11:55 ET

Serial Number: 76407679 Assignment Information Trademark Document Retrieval

Registration Number: 2914123

Mark (words only): DECAT'

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-28

Filing Date: 2002-05-13

Transformed into a National Application: No

Registration Date: 2004-12-28

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 TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-28

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

1. Decathlon

Address:

Decathlon
4, Boulevard de Mons
59650 Villeneuve D'Ascq
France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 005

Class Status: Active

Pharmaceutical and veterinary preparations, namely, medicated sunburn ointments, medicated sun tanning creams, medicated lip pomades and topical sprays for pain relief; hygienic products for medical and personal purposes, namely, hemostatic pencils, animal washes, namely, medicated ear washes, disinfectant skin lotions for pets and humans, protective, medicated lip balms, anti-cold creams, namely, cold sore treatment preparations; medicated hygienic products for medical and personal purposes, namely, chilblain preparations, sunburn ointments, antiseptics, medicated remedies for foot and body perspiration, namely, sprays, creams and powders, relaxant creams, oils and lotions; dietetic substances adapted for medical use, namely, vitamins preparations in the form of pills, pastilles, protein powders and jellies, appetite suppressants, meal replacement drinks; baby food; medicated plasters and adhesive medicated plasters; medical dressings, namely, burn, wound and surgical dressings; teeth filling materials and dental impression materials; disinfectants for hygiene purposes, namely, all purpose disinfecting and deodorizing preparation and disinfecting hand wash excluding soaps; anti-parasitic products, namely, anti-mosquito and other insects sprays, powders and lotion, anti-parasitic shampoos and sprays for pets, anti-parasitic collars for animals, anti-horse fly oils, insecticides sprays for agricultural and domestic use for animals; fungicides for agricultural and domestic use; and herbicides for agricultural and domestic use

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Apparatus for recording transmission or reproduction of sounds of images, namely, stereo amplifiers, blank video tapes, blank magnetic disks, blank optical disks, blank optical compact disks, blank floppy disks; projections screens; sound recording carriers, namely, radio and television signal transmitters; computer printers, printed circuits boards; intercommunication apparatus, namely, computers; computer game apparatus adapted to use with television receivers only; lasers not for medical purposes; computer readers, namely, bar code readers; optical readers, namely, computer scanners; audio and video receivers; computer mice; sound cards; video cards; scanners not for medical purposes; protection devices for personal use against accidents, namely, safety life nets for protection against accidents, teeth protectors, namely, mouth guards for non-athletic use, swimming life saving belts and life saving belts, life buoys, safety shoes and boots, bullet-proof waistcoats, live-saving rafts and protective helmets for sports, namely, helmets for whitewater kayaking and motorcycle helmets, protective sunglasses, sport goggles for use in mountain climbing, diving glove, pince-nez, ear plugs for divers; dog whistles, optical spectacles, spectacles cases; fire extinguishers, hydrometers, hygrometers; binoculars; optical lanterns for lighting purposes; batteries for flashlights; meters, namely, measuring tapes and water meters; breathing apparatus for underwater swimming, namely, air tanks and regulators for use in scuba diving; swim masks; snorkels; navigational instruments, namely, compasses and sextants, GPS systems comprising computers, computer software, transmitters, receivers, and network interface devices, observation instruments, namely, binoculars, lightning arresters, namely, lightning conductor rods; cameras; counters, namely, electronic counter boards for measuring lap times in running events; pedometers, speed measuring apparatus, namely, electronic speed measuring radar guns for use in tennis for measuring ball speed

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

Jewelry of precious metals; clocks; chronometrical instruments, namely, clocks and watches; jewelry, namely, charms, bracelets, tie pins; watches and watch bands; sundials; figurines in the form of

statuettes made of precious metals; medals; precious stones

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

Animal skins; goods made of leather, imitation leather and animal skins, namely, handbags and traveling bags; harness; luggage trunks and suitcases; umbrellas; parasols and walking sticks; whips and saddlery; purses; school bags; wallets; pocket wallets; briefcases; key cases; school satchels; attache cases; purses not of precious metal; beach bags; travel bags for climbers; alpenstocks; saddle trees; harness bridles; bags for campers; hunting accessories, namely, game bags; pet collars for animals; covers for horse-saddles; halters for horses; sling bags worn on the body for carrying infants; harness for animals; bits for animals; backpacks; and all purpose sports bags

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

Clothing for men, women and children, namely, hosiery; underclothes; underwear; dressing gowns; bath robes; bathing suits; bathing caps; bath sandals; bath slippers; pajamas; sweaters; skirts; dresses; trousers; clothing jackets; coats; shirts; clothing layettes; ties; scarves; belts; clothing gloves; waterproof clothing, namely, coats, parkas, tracksuits, vests, jackets, raincoats; anoraks; clothing combinations for skiing, namely, ski bibs and ski jackets; wet suits for water skiing; hats; caps; socks; stockings; tights; footwear, namely, slippers, boots, boots for sport, beach shoes, ski boots; sportswear, namely, shorts, tracksuits, pullovers, sweaters, cardigans, trousers, jerseys, bermuda shorts, shirts, jackets, aerobic and dance clothing, namely, body suits, tutus, skirts, tee-shirts and sleeveless tee-shirts, dance skirts, leggings, leotards, kimonos, spats for skiing, clothing for climbing, hiking and hunting, namely, jerseys, shirts, tee-shirts, jackets, caps, bermuda shorts and swimming suits

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

Games, namely, playing cards, skittles games, marbles for games, parlor games, board games, darts and dart boards; toys, namely, toys for domestic pets, toy scooters and magic tricks; play balloons; gymnastic and sports articles, namely, parallel bars, pommel horses, horizontal bars; weapons for Japanese sports, namely, fencing swords, nunchaku and punching balls excluding clothes, shoes and carpets; skating boots with skates attaches; straps for skates; boxing gloves; hang gliders; bows for archery; crossbows and arrows; bobsleighs; kites; kite reels; strings and guts for tennis rackets; all purpose racket sport rackets; sports balls for games; sailboards; surf boards without engine; balls, namely, tennis, table tennis, golf, football, basketball, volleyball, handball, baseball, cricket balls; balloons; nets for sports, namely, for tennis, table tennis, football, handball, hockey, volleyball and basketball; golf clubs; golf gloves; skis; water skis; edges of skis; ski bindings; ski socks, namely, covers and bags especially designed for skis; fishing rods; fishing tackle, namely, reels for fishing; fishing tackle, namely, bite indicators; fish hooks; artificial fishing bait and decoys for fishing; exercise weights; barbells; scuba equipment, namely, spear fishing harpoon guns; flippers for swimming; play swimming pools for recreational use; playground equipment, namely, slides and swings; swing sets; skateboards; billiard tables and billiard balls; billiard cues; stationary exercise bicycles; exercise

equipment, namely, chest expanders; fencing weapon equipment, namely, masks, foils and spurs, gauntlets; hockey sticks; skittles games and bowling balls therefor; bowls for playing petanque; body reeducation apparatus and gymnastic apparatus, namely, manually and electronically operated exercise machines and foldable benches for the bodybuilding, rowing machines, running machines and steppers; gymnastic apparatus, namely, abdominal boards, tables for playing table tennis; theatrical masks; sports articles, namely, sleighs; ornaments for Christmas trees except illumination articles and confectionery; restraints for climbers, namely, climbers' harnesses

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Telecommunication services, namely, television and radio programs broadcasting; message sending, namely, delivery of messages by electronic transmission; computer aided transmission of messages and images; communications by computer terminals, namely, electronic mail services; providing multiple-user access to a global computer information network

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 013131051

Foreign Registration Number: 013131051

Foreign Registration Date: 2001-11-13

Country: France

Foreign Filing Date: 2001-11-13

Foreign Expiration Date: 2011-11-13

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.

2004-12-28 - Ex parte appeal terminated

2004-12-28 - Registered - Principal Register

2004-10-05 - Published for opposition

2004-09-15 - Notice of publication

2004-07-28 - Law Office Publication Review Completed

2004-07-28 - Assigned To LIE
2004-07-26 - Assigned To Examiner
2004-07-19 - Approved for Pub - Principal Register (Initial exam)
2004-06-03 - Communication received from applicant
2004-06-08 - PAPER RECEIVED
2003-12-04 - Jurisdiction Restored To Examining Attorney
2003-12-04 - Ex parte appeal - Instituted
2003-12-03 - Non-final action mailed
2003-11-20 - EXPARTE APPEAL RECEIVED AT TTAB
2003-08-11 - Communication received from applicant
2003-09-16 - Case File In TICRS
2003-08-11 - PAPER RECEIVED
2003-05-12 - Final refusal mailed
2003-03-10 - Communication received from applicant
2003-03-10 - PAPER RECEIVED
2002-11-26 - Communication received from applicant
2002-11-14 - Communication received from applicant
2002-09-09 - Non-final action mailed
2002-09-03 - Assigned To Examiner
2002-06-27 - PAPER RECEIVED
2002-06-26 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

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Kara M. Armstrong

Correspondent

KARA M. ARMSTRONG

FISHER, CHRISTEN & SABOL

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Fax Number: (202) 659-2015

Domestic Representative

Virgil H. Marsh
Phone Number: (202) 659-2000
Fax Number: (202) 659-2015

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

This page was generated by the TARR system on 2008-11-06 10:11:59 ET

Serial Number: 76405836 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2816175

Mark (words only): EIGENPOST

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-24

Filing Date: 2002-05-13

Transformed into a National Application: No

Registration Date: 2004-02-24

Register: Principal

Law Office Assigned: LAW OFFICE 113

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-01

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

1. SK Global Co., Ltd.

Address:

SK Global Co., Ltd.
4, Pyung-Dong, Kwonsun-Gu
Suwon City Kyunggi-Do
Republic of Korea

Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 003

Class Status: Active

(Based on 44(e) 492,049) food flavoring being essential oils; antistatic dryer sheets for clothing; skin lotion; skin toners; perfume; lipstick; beauty masks; powder soap, namely, laundry detergent; hair shampoo; carpet shampoo; baby shampoo; mouthwash; shoe polish; furniture polish

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

(Based on 44(e) 496,978) baby food; allergy medications; bandages for skin wounds; sanitary pads; fly paper and insect repellents

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 006

Class Status: Active

(Based on 44(e) 492,823) metal name plates; trophies of common metal; metal money boxes; steel in sheets, rods, bar and/or billet form; barbed wire and metal keys for locks

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 008

Class Status: Active

(Based on 44(e) 495,250) manicure sets; tea spoons; spoons; razor cases; hand tools, namely, drills, claw hammers, planes; razors; non-electric hair clippers and nail clippers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

(Based on 44(e) 505,737) photographic cameras; telescopes; video tape recorders; projection screens; gasometers; tachometers; dust-proof glasses; contact lenses; calculators; batteries; electric flat irons; video phones; ear phones and pre-recorded audio tapes and videotapes featuring music

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 011

Class Status: Active

(Based on 44(e) 489,209) gas ranges; sinks; bathtubs; gas stoves; gas lamps; lights for vehicles; heaters for vehicles; electric light bulbs; humidifiers; gas lighters and excluding gas lighters for smokers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

(Based on 44(e) 489,208) precious metals, namely, gold ore, iron ore and nickel; tea pots of precious

metal; coffee pots of precious metal; purses of precious metal; jewelry cases of precious metal; stop watches; alarm clocks; clocks; watches; cuff links and key holders of precious metal

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

(Based on 44(e) 498,711) corrugated paper; note books; memorandum books; ballpoint pens; crayons; ink, namely, duplicating, India and writing ink; duplicating machines and drawing squares

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

(Based on 44(e) 491,548) cosmetic cases sold empty; fur pelts; animal hides; leather sold in bulk; rucksacks; backpacks; suitcases; handbags; umbrellas; parasols and canes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

(Based on 44(e) 495,905) furniture mirrors; cupboards; desks; sofas; furniture tables; wardrobes; picture frames, photography frames; cushions; furniture seats and booster seats

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021

Class Status: Active

(Based on 44(e) 495,906) compacts sold empty; cleaning combs; curry combs; hair combs; toothbrushes; sponges for household purposes; non-electric pressure cookers; lunch boxes; serving platters and vacuum bottles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

(Based on 44(e) 491,549) textile napkins for removing make-up; textile sheet covers for chamber pot; curtains; table cloths not of paper; quilts; mattress covers; bed spreads; silk cloth; linen and rayon fabric

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

(Based on 44(e) 498,643) basketball shoes; mountain climbing shoes; parkas, anoraks; breeches; top coats; skirts; suits; slacks; sports shirts; neckties; shirts; clothing caps and clothing belts

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

(Based on 44(e) 498,288) toys for dogs; Christmas tree stands, hang gliders; toy building blocks; rag dolls; billiard balls; chess sets; basketballs; water skis and fishing rods

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

(Based on 44(e) 495,251) beverages, namely, vegetable juices; extracts of hops for making beer; sweet cider; orange juices; non-alcoholic cocktail mixes; spring water; mineral water and beer

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 033

Class Status: Active

(Based on 44(e) 492,384) wine; whiskey; distilled spirits of rice, ginseng, pine needles and herb liqueurs

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

(Based on 44(e) 069,129) advertising agencies; business management assistance; public opinion polling for business or advertising purposes; retail store services, mail order catalog services and on-line catalog services featuring cooked foods and promoting the goods and services of others through the distribution of printed material and promotional contests; import and export agencies; independent sales representative services in the field of medicines, clothing, hand tools, heaters for cooking, cameras, watches, papers, bags, toys, soft drinks, foot wear, cosmetics, distilled spirits; marketing researches; commercial information agencies and promotional marketing services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

(Based on 44(e) 068,431) scientific research; computer consultation; intellectual property licensing; environmental research

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Registration Number: 492,049
Foreign Registration Date: 2001-04-25
Country: Republic of Korea
Foreign Expiration Date: 2011-04-25

Foreign Registration Number: 496,978
Foreign Registration Date: 2001-07-05
Country: Republic of Korea
Foreign Expiration Date: 2011-07-05

Foreign Registration Number: 492,823
Foreign Registration Date: 2001-05-08
Country: Republic of Korea
Foreign Expiration Date: 2011-05-08

Foreign Registration Number: 495,250
Foreign Registration Date: 2001-06-11
Country: Republic of Korea
Foreign Expiration Date: 2011-06-11

Foreign Registration Number: 505,737
Foreign Registration Date: 2001-11-06
Country: Republic of Korea
Foreign Expiration Date: 2011-11-06

Foreign Registration Number: 489,209
Foreign Registration Date: 2001-03-08
Country: Republic of Korea
Foreign Expiration Date: 2011-03-08

Foreign Registration Number: 068,431
Foreign Registration Date: 2001-05-30
Country: Republic of Korea
Foreign Expiration Date: 2011-05-30

Foreign Registration Number: 495,251
Foreign Registration Date: 2001-06-11
Country: Republic of Korea
Foreign Expiration Date: 2011-06-11

Foreign Registration Number: 489,208
Foreign Registration Date: 2001-03-08
Country: Republic of Korea
Foreign Expiration Date: 2011-03-08

Foreign Registration Number: 498,711
Foreign Registration Date: 2001-08-01
Country: Republic of Korea
Foreign Expiration Date: 2011-08-01

Foreign Registration Number: 491,548

Foreign Registration Date: 2001-04-16
Country: Republic of Korea
Foreign Expiration Date: 2011-04-16

Foreign Registration Number: 495,905
Foreign Registration Date: 2001-06-20
Country: Republic of Korea
Foreign Expiration Date: 2011-06-20

Foreign Registration Number: 495,906
Foreign Registration Date: 2001-06-20
Country: Republic of Korea
Foreign Expiration Date: 2011-06-20

Foreign Registration Number: 491,549
Foreign Registration Date: 2001-04-16
Country: Republic of Korea
Foreign Expiration Date: 2011-04-16

Foreign Registration Number: 498,643
Foreign Registration Date: 2001-07-31
Country: Republic of Korea
Foreign Expiration Date: 2011-07-31

Foreign Registration Number: 498,288
Foreign Registration Date: 2001-07-24
Country: Republic of Korea
Foreign Expiration Date: 2011-07-24

Foreign Registration Number: 492,384
Foreign Registration Date: 2001-05-02
Country: Republic of Korea
Foreign Expiration Date: 2011-05-02

Foreign Registration Number: 069,129
Foreign Registration Date: 2001-07-05
Country: Republic of Korea
Foreign Expiration Date: 2011-07-05

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.

2005-07-12 - TEAS Change Of Correspondence Received

2004-02-24 - Registered - Principal Register
2003-12-02 - Published for opposition
2003-11-12 - Notice of publication
2003-03-17 - ITU claim deleted
2003-09-15 - Approved for Pub - Principal Register (Initial exam)
2003-09-15 - Examiner's amendment mailed
2003-07-18 - Communication received from applicant
2003-08-07 - Case File In TICRS
2003-07-18 - PAPER RECEIVED
2003-05-12 - Non-final action mailed
2003-03-17 - Communication received from applicant
2003-03-17 - PAPER RECEIVED
2002-10-10 - Assigned To Examiner
2002-09-26 - Non-final action mailed
2002-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

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Frank J. Colucci

Correspondent

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Domestic Representative

Frank J. Colucci

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

This page was generated by the TARR system on 2008-11-06 10:12:03 ET

Serial Number: 76364414 Assignment Information Trademark Document Retrieval

Registration Number: 3238555

Mark



Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-05-08

Filing Date: 2002-01-30

Transformed into a National Application: No

Registration Date: 2007-05-08

Register: Principal

Law Office Assigned: LAW OFFICE 105

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-05-08

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

1. NISSAN CHEMICAL INDUSTRIES, LTD.

Address:
NISSAN CHEMICAL INDUSTRIES, LTD.
7-1, 3-Chome, Kanda-Nishiki-Cho
Chiyoda-Ku, Tokyo
Japan

Legal Entity Type: Corporation
State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

CHEMICAL PRODUCTS AND RAW CHEMICALS FOR USE IN CHEMICALS FOR USE IN CHEMICAL INDUSTRY, PAPER INDUSTRY, STEEL INDUSTRY, ELECTRONICS INDUSTRY AND PHARMACEUTICAL INDUSTRY; SILICA SOL FOR USE IN THE MANUFACTURE OF FIBER, PAPER, PAINTS AND ADHESIVES, BATTERIES WAXES, POLISHES, CERAMICS, FILMS, AND A CATALYST; INORGANIC CHEMICALS AND OXIDES FOR POLISHING SEMICONDUCTORS WAFERS, ELECTRONIC CHIPS OR HARD DISKS; HARDNER FOR POWDER COATING, EPOXY RESIN FOR ENCAPSULATION OF SEMICONDUCTOR DEVICE; UNPROCESSED MELAMIN RESIN FOR FURNITURE; FERTILIZERS AND PLANT GROWTH REGULATING PREPARATIONS FOR AGRICULTURE SUPERPLASTICIZER FOR CONSTRUCTION INDUSTRY; UNPROCESSED SYNTHETIC RESINS FOR SEMICONDUCTOR DEVICE AND LIQUID CRYSTAL DISPLAYS; RESIDUE-REMOVER FOR SEMICONDUCTOR DEVICE; ORGANIC SOLVENTS; BASIC CHEMICAL MATERIALS FOR THE MANUFACTURE OF PLASTICS, PHARMACEUTICALS AND CROP PROTECTION AGENTS; CHEMICAL TOXICANTS FOR USE IN THE MANUFACTURE OF INSECTICIDES, FUNGICIDES AND HERBICIDES; INSECT-RESISTANT GENES AND HERBICIDE TOLERANT GENES FOR USE IN THE MANUFACTURE OF AGRICULTURAL SEED; WASTE WATER TREATMENT CHEMICALS FOR COMMERCIAL AND INDUSTRIAL USE; PRESERVATIVES FOR USE IN BRICKWORK, CEMENT, CONCRETE AND MASONRY; ALCOHOL FOR USE IN INDUSTRY; SYNTHETIC POLYMERS FOR USE IN INDUSTRY; SYNTHETIC POLYMERS FOR PHARMACEUTICAL AND MEDICAL USE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

PHARMACEUTICAL PREPARATIONS FOR THE TREATMENT OF DERMATOLOGICAL, CARDIOVASCULAR, HEMATOLOGICAL, BONE, RESPIRATORY, CENTRAL NERVOUS SYSTEM, ENDOCRINOLOGICAL, CIRCULATORY, GASTROENTEROLOGICAL, HORMONAL AND DIABETIC DISORDERS, COUGHS, COLDS, INFLUENZA, HEADACHES, STOMACH AND DIGESTIVE DISORDERS, MUSCULAR AND/OR RHEUMATIC DISORDERS, ANTI-INFLAMMATORY AGENTS, IMMUNE SYSTEM DISORDERS AND RELATED DISEASES, ALLERGIC REACTIONS, METABOLIC DISORDERS, ANTI-INFECTIVE, OCCULAR DISORDERS, AND FOR USE IN ONCOLOGY; DIAGNOSTIC PREPARATIONS AND/OR REAGENTS FOR CLINICAL OR MEDICAL LABORATORY USE; CONTACT LENS AND EYECARE SOLUTIONS AND PREPARATIONS, NAMELY, DISINFECTANTS, CLEANING SOLUTIONS, SALINE SOLUTIONS AND WETTING SOLUTIONS; NICOTINE FOR MEDICINAL PURPOSES IN LIQUID, PILL, TABLET, CAPLET, POWDER OR TRANSDERMAL PATCH FORM; HORMONES; DIETETIC SUBSTANCES FOR MEDICAL PURPOSES, NAMELY, NUTRITIONAL, VITAMIN, HERBAL AND MINERAL SUPPLEMENTS AND PREPARATIONS, NUTRITIONAL DRINK MIX FOR USE AS A MEAL REPLACEMENT, NUTRITIONAL SUPPLEMENTS IN SNACK BAR FORM FOR USE AS A MEAL REPLACEMENT; FOOD AND BEVERAGES FOR BABIES, INFANTS AND INVALIDS, NAMELY, BABY FOOD, INFANT

FORMULA, FOOD FOR ENTERAL ADMINISTRATION AND FOOD FOR MEDICALLY RESTRICTED DIETS; AND PESTICIDES, FUNGICIDES, HERBICIDES AND INSECTICIDES, ALL FOR COMMERCIAL, AGRICULTURAL AND/OR DOMESTIC USE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Design Search Code(s):

01.01.03 - Star - a single star with five points

26.01.21 - Circles that are totally or partially shaded.

Foreign Registration Number: 2380630

Foreign Registration Date: 1992-02-28

Country: Japan

Foreign Expiration Date: 2012-02-28

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.

2007-05-08 - Registered - Principal Register

2007-04-03 - Electronic Record Review Complete

2007-01-12 - TEAS Change Of Correspondence Received

2006-10-27 - On Hold - Electronic Record Review Required

2006-09-15 - On Hold - Electronic Record Review Required

2006-09-08 - Opposition terminated for Proceeding

2006-09-08 - Opposition dismissed for Proceeding

2003-05-23 - PAPER RECEIVED

2003-04-10 - Opposition terminated for Proceeding

2003-02-27 - Opposition instituted for Proceeding

2002-11-12 - Opposition instituted for Proceeding

2002-08-05 - Extension Of Time To Oppose Received
2002-07-02 - Published for opposition
2002-06-12 - Notice of publication
2002-05-13 - Approved for Pub - Principal Register (Initial exam)
2002-04-26 - Assigned To Examiner
2002-04-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gary D. Krugman

Correspondent

Gary D. Krugman
Sughrue Mion, PLLC.
2100 Pennsylvania Avenue, N.W.
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Phone Number: (202)663-7484
Fax Number: (202)293-7860

Domestic Representative

SUGHRUE MION, PLLC
Phone Number: 202.293.7060

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

This page was generated by the TARR system on 2008-11-06 10:12:21 ET

Serial Number: 76217595 Assignment Information Trademark Document Retrieval

Registration Number: 3281188

Mark (words only): AUCHAN INTERACTIVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-08-21

Filing Date: 2001-02-28

Transformed into a National Application: No

Registration Date: 2007-08-21

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-08-21

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

1. AUCHAN, S.A.

Address:

AUCHAN, S.A.
40, avenue de Flandre
59170 CROIX
France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 003

Class Status: Active

LAUNDRY BLEACH; CLEANING, POLISHING AND SCOURING LIQUIDS, POWDERS AND GELS; ABRASIVE PASTE; STAIN REMOVERS, FABRIC SOFTENERS FOR LAUNDRY USE; PARQUET FLOORS WAX, SHOE WAX; WINDSCREEN CLEANING LIQUIDS, EMERY BOARDS; TOILET PRODUCTS, NAMELY NON-MEDICATED BATH SALTS, BATH OILS, BATH GELS, SHOWER GELS; TOILET, DEODORANT AND DETERGENT SOAPS; PERFUMES AND COLOGNE; TOILET WATERS, ESSENTIAL OILS FOR PERSONAL USE; COSMETICS, HAIR LOTIONS; HAIR DYES, HAIR SHAMPOOS, DENTIFRICES, MOUTH WASHES NOT FOR MEDICAL PURPOSES, DEPILATORIES, COSMETIC PREPARATIONS FOR SLIMMING PURPOSES, NAMELY NON-MEDICATED CREAM FOR CELLULITE REDUCTION; MAKE-UP; MAKE-UP REMOVING PREPARATIONS, SHAVING SOAPS; SHAVING CREAMS; PRE-SHAVE AND AFTER SHAVE LOTIONS; COTTON STICKS FOR COSMETIC PURPOSES, COTTON PUFFS FOR COSMETIC PURPOSES, TISSUES IMPREGNATED WITH COSMETICS LOTIONS, SUN-TANNING PREPARATIONS; SHAMPOOS FOR PETS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

MEDICATED SKIN CARE PREPARATIONS; NUTRITIONAL DRINK MIX FOR USE AS A MEAL REPLACEMENT; NUTRITIONALLY FORTIFIED BEVERAGES; FOOD FOR MEDICALLY RESTRICTED DIETS; MEDICINAL HERBS; HERB TEAS FOR MEDICINAL PURPOSES; VITAMINS; BABY FOOD; MEDICAL PLASTERS, WOUND, BURN AND SURGICAL DRESSINGS; MATERIAL FOR STOPPING TEETH, DENTAL IMPRESSIONS MATERIALS; ALL PURPOSE DISINFECTANTS FOR HYGIENIC PURPOSES; PREPARATIONS FOR DESTROYING VERMIN; FUNGICIDES FOR DOMESTIC AND AGRICULTURAL USE; HERBICIDES FOR DOMESTIC AND AGRICULTURAL USE; ANTIPARASITIC PREPARATIONS; ANTIPARASITIC COLLARS FOR ANIMALS; COTTON FOR MEDICAL PURPOSES; HYGIENIC BANDAGES FOR SKIN WOUNDS; SANITARY NAPKINS AND PADS; SANITARY PANTY LINERS; AIR, CAR AND ROOM DEODORANTS; SOLUTIONS FOR CONTACT LENSES; MEDICATED CREAM FOR CELLULITE REDUCTION

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 008

Class Status: Active

HAND TOOLS, NAMELY SAWS, DRILLS, HAND OPERATED SHEARS, SCREWDRIVERS, PLIERS, HAMMERS, SHARPENING STONES; CUTLERY; FORKS AND SPOONS; SIDE ARMS NOT INCLUDING FIREARMS, NAMELY SWORDS; SCISSORS; PRUNING SCISSORS; HAND TOOLS AND IMPLEMENTS FOR GARDENING, NAMELY RAKES, SHOVELS, PICKAXES AND LAWN-CLIPPERS; NON-ELECTRIC CAN OPENERS; NON-ELECTRIC SHAVING RAZORS, RAZOR BLADES; NAIL FILES, NAIL-CLIPPERS; MANICURE SETS; NON-ELECTRIC AND ELECTRIC HAIR CLIPPERS FOR PERSONAL USE; NON-ELECTRIC AND ELECTRIC DEPILATION APPLIANCES; HAIR REMOVING TWEEZERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

PHOTOGRAPHIC CAMERAS; VIDEO CAMERAS; DIGITAL CAMERAS; LETTER SCALES; SCALES; ELECTRIC WIRES, ELECTRICAL CABLES; ELECTRIC SOCKETS AND ELECTRIC PLUGS; ELECTRIC FUSES; BATTERIES FOR LIGHTING; BLANK MAGNETIC DATA CARRIERS; BLANK OPTICAL DISCS, AUDIO/VIDEO CAMERAS; AUDIO AND VIDEO TAPE RECORDERS; DIGITAL VIDEO RECORDERS; VIDEO CASSETTE RECORDERS; COMPACT DISC PLAYERS; VIDEO CASSETTE PLAYERS; AUDIO CASSETTE PLAYERS; BLANK VIDEO TAPES, FACSIMILE MACHINES, TELEPHONE APPARATUS, NAMELY TELEPHONES AND TELEPHONE ANSWERING MACHINES; TELEVISION SETS, ANTENNAS; CASH REGISTERS; CALCULATORS; DATA PROCESSING EQUIPMENT, NAMELY COMPUTERS, PRINTERS, COMPUTER PERIPHERALS, BLANK MAGNETIC COMPUTER TAPES, BLANK FLOPPY DISCS FOR COMPUTERS, COMPUTER SOFTWARE FOR WORD PROCESSING, FOR USE IN DATABASE MANAGEMENT; ELECTRONIC PERSONAL ORGANIZERS; SLIDE TRANSPARENCIES; SLIDE PROJECTORS; PROJECTION SCREENS; DICTATING MACHINES; PHOTOGRAPHIC FLASH-BULBS; EXPOSED CAMERA AND X-RAY FILMS; VIDEO GAME MACHINES FOR USE WITH TELEVISIONS; VIDEO GAME CARTRIDGES; BINOCULARS; SPECTACLES; EYEGLASS LENSES; SPECTACLES CASES; MAGNETICALLY ENCODED DEBIT AND CREDIT CARDS; ELECTRICAL FLAT IRONS; DIRECTIONAL COMPASSES; WEIGHT BELTS FOR DIVERS; DIVING SUITS; PROTECTIVE HELMETS; LIFE NETS FOR PROTECTION AGAINST ACCIDENTS; BAROMETERS; ALCOHOL BREATH TESTING UNITS; FIRE EXTINGUISHERS; FIRE AND ANTI-INTRUSION ALARMS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 011

Class Status: Active

APPARATUS FOR LIGHTING, NAMELY ELECTRIC LAMPS, ELECTRIC POCKET FLASHLIGHTS, SOCKETS FOR ELECTRIC LAMPS; APPARATUS FOR VENTILATING, NAMELY AIR CONDITIONERS; FAUCET TAPS FOR PIPES; SHOWERS CUBICLES, BATH TUBS, SOLAR HEAT COLLECTORS; VENTILATION HOODS FOR STOVES; INCINERATORS; FURNACE BOILERS; REFRIGERATED MERCHANDISE DISPLAY CASES; REFRIGERATED BEVERAGE DISPENSING UNITS; REFRIGERATED EQUIPMENT, NAMELY FOOD AND BEVERAGE CHILLING UNITS; ELECTRIC HEATERS FOR FEEDING BOTTLES; BARBECUES, ELECTRICAL PRESSURE COOKERS; ELECTRIC KETTLES; FREEZERS; REFRIGERATORS; ELECTRIC TOASTERS, ELECTRIC COFFEE MAKERS; ELECTRIC DEEP FRYERS; ELECTRIC LAMPS; HAND HELD HAIR DRYERS; SAUNAS; TANNING BEDS; ELECTRIC LIGHT BULBS; VEHICLE HEADLIGHTS; LIGHTS FOR VEHICLES; WATER FILTERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

Precious metals and their alloys sold in bulk; jewelry, precious gemstones; jewel cases of precious metal; chronometers; watches; cuff-links; tie clips, tie pins, jewelry pin's; precious metal key rings and or fobs; purses of precious metal; watch bands; sundials; decorative boxes of precious metal; non electric candelabras made of precious metal; precious metal candle sticks; precious metal cigars cases, precious metal figurines and statuettes; precious metal household containers; tableware setting of precious metal, namely dishes, table plates, bowls, drinking glasses, saucers, cups, sugar bowls, candy boxes, coffee and tea services, trays for domestic use, butter dishes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

Writing paper, cardboard; bags and envelopes of paper of packaging; plastic foils; plastic bubble packs for packaging; printing type, printing blocks; stationery; adhesives for stationery or household purposes; painting sets for artists; paint brushes; typewriters; paper clips for offices, drawing pens, pencil sharpeners, correcting fluids for types; paper cutters; pencils, pencil holders; rubber erasers; stationery envelopes; photograph albums; stamp albums; books, pamphlets, catalogues and periodicals featuring information in the fields of news, current events, entertainment, personalities, health, history, politics, sports and related topics; almanacs; writing and drawing books; calendars; lithographs, posters, geographical maps, newspapers for general circulation; adhesive tape dispensers for stationery or household purposes; disposable baby diapers; paper coffee filters; iron-on transfers; garbage bags of paper or plastic; bags for microwave cooking; toilet paper; table linen of paper; handkerchiefs of paper; greeting cards; playing cards

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

LEATHER AND IMITATIONS OF LEATHER SOLD IN BULK; ANIMAL SKINS; LUGGAGE TRUNKS; SUITCASES AND TRAVELING BAGS; UMBRELLAS, PARASOLS AND WALKING STICKS; WHIPS, HARNESS AND SADDLERY; HANDBAGS, BEACH BAGS, LEATHER TRUNKS; LEATHER SHOPPING BAGS; BACKPACKS; GARMENT BAGS FOR TRAVEL; SCHOOL BAGS, POCKET WALLETS; CALLING CARD CASES; BRIEFCASES; LEATHER KEY CASES; PURSES; HAT BOXES OF LEATHER FOR TRAVEL; SLING BAGS FOR CARRYING INFANTS; COSMETIC CASES SOLD EMPTY

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

FURNITURE, DISPLAYING RACKS; MIRRORS, PICTURE FRAMES; FIGURES AND FIGURINES OF WOOD, CORK, REED, CANE, WICKER, HORN, BONE, IVORY, WHALEBONE, SHELL, AMBER, MOTHER-OF-PEARL, MEERSCHAUM AND SUBSTITUTES FOR ALL THESE MATERIALS, OR OF PLASTICS; PACKING CONTAINERS OF PLASTIC; BOXES OF WOOD OR PLASTICS; KENNELS FOR HOUSEHOLD PETS; SIGNBOARDS OF WOOD OR PLASTICS; TOWEL DISPENSERS FIXED, NOT OF METAL; PLAYPENS FOR BABIES; COTS; INFANT WALKERS; SLEEPING BAGS FOR CAMPING; CUSHIONS, PILLOWS, MATTRESSES; COAT HANGERS; NON METAL CURTAIN RINGS AND RODS; LADDERS OF WOOD AND PLASTICS; SLATTED INDOOR WINDOW BLINDS; MANNEQUINS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021

Class Status: Active

HOUSEHOLD OR KITCHEN UTENSILS, NAMELY COOKING POT SETS, STEW PANS,

DISHES, ICE CUBE MOLDS, TABLE PLATES, BOWLS, DRINKING GLASSES, SAUCERS, CUPS, SUGAR BOWLS, CANDY BOXES, NOT OF PRECIOUS METAL; COOKIE JARS, COFFEE AND TEA SERVICES, NOT OF PRECIOUS METAL; TRAYS FOR DOMESTIC USE, NOT OF PRECIOUS METAL, BUTTER DISHES, PEPPER POTS, SALT CELLARS, WICKER AND WOOD BASKETS FOR DOMESTIC USE; PLASTIC BASKETS FOR DOMESTIC USE; CONTAINERS FOR HOUSEHOLD OR KITCHEN PURPOSES; CLEANING COMBS; HAIR COMBS; CLEANING SPONGES; SPONGES FOR BATHING; HAIR BRUSHES; PET BRUSHES; TOOTHBRUSHES; BROOMS; BASINS; BRUSH-MAKING MATERIALS; STEEL WOOL FOR CLEANING; GLOVES FOR HOUSEHOLD PURPOSES; CHAMOIS CLEANING CLOTHS; HEAT-INSULATED CONTAINERS FOR FOODSTUFFS AND BEVERAGES; BOTTLE GOURDS; PORTABLE ICE CHESTS FOR FOOD AND BEVERAGES; FITTED PICNIC BASKETS; CORKSCREWS; BOTTLE OPENERS; PAPER TOWEL DISPENSERS; SOAP DISPENSERS; DISH DRYING RACKS; CLOTHES PINS; GARBAGE CANS; IRONING BOARDS AND SHAPED IRONING BOARD COVERS; INSECT TRAPS; FLOWER POTS; LITTER BOXES FOR PETS; COMBS FOR PETS; WATERING CANS; SHAVING BRUSHES; FLOSS FOR DENTAL PURPOSES; TOOTHPICKS; COSMETIC BRUSHES; PERFUME VAPORIZERS SOLD EMPTY; BABY BATH TUBS; WASH-HAND BASINS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

FABRICS, NAMELY COTTON FABRICS, CREPE, DAMASK; TEXTILE LININGS FOR GARMENTS, FELT, FLANNEL, JERSEY, LINEN CLOTH, SILK; UPHOLSTERY FABRICS; BED AND TABLE LINEN; BED SHEETS; PILLOWCASES; BED COVERS; BATH LINEN; TABLE NAPKINS OF TEXTILE; FACE TOWELS OF TEXTILE; BILLIARD CLOTH; TEXTILE TAPESTRIES; WINDOW CURTAINS OF TEXTILE AND OF PLASTICS; TABLE CLOTHS; OILCLOTH; CLOTH NAPKINS FOR REMOVING MAKE-UP; MOSQUITO NETS; HOUSEHOLD LINEN; CLOTH LABELS; UNFITTED FABRIC FURNITURE COVERS; HANDKERCHIEFS OF TEXTILE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

Swimsuits; sweat shirts; sweat suits; hosiery; lingerie, underclothes; pajamas; dressing gowns; sweaters; skirts; frocks; trousers; jackets; coats; shirts; layettes; babies' diapers of textile; babies' pants; neckties; scarves; sashes; belts; gloves; suspenders; hats; caps; footwear, socks; stockings; tights; slippers; boots; beach shoes, ski boots; bathing trunks

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

Meat, fish, poultry and game; meat extracts; meat croquettes; fish croquettes; preserved, dried and cooked fruits and vegetables; fruit pulp and fruit salad; vegetables salads; jams; marmalades, compotes, processed bee pollen prepared as foodstuff; dried soy beans; proteins for use as a food additive or filler; soups; vegetable juices for cooking; eggs; milk; butter; milk cream; yogurt; cheese; edible oils and fats;

preparation for making bouillon; potato chips

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

Coffee, tea, cocoa, chocolate, vegetable preparations for use as coffee substitutes; sugar, natural sweeteners for food; rice, tapioca, sago; edible almond and bean pastes; processed semolina, flour; cereal based snack food; flour based chips; bread, pastry, cakes, pancakes, sweetmeats; candies; confectionery chips for baking, flavored ices; honey, golden table syrup, royal jelly for human consumption; malt extract for food; food flavoring, other than essential oils; treacle; yeast, baking-powder; salt, mustard; vinegar, sauces; salad dressings; ketchup, mayonnaise; seasonings; processed herbs; spices; ice for refreshment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 031

Class Status: Active

HORTICULTURAL PRODUCTS, NAMELY LIVE TREES; FLOWER SEEDS; NATURAL TURF; FRESH FRUITS AND VEGETABLES; FRESH MUSHROOMS; FRESH GARDEN HERBS; LIVE PLANTS AND LIVE FLOWERS; LIVE AND CUT CHRISTMAS TREES; PET FOOD; LITTER FOR ANIMALS; MALT FOR BREWING AND DISTILLING; LIVE FISHING BAIT; LIVE ANIMALS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

Beers; mineral waters; aerated waters; fruit drinks and fruit juices; tomato juices; vegetable juices; syrups for lemonades; lemonades; soda waters; tablets and powders to make effervescent drinks; concentrates for preparing drinks; essences to make liquors

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 033

Class Status: Active

ALCOHOLIC BEVERAGES PRODUCED FROM A BREWED MALT BASE WITH NATURAL FLAVORS; VODKA; GIN; RUM; APERITIFS WITH A DISTILLED ALCOHOLIC LIQUOR BASE; HARD CIDERS, PREPARED ALCOHOLIC COCKTAILS, LIQUEURS; DISTILLED SPIRITS; BRANDIES, WINES, WHISKY

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Active

ADVERTISING AGENCIES; PUBLICATION OF PUBLICITY TEXTS; DIRECT MAIL; RENTAL OF ADVERTISING SPACE; COMMERCIAL OR INDUSTRIAL MANAGEMENT ASSISTANCE;

BUSINESS MANAGEMENT; BUSINESS PAYROLL ADMINISTRATION FOR OTHERS; SECRETARIAL SERVICES; ACCOUNTING; OFFICE MACHINES AND EQUIPMENT RENTAL; ARRANGING NEWSPAPER SUBSCRIPTIONS FOR OTHERS; BUSINESS MANAGEMENT ASSISTANCE; BUSINESS CONSULTING, BUSINESS INFORMATION IN THE FIELD OF PERSONNEL MANAGEMENT, PERSONNEL RECRUITMENT, ACCOUNTING; IMPORT-EXPORT AGENCIES; COST PRICE ANALYSIS; EMPLOYMENT AGENCIES; SHOP WINDOW DRESSING; PRODUCT DEMONSTRATION; CONDUCTING MARKETING STUDIES; BUSINESS MANAGEMENT OF HOTELS; COMPUTERIZED FILE MANAGEMENT; COMPUTERIZED DATABASE MANAGEMENT, NAMELY COMPILATION OF INFORMATION INTO COMPUTER DATABASES; MARKETING RESEARCH; OPINION POLLING FOR BUSINESS OR ADVERTISING PURPOSES; PUBLIC RELATIONS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

Insurance agencies; accidents and fire insurance underwriting, life insurance underwriting; savings banks; banks; financial management; financial portfolio management; checking and saving accounts services; debt collection agencies; credit agencies; lease-purchase financing; financing services; loan financing services; credit cards services; exchanging money; issuing of travelers checks; issuing of letters of credit; checks verification; securities brokerage; financial analysis; fiscal assessments; financial consultancy, insurance consultancy; charitable fund raising; real estate agencies; rental of real estate; real estate appraisal; leasing of real estate; real estate valuation

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

RADIO BROADCASTING; COMMUNICATIONS BY TELEGRAM; TELEVISION BROADCASTING; COMMUNICATIONS BY TELEPHONE; CELLULAR TELEPHONE SERVICES; RENTAL OF TELECOMMUNICATION EQUIPMENT; RENTAL OF MESSAGE SENDING APPARATUS; RENTAL OF FACSIMILE MACHINES AND TELEPHONES; CELLULAR TELEPHONE COMMUNICATION; MESSAGES SENDING BY ELECTRONIC TRANSMISSION; ELECTRONIC TRANSMISSION OF DATA OR DOCUMENTS BY COMPUTER TERMINALS; ELECTRONIC MAIL

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Restaurants; hotels; cocktail lounge services; cafes and cafeterias, canteens services; rental of chairs, tables, table linen, glassware; convalescent home, arranging temporary accommodation services; making hotel reservations for others; chaperoning; dating services; marriage bureaus; beauty salons, hairdressing salons; emergency medical assistance; health spas; massage; opticians' services; veterinary services; legal services; scientific research; photography; computer programming for others; computer software design for others; night guard services; chemical analysis; animal breeding; pet grooming; architectural design; interior decorating; videotaping; clothing rental; evening dress rental; child care services; day-nurseries; providing campground facilities; landscape gardening; rental of portable buildings; rental of

computers and computer software; packaging design for others; printing; quality control for others; material testing; undertaking; engineering; consulting services in the field of computer hardware and data processing

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "INTERACTIVE" in International Classes 35, 36 and 38

Prior Registration Number(s):

1633554

Foreign Application Number: 003049206

Foreign Registration Number: 003049206

Foreign Registration Date: 2000-08-31

Country: France

Foreign Filing Date: 2000-08-31

Foreign Expiration Date: 2010-08-31

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.

2007-08-21 - Registered - Principal Register

2007-06-30 - Opposition terminated for Proceeding

2007-06-30 - Opposition dismissed for Proceeding

2006-07-25 - TEAS Change Of Correspondence Received

2005-02-09 - Assigned To Examiner

2004-09-09 - Case File In TICRS

2004-05-07 - Opposition instituted for Proceeding

2004-02-11 - Extension Of Time To Oppose Received

2004-01-06 - Published for opposition

2003-12-17 - Notice of publication

2003-09-29 - PAPER RECEIVED

2003-06-17 - Approved for Pub - Principal Register (Initial exam)

2003-05-30 - Examiner's amendment mailed

2003-05-23 - Previous allowance count withdrawn

2003-02-11 - Approved for Pub - Principal Register (Initial exam)

2003-02-07 - Examiner's amendment mailed

2003-02-05 - Previous allowance count withdrawn

2003-02-05 - Approved for Pub - Principal Register (Initial exam)

2002-12-04 - Communication received from applicant

2002-12-04 - PAPER RECEIVED

2002-06-10 - Final refusal mailed

2002-02-25 - ITU claim deleted

2002-02-25 - Communication received from applicant

2001-08-24 - Non-final action mailed

2001-08-21 - Non-final action mailed

2001-08-16 - Assigned To Examiner

2001-08-16 - Assigned To Examiner

2001-05-18 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
BRUCE L ADAMS

Correspondent
BRUCE L ADAMS
ADAMS & WILKS
17 BATTERY PLACE SUITE 1231
NEW YORK, NY 10004
Phone Number: 212-809-3700
Fax Number: 212-809-3704

Domestic Representative
ADAMS & WILKS

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

This page was generated by the TARR system on 2008-11-06 10:12:31 ET

Serial Number: 76069512 Assignment Information Trademark Document Retrieval

Registration Number: 2699228

Mark (words only): LIDL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-25

Filing Date: 2000-06-14

Transformed into a National Application: No

Registration Date: 2003-03-25

Register: Principal

Law Office Assigned: LAW OFFICE 105

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

Current Location: 40S -Scanning On Demand

Date In Location: 2008-01-09

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

1. Lidl Stiftung & Co. KG

Address:

Lidl Stiftung & Co. KG
Heiner-Fleischman-Str. 2
D-74172 Neckarsulm
Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

artificial sweeteners; manure

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 002

Class Status: Active

wall paints, acrylic paints, house and interior paints, lacquers in the nature of a coating, anti-rust paint primers, wood preservatives, wood stains; colorants for use in the manufacture of foods and beverages

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003

Class Status: Active

laundry bleach, detergents for clothing, fabric softeners, laundry starch, all purpose household cleaners, dishwashing detergents, carpet cleaning preparations, lavatory cleaning preparations, furniture polish, floor polish, abrasive papers and abrasive cloths, abrasive and scouring powders; hand and bath soaps, perfumes, essential oils for personal use, skin creams, makeup foundations, skin moisturizers, body lotions, cleaning preparations for face, hands and body, makeup, eye makeup, makeup removers, face powders, facial masks, wrinkle removing skin care preparations, lipsticks, mascara, eyeliners, blushes, nail polish, nail polish removers, deodorants for personal use, pre and after shave lotions, sun screen lotions and creams, hair shampoos, hair lotions, hair conditioners; mouth washes, tooth pastes, tooth gels, denture cleaners; perfumed room sprays for air refreshment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 004

Class Status: Active

fire wood, fire place logs, coal, gasoline, diesel fuel; lamp oil, charcoal lighter; candles, wicks for oil lamps

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

medical plasters; bandages for skin wounds; gauze for dressing; first-aid kits; disinfectant lotions and sprays for hygiene purposes; deodorants and deodorizing room sprays not for personal use; foods for medically restricted diets, dietetic supplements, namely, vitamins, minerals, trace elements, and enzymes, baby food, sanitary pads, panty liners, tampons, panty shields

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 007

Class Status: Active

electric kitchen machines, namely, mincers, grinders, food processors, can openers, cork removers, coffee grinders, fruit presses, meat choppers; bread cutters; electric juicers, namely, citrus presses and juice extractors, and kitchen machine mixers; irons, multipurpose steam cleaners; sewing machines;

vacuum cleaners, electric knife sharpeners; drilling machines, power-operated saws, electric welding machines, packaging machines; dish washing machines, washing machines for clothes; lawn mowers, leaf blowers, and tractor-towed harrows

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 008

Class Status: Active

hand tools and implements, namely hand drills, non-electric can openers, files, tin snips, hammers, handsaws, planes, axes, hatches, picks, tree pruners, pruning shears, rakes, lawn edgers, hoes, spades, mattocks, weeding forks, gardening tools, namely, thistle extirpators; cutlery, namely forks, knives, spoons, chop sticks, electric and non electric razors

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

ironing press machines; telephone apparatus, namely, intercoms, fax machines, and telephone answering machines; flat irons; alcohol breath testing units; electric devices for killing insects; electric battery chargers; radios, audio cassette tape recorders and players, compact discs players, TV, video recorders and players, and combination units thereof, audio tape players, blank audio tapes, photographic and optical apparatus, cameras, objective lens and binoculars, camcorders; pre-recorded magnetic data carriers featuring films and music; floppy discs for computers, blank compact discs, music cassettes, recording discs featuring films and music; data carriers; namely tapes, cards, compact discs and cassettes with information and/or sounds images featuring films and music; calculators and pocket calculators, data processors and computers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 011

Class Status: Active

sinks; electric lighting fixtures; lamps; flashlights; fluorescent electric bulbs; electric space heaters; domestic furnaces; steam generators; domestic cooking ovens; electric and gas stove; hot air cooking ovens; electric heaters for feeding bottles; heat pumps; evaporative air cooling units for domestic use; facial saunas; electrically heated hot pots; electric coffee makers; electric toasters, hot water heaters, electric waffle irons, hand held electric hair dryers, tumble dryers for clothes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 012

Class Status: Active

bicycles and tricycles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 013

Class Status: Active

fireworks

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 014**Class Status:** Active

jewelry, namely, pins, rings, earrings, necklaces, brooches, amulets, bracelets, cufflinks, tie-pins, also with semi-precious and precious stones; horological and chronometric instruments, namely, watches, clocks, alarm clocks

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 016**Class Status:** Active

Label printing machines; paper, cardboard and goods made from these materials, namely, paper towels, napkins, table napkins, paper filters, paper pocket handkerchiefs, toilet paper, cases and bags for packaging; journals featuring comics and sports, magazines for men, women and children, newspapers for general circulation, books, namely, science fiction, detective stories, adventures and love stories; publication paper; book binding; photographs; stationery, namely, pencils, penholders, colored pens and pencils, fountain pens, ballpoint pens, felt-tip pens; adhesives for stationery or household purposes; artists material, namely, construction paper, drawing pads, drawing boards; paint brushes; electric and non-electric typewriters; document files, letter trays, letter openers, writing pads, office perforating machines, staplers, paperclips, typewriter ribbons, rubber stamps, inking pads, inks for stamp pads, writing ink, drawing ink and Indian inks; folders, display boards, flip charts, easel pads, printed forms, globes; plastic materials for packaging, namely, envelopes and pouches; playing cards; illustration paper, illustration boards; paper filters for coffee makers

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 018**Class Status:** Active

leather and imitations leather goods, namely, handbags as well as small articles of leather, purses, pocket wallets, key cases; trunks and traveling bags; umbrellas, parasols

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 021**Class Status:** Active

Pads for pots and pans, cock screws, containers for household or kitchen use, not of precious metal; cake servers, carving boards, wood chopping boards for kitchen use, cutting boards, sauce pans, canister sets, dustbins, brooms, frying pans, ironing boards, butter dishes, sugar bowls, buckets, ice buckets, bottles sold empty, insulating flasks, bottle openers, cooking pot sets, watering cans, non-electric coffee pots not of precious metal, cocktail shakers, hand operated salt and pepper mills; hair combs, sponges for household purposes; dusting brushes, dishwashing brushes, pot cleaning brushes, hair brushes, electric and non-electric tooth brushes; soap dispensers; steel wool for cleaning; glassware, namely, drinking glasses, glass bowls, glass plates, glass vases; porcelain and earthenware, namely, tableware services,

porcelain dishware, porcelain vases, flower pots, vases, flower pot holders; all kinds of work of art made of glass, porcelain or earthenware, namely, figurines, statuettes and sculptures

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 023

Class Status: Active

yarns and threads for textile use, namely, wool knitting yarns, acrylic knitting yarns, sewing threads, embroidery threads and yarns, darning thread and yarns

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 024

Class Status: Active

Textile goods, namely, bed and table linen, bed spreads, bed blankets, quilts, table clothes, and place mats

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025

Class Status: Active

clothing, namely, blouses, shirts, pants, shorts, T-shirts, sweatshirts, coats, jackets, tops and suits, footwear, namely, shoes, boots, sandals, tennis shoes, walking and running shoes; headgear, namely, hats and caps

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 026

Class Status: Active

Shoe laces, lace trimmings, ribbons, braid; buttons for clothing, hooks and eyes, pins and needles; and artificial flowers

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 027

Class Status: Active

Carpets, rugs, door mats, linoleum for use on floors, vinyl floor coverings, and wall hangings not of textile

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

Board games, hand held unit for playing electronic games, chess sets, backgammon sets, checker sets; stuffed toy animals, soft sculpture toys, dolls, toy pets, teddy bears, toy model cars, toy model train sets,

toy airplanes, toy building blocks, puppets on a string, volley balls, gymnastic jumping balls, rocking horses, rattles for babies, doll house, doll clothing, doll beds, doll prams; toy scooters for children, toy pistols; flying discs; exercise bars, exercise benches, exercise stationary bicycles, exercise machines, in-line skates, skateboards, roller skates, ice skates; skis, tennis rackets, tennis balls and tennis nets; fishing equipment, namely, fishing poles, fishing lines, fishing hooks, blinkers, and loads; golf balls, golf clubs, golf bags, basket balls, foot balls, base balls, tables for table tennis, cricket bats, hockey sticks, dumbbells, flippers for swimming; artificial Christmas trees, decorations for Christmas trees, namely, Christmas wreaths, Christmas tree skirts, Christmas tree ornaments that are not confectionery or illumination articles, Christmas glitter balls

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

Meat, fish for food purpose, poultry and game, processed meat, namely, ham, turkey, lamb, veal, beef and pork products, sausages; meat extracts; seafood, namely, mollusks and crustaceans; preserved, dried and cooked fruits and vegetables, pickled vegetables; jellies; jams, marmalades, fruit puree; nut-nougat spreads; eggs, milk, butter, cheese, cream, yogurt, lemon curd, dairy products excluding ice cream, ice milk and frozen yogurt, acidophilus milk; preserves made from meat, sausages, fish, fruits and vegetables and/or cheese with the addition of farinaceous pastes and/or rice; reduced calorie edible fats; and protein for use as a food additive

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

coffee, tea, cocoa, sugar, rice, tapioca, sago, coffee flavoring additives for non-nutritional purposes; flour; processed cereals, bread, pastry, alimentary farinaceous pastes - noodles, spaghetti, ravioli, tortellini, gnocchi, canelloni, farfel, rigatoni, tagliatelle; coffee-based beverages containing milk, tea-based beverages with fruit flavorings, chocolate food beverages not being dairy based or vegetable based; cakes, tarts, pies, candies, biscuits, chocolate, shortcake, chocolate bars, muffins, flavored ices; pudding; honey, treacle; yeast, baking powder, starch for food; salt; mustard; mayonnaise, ketchup; vinegar, sauces, salad dressings; spices, spice extracts used as flavoring, dried herbs; prepared meals and deep-frozen foods primarily consisting essentially of farinaceous pastes and/or rice with the addition of meat, fish, poultry, game, fruits, vegetables and/or cheese

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 031

Class Status: Active

Fresh fruits and vegetables; raw nuts, living plants and flowers, potted live plants for decoration purposes, potted live spice plants, live vegetables plants; dried plants; foodstuffs for animals, non-nutritional additives for foodstuffs for animals for use as flavoring, ingredient or filler, and litter for animals

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032**Class Status: Active**

beers; non-alcoholic beer, diet beer; mineral and aerated waters and other non-alcoholic drinks, namely, cola, lemonades, isotonic water; fruit drinks and fruit juices; and concentrates, syrups or powders used in the preparation of soft drinks

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 033**Class Status: Active**

Alcoholic beverages, namely, wines, spirits and liqueurs, prepared alcoholic cocktails containing milk, distilled spirits, or wine, wine coolers, wine punch and prepared alcoholic cocktails

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 034**Class Status: Active**

Tobacco, cigarettes; smokers' articles, not of precious metals, namely, tobacco tins, cigar and cigarette holders, cigar and cigarette cases, ashtrays, pipe stands, pipe cleaners, cigar putters, pipe lighters, pocket machines for rolling cigarettes, cigarette paper, cigarette filters; matches, cigarette lighters

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035**Class Status: Active**

Business information for food stuff and non-food products; preparing advertisement for others; providing marketing consulting services, market research and analysis; business organization consultation; business management consultation; procurement of food stuff or non-food products for others; window dressing and display arrangement services; organizing fairs and exhibitions for commercial or advertising purposes; business accounting services; public relations; and payroll preparation services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036**Class Status: Active**

Financial analysis consultation

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039**Class Status: Active**

Freight transportation by rail and truck; packaging articles for transportation; and storage of goods

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041**Class Status:** Active

Educational services, namely, conducting seminars and workshops in the field of sales of consumer goods

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 042**Class Status:** Active

Consumer product safety testing; computer programming for others; software development and reviewing standards and practices to assure compliance with environmental laws and regulation and product quality specifications

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 30009606.235**Foreign Registration Number:** 30009606**Foreign Registration Date:** 2000-03-09**Country:** Fed Rep Germany**Foreign Filing Date:** 2000-02-08**Foreign Expiration Date:** 2010-02-08

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.

2008-01-09 - Case File In TICRS

2004-07-17 - TEAS Change Of Correspondence Received

2003-03-25 - Registered - Principal Register

2003-02-05 - ITU claim deleted

2003-02-05 - Notice of Allowance canceled

2002-12-24 - Notice of allowance - mailed

2002-10-01 - Published for opposition

2002-09-11 - Notice of publication
2001-10-23 - Section 44(d) claim - Deleted
2002-02-26 - Approved for Pub - Principal Register (Initial exam)
2001-10-23 - Communication received from applicant
2001-06-15 - Continuation of final refusal mailed
2001-05-02 - Communication received from applicant
2001-04-30 - Final refusal mailed
2001-02-21 - Communication received from applicant
2000-11-10 - Non-final action mailed
2000-11-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Maria C. H. Lin

Correspondent

Docket Department
Morgan & Finnegan LLP
3 World Financial Center
New York NY 10281-2101
Phone Number: 212-415-8700
Fax Number: 212-415-8701

Domestic Representative

MORGAN & FINNEGAN L.L.P.

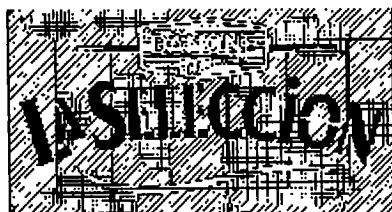
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Serial Number: 76000491 Assignment Information Trademark Document Retrieval

Registration Number: 2676012

Mark



(words only): DANONE LA SELECCION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-21

Filing Date: 2000-03-15

Transformed into a National Application: No

Registration Date: 2003-01-21

Register: Principal

Law Office Assigned: LAW OFFICE 101

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

Current Location: 40S -Scanning On Demand

Date In Location: 2007-12-14

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

1. Compagnie Gervais Danone

Address:

Compagnie Gervais Danone
17 Boulevard Haussmann

Paris 75009

France

Legal Entity Type: SOCIETE ANONYME

State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 005

Class Status: Active

Pharmaceutical products, confectionary for pharmaceutical purposes, namely, medicinal candy; flour for pharmaceutical purposes, almond milk for pharmaceutical purposes, lactose and lactic fermenting agents for pharmaceutical purposes; dietetic products for medicinal purposes, namely, food and herbal supplements; medical preparations for slimming, namely, diet pills; medicinal herbs, oils for medical purposes, medicinal infusions in the nature of medicinal herbs; sugar for medical purposes, salts for mineral water baths, mineral water salts, medicinal bath salts; veterinary products, namely veterinary vaccines; nutritive substances for micro-organisms; vitamin preparations, namely, prepackaged vitamin packs; baby food, namely, lacteal flour, soups, dehydrated soups, milk, powdered milk, fruit compotes, vegetable purees, dehydrated vegetable purees, fruit and vegetable juice and pulp

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 029

Class Status: Active

Meat, fish, ham, poultry, game, cut meat in particular for use as appetizers; preserved, dried and cooked fruits and vegetables; stewed fruits, jam, fruit purees, jelly, soups; canned food, partially or wholly made of meat, fish, ham, poultry, game, cut meat in particular for appetizers; preserved, dried, cooked, frozen or canned ready made dishes, partially or wholly made of meat, fish, ham, poultry, and game; sweet or salted appetizers made of fruits or vegetables such as potato; flavored or natural potato chips; dried fruits mix and all prepared oleaginous nuts such as peanuts and cashew nuts; mini cooked pork meats for use as appetizers; milk, powder milk, flavored gelled milk and whipped milk; milk products namely, milky desserts in the nature of yogurts, yogurt based beverages, creams, namely, whipped cream, heavy cream and sour cream; flesh cream cheese; butter, cheese pastes, cheeses, namely ripened cheeses, cheeses ripened with mould, fresh unripened cheeses, cheeses in brine, cottage cheese, drinks consisting primarily of milk or dairy products; fermented milk products, namely, yogurt and cheese; edible oils, olive oil, edible fats; non-alcoholic drinks comprising lactic ferment for use as a milk substitute

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 030

Class Status: Active

Frozen milk products, namely, ice milk, ice cream and frozen yogurt; coffee, tea, cocoa, chocolate; coffee-based beverages, cocoa-based beverages, chocolate-based beverages; sugar; rice; tapioca flours, sweet or salted pies, pizzas, sweet or salted pastry tarts, plain, flavored or filled pasta; cereal preparations, namely, cereals for breakfast; prepared meals consisting primarily of pasta; ready-made dishes consisting primarily of pastry; bread, rusks; sweet or salted biscuits, wafers, waffles, cakes, pastries; all these products being plain and/or coated and/or filled and/or flavored; salted or sweet appetizers composed of biscuit or pastry dough or batter; confectioneries, namely, ice cream; condiments, namely, honey, salt, mustard, vinegar, sauces, sweet sauces, pasta sauces, spices; sorbet;

alcohol-free fruit or vegetable extracts used for flavoring; cream dessert, namely, pudding; milky desserts in the nature of custard and flavored mousse

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 032

Class Status: Active

beer and non-alcoholic beer; still or aerated mineral or non-mineral drinking waters, fruit juices and vegetable juice, fruit-based drinks, vegetable-based drinks, lemonade, tonic water, ginger beer, sorbet drinks, namely, smoothies; concentrates, powders and syrups for making soft drinks and fruit drinks

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "LA SELECCION"

Lining and Stippling: The mark is lined for the colors red, blue, brown and yellow.

Translation: The English translation of "la seleccion" is "the selection".

Design Search Code(s):

26.11.12 - Rectangles with bars, bands and lines

Foreign Application Number: 99/813,645

Foreign Registration Number: 99813645

Foreign Registration Date: 1999-09-23

Country: France

Foreign Filing Date: 1999-09-23

Foreign Expiration Date: 2009-09-23

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.

2007-12-14 - Case File In TICRS

2006-12-21 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-12-21 - TEAS Change Of Owner Address Received

2003-01-21 - Registered - Principal Register

2002-10-29 - Published for opposition
2002-10-09 - Notice of publication
2002-08-02 - Section 44(d) claim - Deleted
2002-07-22 - Approved for Pub - Principal Register (Initial exam)
2002-07-15 - ITU claim deleted
2002-07-12 - Examiner's amendment mailed
2002-07-01 - Examiner's amendment mailed
2002-06-28 - Non-final action mailed
2002-03-25 - Communication received from applicant
2002-03-25 - PAPER RECEIVED
2002-02-06 - Non-final action mailed
2002-02-04 - Assigned To Examiner
2001-10-17 - Assigned To Examiner
2000-11-17 - Non-final action mailed
2000-10-10 - Assigned To Examiner
2000-09-11 - Assigned To Examiner
2000-04-24 - Applicant amendment prior to exam entered

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANNA M. DEPALO

Correspondent
PERLA M KUHN
HUGHES HUBBARD & REED LLP
ONE BATTERY PARK PLZ
NEW YORK NY 10004

Domestic Representative
HUGHES HUBBARD & REED LLP

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

This page was generated by the TARR system on 2008-11-06 10:12:36 ET

Serial Number: 75433350 Assignment Information Trademark Document Retrieval

Registration Number: 2344445

Mark (words only): INESIS

Standard Character claim: No

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

Date of Status: 2006-12-01

Filing Date: 1998-02-12

Transformed into a National Application: No

Registration Date: 2000-04-25

Register: Principal

Law Office Assigned: LAW OFFICE 113

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

Current Location: 830 -Post Registration

Date In Location: 2006-12-01

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

1. DECATHLON

Address:

DECATHLON
4, Boulevard de Mons
59650 VILLENEUVE D'ASCQ
France

Legal Entity Type: SOCIETE ANONYME
State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003
Class Status: Active
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005
Class Status: Active
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009
Class Status: Active
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016
Class Status: Active
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018
Class Status: Active
travelling bags; umbrellas, all-purpose sport bags
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 021
Class Status: Active
cleaning brushes
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025
Class Status: Active
shirts, tee-shirts, pants, bathing caps; gloves; waterproof clothing, pants, caps; footwear; caps
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028
Class Status: Active

golf balls, and markers to separate playing areas, golf clubs

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 037

Class Status: Active

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 97691386

Foreign Registration Number: 97691386

Foreign Registration Date: 1997-08-12

Country: France

Foreign Filing Date: 1997-08-12

Foreign Expiration Date: 2007-08-12

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.

2006-12-01 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-12-01 - Assigned To Paralegal

2006-09-30 - Section 8 (6-year) and Section 15 Filed

2006-09-30 - TEAS Section 8 & 15 Received

2006-09-30 - Attorney Revoked And/Or Appointed
2006-09-30 - TEAS Revoke/Appoint Attorney Received
2006-06-07 - TEAS Change Of Correspondence Received
2006-04-05 - Case File In TICRS
2000-04-25 - Registered - Principal Register
2000-02-01 - Published for opposition
1999-12-30 - Notice of publication
1999-11-02 - Approved for Pub - Principal Register (Initial exam)
1999-10-08 - Communication received from applicant
1999-06-03 - Final refusal mailed
1999-06-01 - Assigned To Examiner
1999-04-15 - Communication received from applicant
1998-10-14 - Non-final action mailed
1998-09-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

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Correspondent

Maurice B. Pilosof
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Phone Number: 3109854283

Domestic Representative

Fisher Christen & Sabol

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Serial Number: 75432551 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2560793

Mark (words only): GEOLOGIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-16

Filing Date: 1998-02-11

Transformed into a National Application: No

Registration Date: 2002-04-16

Register: Principal

Law Office Assigned: LAW OFFICE 113

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

Current Location: 40S -Scanning On Demand

Date In Location: 2007-05-08

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

1. DECATHLON

Address:

DECATHLON
4, Boulevard de Mons
59650 VILLENEUVE D'ASCQ
France

Legal Entity Type: SOCIETE ANONYME
State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Chemicals for use in the manufacture of adhesives and paper; photographic chemicals; fertilizers for domestic and agricultural use; unprocessed artificial resins and plastics for use in the industry of furniture, sport articles, shoes, vehicles; manure; fire extinguishing compositions; tempering chemicals for use in metalworking or soldering; soldering chemicals and flux; sulfite and oils for preserving foodstuffs; tanning agents for use in the manufacture of leather; adhesives for use in textile, shoes and furniture industries and sport articles manufacture; glue for industrial purposes; unexposed photographic film

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

Pharmaceutical and veterinary preparations for the treatment of aches, sprains and tendonitis; dietary food supplements; baby food; medical plasters; burn and wound dressings; material for stopping teeth; disinfectants other than soaps for medical or hygienic purposes; preparations for destroying vermin; fungicides and herbicides for domestic and agricultural use; pesticides for domestic and agricultural use

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 007

Class Status: Active

Machine tools, namely, power drills; power hedge clippers; engines not for land vehicles; couplings for machines; transmissions for machines; agricultural machines, namely, motorized cultivators, combines harvester, tillers, mowers; egg incubators

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 008

Class Status: Active

Hand tools, namely, hammers, pliers, screwdrivers; gardening tools, namely, spades, trowels, weeding forks, picks; cutlery not of precious metal, namely, kitchen knives; forks; spoons; side arms not including firearms, namely, hunting knives, razors, staple guns; caulking guns, and manually operated grease guns

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Apparatus for recording, transmission or reproduction of sound or images; data processors; amplifiers; cleaning apparatus for sound recording discs; blank video tapes; pre-recorded video tapes featuring do it yourself; audio-video compact discs featuring do it yourself; computer peripheral juke boxes; blank magnetic discs, optical discs, optical compact discs, floppy discs, and magnetic and optical data carriers; projection screens; magnetic encoders; computer printers; printed circuits; computer communications servers and interface boards; video game machines for use with televisions; lasers not for medical use; data processing readers; optical character recognition apparatus; computer software for word processing and database management; video tape recorders; computer memory chips and boards; exposed photographic film; computer central processing units; projection screens and slide projectors; audio and

video receivers; mouses; computer sound cards; computer video cards; optical scanners; personal protection devices, namely, goggles, helmets, harnesses other than for vehicles or sports purposes; life nets; telescopic gun sights; telescopes; electric devices for attracting and killing insects; scales; safety equipment, namely, beacon lights; barometers; marker buoys; signaling buoys; directional compasses; fog signaling bells, whistles, and horns; safety or protective helmets; life belts; dog whistles; diving suits; diving gloves; diving masks; pedometers; spectacles; protective glasses; sun glasses; eyeglass cases; fire extinguishers; bulletproof vests; safety restraints, other than for vehicles or sports equipment; hydrometers; hygrometers; binoculars; darkroom lamps; batteries; gas, water, and electric meters; air tanks and regulators for use in underwater swimming; satellite navigational system, namely, a global positioning system; lightning arrestors; photographic cameras; life-saving rafts

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 017

Class Status: Active

Rubber, gutta-percha, gum, asbestos, and mica for use in the construction industry, and automobile interiors; rubber, gutta-percha, gum, asbestos, and mica in the form of pellets, sheets, rods, slabs, and shaped pieces; plastic in extruded form for general industrial use; plastic in extruded form for use in manufactures of shoes, furniture, protective helmets, automobile interiors; plastic and rubber padding for shipping containers; glass fibers for use in the manufacture of building insulation; watering hoses; adhesive packing tape for industrial or commercial use; adhesive tape for industrial or commercial packing use; rubber bags, envelopes and pouches for merchandise packing; cellulose acetate films used as an industrial or commercial packing material; packing film used as an industrial or commercial, plastic packing for shipping containers; rubber packing for shipping containers; acoustical insulation barrier panels; acoustical insulation for building; insulation for air conditioners; building insulation; non-metallic flexible hose pipes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

Leather and imitation leather sold in bulk; animal skins and hides; goods made of these materials, namely, handbags, travelling bags; harnesses; trunks and suitcases; umbrellas, parasols, and walking sticks; whips and saddles; purses; school bags; wallets; pocket wallets; briefcases; key cases; school satchels; attache' cases; purses, not of precious metals; beach tote bags; bags for climbing and hiking; alpenstocks; saddle trees; bridles; halters; bits; hunters' game bags; animal collars; covers for horse saddles; infant carriers worn on the body; bits for animals; backpacks; all-purpose sport bags; bicycle bags

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Active

Furniture; garden furniture; flower stands; wardrobes; beehives; foundation platforms for beehives; comb foundations for beehives; sections of wood for beehives

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 022**Class Status: Active**

Ropes; string; commercial fishing nets; nets for camouflage for visual and radar uses; tents; canvas tarpaulins; sails; padding and stuffing material, not of plastic; raw fibrous textile materials

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 025**Class Status: Active**

Clothing for men, women, and children, namely, shirts, sweaters, pants; hosiery; underclothing; underwear; dressing gowns; bath robes; bathing suits; bathing caps; bath sandals; bath slippers; pajamas; sweaters skirts; dresses; trousers; dungarees; jackets; coats; pullovers; waistcoats; parkas; shirts; layettes; ties; scarves; belts; gloves; waterproof clothing, namely, jackets, pants, raincoats, bombers; anoraks; ski suits and ski wear; wet suits for water-skiing; hats; caps; socks; stockings; tights; footwear; slippers; boots; boots for sport; beach shoes; ski boots; clothes for sports, climbing, biking and beekeeping, namely, jerseys, shirts, overalls, aprons

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028**Class Status: Active**

Games and toys, namely, play balloons, in-line skates, bobsleighs for recreational use, kites, play swimming pools, slides, skateboards, magic tricks, pins and balls for use in playing skittles, toy scooters; bobsleighs for recreational use; gymnastic and sport articles, namely, boxing gloves, hand gliders, kite reels, strings for tennis, squash, badminton and racketball rackets, gut for tennis, squash, badminton and racketball rackets, tennis rackets, tennis racket frames, badminton rackets, table tennis paddles, sports balls, namely, tennis balls, baseball balls, golf balls, sailboards, surfboards, bodyboards, snorkels; skateboards; magic tricks; balloons, nets for sports, namely, tennis, basketball, football, badminton, handball, tennis table; golf clubs; skis; ski bindings, water -skis; ski parts, namely, replacement edges; barbells; dumbbells, spearfishing harpoon guns, flippers for swimming; play swimming pools; billiard balls, billiard cues, stationary exercise bicycles; manually operated exercise equipment, namely, chest expanders; fencing foils; hockey sticks; pins and balls for use in playing skittles; manually operated exercise equipment for use in weight reduction; gymnastic apparatus; abdominal exercise boards; tables for table tennis; sleighs for recreational use; archery implements, namely, bows for archery, arrows, quivers, crossbows; fishing tackle, namely, bite indicator, fish hooks, artificial bait; fishing reels; playground equipment, namely, slides, swings; theatrical masks; toy scooters; ornaments for Christmas trees (except illumination articles and confectionery); sports nets; swimming aids in the nature of belts; athletic mouth guards; amusement machines, namely, arcade games; amusement park rides; binding straps for ice skates and roller skates; sport nets, namely, camouflage nets for hunting blinds; stand alone video game machines

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038**Class Status: Active**

Radio and television broadcasting; telecommunications services, namely, personal communications, and electronic transmission of voice, images, and data; electronic transmission of data and documents via

computer terminals; communication by telegram; communication by telephone

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

Conducting courses of education and instruction in the for workforces in the fields of marketing, management and sales; correspondence courses in the scope of sales, marketing and management; training in the use of the company jobs; amusement parks; casinos; health club services; physical education; discotheque services; providing sport facilities for sports tournaments; organizing exhibitions for sporting and cultural activities; organization of sports events; publication of books and periodicals for others; lending libraries; animal training; production of television shows, live concerts; production of motion picture films; rental of films, of video cassette recorders, of television sets, of video tapes, of sound recordings, of movie projectors, of show scenery; organization of educational or entertainment competitions; arranging and conducting of educational colloquiums; arranging and conducting of educational conferences; arranging and conducting of educational congresses; organization of exhibitions for cultural or education purposes; organizing and conducting conferences, congresses, similar gatherings for educationalal purposes; cinema theater services; movie studios; production of radio and television programs; recording studios services; production and distribution of motion picture films

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Registration Number: 97672257

Foreign Registration Date: 1997-04-07

Country: France

Foreign Expiration Date: 2007-04-07

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.

2007-05-08 - Case File In TICRS

2002-04-16 - Registered - Principal Register

2002-02-22 - ITU claim deleted

2002-02-22 - Notice of Allowance canceled

2001-09-19 - Extension 2 granted
2001-09-05 - Extension 2 filed
2001-03-23 - Extension 1 granted
2001-02-27 - Extension 1 filed
2000-09-05 - Notice of allowance - mailed
2000-06-13 - Published for opposition
2000-05-12 - Notice of publication
2000-03-09 - Approved for Pub - Principal Register (Initial exam)
1999-12-01 - Communication received from applicant
1999-07-19 - Non-final action mailed
1999-05-25 - Communication received from applicant
1999-06-03 - Final refusal mailed
1999-06-01 - Assigned To Examiner
1999-04-15 - Communication received from applicant
1998-10-14 - Non-final action mailed
1998-09-24 - Assigned To Examiner
1998-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

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Correspondent
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WASHINGTON DC 20006-1401

Domestic Representative
BARRY I HOLLANDER

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Serial Number: 75129993 Assignment Information Trademark Document Retrieval

Registration Number: 2363477

Mark

B | BRAUN

(words only): B BRAUN

Standard Character claim: No

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

Date of Status: 2006-08-11

Filing Date: 1996-06-25

Transformed into a National Application: No

Registration Date: 2000-07-04

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 830 -Post Registration

Date In Location: 2006-08-11

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

1. B. Braun Melsungen Aktiengesellschaft

Address:

B. Braun Melsungen Aktiengesellschaft
Carl-Braun-Strasse 1

D-34212 Melsungen
Fed Rep Germany
Legal Entity Type: Corporation
State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 002**Class Status:** Active

anti-corrosive spray coating for use on steel and surgical instruments

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 003**Class Status:** Active

body soap, deodorant soap, body cleansing lotion, personal deodorants

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 004**Class Status:** Active

lubricating spray for use on steel and surgical instruments

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 005**Class Status:** Active

pharmaceutical preparations for enteral and parenteral feeding and for treatment of pain, preparations for skin cleansing, care and protection for medical use, medicated preparations for cleansing, care and protection of stoma and genital areas, topical analgesics, topical anesthetics, anti-infectives, anti-inflammatory, anti-biotic hand wash and ointments, antiseptics; baby food, surgical, adhesive and skin wound bandages, plasters and dressings, medical and all purpose disinfectants, dietary food supplements, food for medically restricted diets, diet pills, live tissue for surgical transplants, incontinence pads and garments

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 010**Class Status:** Active

surgical, medical, dental and veterinary instruments and appliances, namely, intra venous administration sets for gravity infusion comprising piercing spike, bacteria-proof air vents, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, latex injection site, lock fitting, I. V. administration sets with automatic air vent comprising piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, latex injection site, lock fitting; I.V. administration sets for pressure and gravity infusion, comprising piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-

roller clamp, latex injection site, lock fitting; I.V. administration sets with back-check valve comprising piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, lock fitting; precision I.V. flow control sets comprising piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, lock fitting; central venous pressure monitoring sets comprising closed tube instrument, piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, latex injection site, lock fitting, tree-way stopcock; volume control I.V. administration sets for gravity infusion comprising piercing spike, bacteria-proof air vents, calibrated 150 ml chamber, y-injection site, two precision-roller clamps with piercing spike covering for safe disposal, lock fitting; blood administration sets for a small number of blood transfusion comprising piercing spike, bacteria-proof air vents, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, final filter, lock fitting; blood administration sets for blood bags comprising piercing spike, bacteria-proof air vents, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, dropper, precision-roller clamp, latex injection site, lock fitting; blood administration sets for blood bottles comprising piercing spike, bacteria-proof air vent, drip chamber, dropper, flexible lower part of drip chamber, fluid filter, precision-roller clamp, latex injection site, lock fitting; infusion filters, injection filters, aspiration filters, filter straws, filter needles, I.V. additive dispensing pins for injection or aspiration from multidose vials, three-way stopcocks, two-way stopcocks, five stopcock systems for infusion therapy and pressure monitoring comprising five stopcock, two-way, four-way and five-day connectors for simultaneous infusion and transfusion, in-line injection tubing, closing cones and stoppers for infusion and transfusion, vented cannulas and ventilation cannula sets comprising cannulas with bacteria-proof air vent and suspension loop; adapters, connectors and closing cones for infusion and transfusion, volumetric infusion pumps, infusion tubings, infusion tubings with injection port, infusion tubings opaque (black) for photosensitive drugs, infusion tubings for enteral nutrition, infusion syringe pumps, parts and fittings of infusion syringe pump, syringes of infusion pumps, control computers for patient controlled analgesia (PCA), interface converters, infusion stands, wallrail fixation systems for infusion pumps comprising rail clamps, universal clamps, spacers, fixation tubes, with or without holders for infusion bottles, mechanically driven portable syringe pumps, parts and fittings of mechanically driven portable syringe pumps, portable feeding pumps, transformer/charger for portable feeding pumps, support for feeding bags and clamp for fixation of bags support of portable feeding pump, tubing for feeding pumps, fluid manager systems for flexible organization and communication for infusion therapy, I.V. cannulas with and without fixation wing, stylets of I.V. cannulas with and without fixation wing for long-term interruption of infusion or transfusion, I.V. cannulas with injection port and integrated closing cone, winged infusion needles, central venous catheters, central venous catheters for pediatrics, I.V. cannula for special indications, catheters-through-catheter systems for central venous catheterization comprising introducer cannulas transparent catheter with length markings, radiopaque stylet, catheter brake, protective catheter sheath, lock fitting; single lumen catheters for catheterization of the vena cava, double lumen catheters for catheterization of the vena cava, triple lumen catheters for catheterization of the vena cava, fixation clips, vein catheters, needles for spinal anesthesia, special needles for spinal anesthesia and for combined spinal/epidural anesthesia and post operative pain management, continuous epidural and caudal anesthesia trays comprising hypodermic needles, three-part syringes, epidural needle with tuohy bevel, epidural catheter, epidural flat filter; needles for epidural anesthesia, catheters and catheter sets for continuous plexus anesthesia comprising puncture needle, catheter, three-part syringe, puncture needles for continuous plexus anesthesia, puncture devices for plexus, anesthesia comprising puncture needle and extension tube; catheter sets for continuous interpleural analgesia comprising y-piece with silicone ballon, epidural needle, epidural catheter, special safety screw connector with spanner, epidural flat filter, three-part syringe; nerve stimulator sets for plexus anesthesia comprising nerve stimulator, electrode cable for nerve stimulator needles, needle and accessories of nerve stimulator sets for plexus anesthesia comprising nerve stimulator, electrode cable for nerve stimulator needles, connection cable, battery and plastic cases; percutaneous liver biopsy sets comprising aspiration syringes, hypodermic

needles and biopsy needles, biopsy sets for fine needle biopsy, comprising needle, aspiration grip and aspiration syringes; hypodermic two-piece syringes with or without needle, hypodermic three-piece syringes with or without needle, hypodermic three-piece insulin syringes with or without needle, single use insuling syringes, fine-dosage-syringes with or without needle, irrigation syringes, single use hypodermic needles, initial puncture sets for percutaneous nephrostomy comprising puncture needle, guide-wire, fixation clamp, shutter, patient catheter card, suprapubic bladder drainage sets comprising removable split introducer paper ruler, scalpel for skin incision, puncture cannula, three-piece syringe, dilators, peel away plastic sheath, catheter, balloon catheter; replacement kit with balloon catheter, indwelling pigtail stent sets for retrograde or antegrade ureteric stenting comprising catheter, guide-wire, clamp for fixation, shutter, patient catheter card, sliding tube, catheter sets for retrograde and antegrade ureteric stenting comprising catheter, guide-wire, clamp for fixation, shutter, sliding tube, patient catheter card; urethral stent sets for transurethral kidney drainage comprising catheter, guide-wire, balloon catheter and catheter stopper, suprapubic bladder drainage sets comprising removable split cannula, catheter, stylet and lock adapter and tunnel fitting, replacement kit for suprapubic bladder drainage sets for neonatology comprising guide-wire, catheter, lock adapter and tunnel fitting, sets for intra-operative and post-operative drainage of lavage during transurethral electroresection comprising removable split cannula and catheter, closed suprapubic urine drainage sets with removable split introducer, catheter, fixation plate and catheter stopper, set for retrograde urethrography including clamp, clamp jaws, connection tube for contrast medium, two atraumatic injection pieces, sets for suprapubic cystometry including catheter, removable split introducer, sets for transurethral cystometry comprising guide-wire and catheter, closed urine drainage-systems with bottom outlet, closed urine measurement systems comprising self sealing sample port, tubing, slide clamp, pasteur's chamber with dropper, measurement chamber, flexible fastening strap, drainage systems for wound drainage comprising vacuum gauge, slide clamp for secret and vacuum stop, flexible fastening strap, high vacuum bottles connecting tubes, drain connector, sets for the puncture of the pleural cavity comprising thin-wall puncture needle, tubing, three-piece syringe, secretion collecting bag, sets for pleura and thorax drainage, comprising thin-wall puncture needle, catheter, double non-return valve, secretion bag, sets for diagnostic peritoneal lavage including scalpel for skin incision, puncture trocar and catheter, closed systems for repeated intestinal lavage including conical connector, large lumen tubing, lavage bag, liquid and odor tight inlet, clyster bag, fixed rectal tube with balloon, syringe, oxygen insufflation sets, blood taking sets, dialysis apparatus, vacuum chambers, dosage pumps, mixing bags for parenteral nutrition, medical gloves, container for used syringes, blood glucose monitoring apparatus, monitoring sets comprising one-way transducer, arterial catheters, catheters with microsensor, vena cava filters, thermodilation catheters, balloon catheters, bloodlines for the hemodialysis therapy, container for infusion, injection and instillation solutions central venous pressure monitoring system comprising manometer scale, manometer tubing, bacteria tight air vent, plasmafiltration apparatus for the treatment method known as "heparin extracorporeal LDL precipitation"; surgical sutures, needle and thread combinations for suturing; artificial skin for surgical and medical use, surgical implants, artificial organs, vascular prostheses, foot and hand orthotics, orthopedic braces, belts, supports, bandages, pads and dressings; haemostyptic instruments, incontinence bed pads and sheets

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

healthcare services; home nursing services and outpatients healthcare services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Design Search Code(s):

26.17.04 - Bands, vertical; Bars, vertical; Lines, vertical; Vertical line(s), band(s) or bar(s)

Prior Registration Number(s):

1162459
1691317
1704752

Foreign Application Number: 396082149

Foreign Registration Number: 39608214

Foreign Registration Date: 1996-08-29

Country: Fed Rep Germany

Foreign Filing Date: 1996-02-22

Foreign Expiration Date: 2006-02-28

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.

2006-08-11 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-08-11 - Assigned To Paralegal

2006-05-08 - Section 8 (6-year) and Section 15 Filed

2006-05-08 - PAPER RECEIVED

2006-03-17 - Case File In TICRS

2000-07-04 - Registered - Principal Register

1999-11-12 - ITU claim deleted

1999-08-23 - Notice of Allowance canceled

2000-03-15 - Reinstated

1999-11-12 - Petition To Revive-Received

1999-10-16 - Abandonment - No use statement filed

1999-02-23 - Notice of allowance - mailed

1998-12-01 - Published for opposition
1998-10-30 - Notice of publication
1998-07-16 - Approved for Pub - Principal Register (Initial exam)
1998-04-02 - Communication received from applicant
1998-02-27 - Continuation of final refusal mailed
1998-01-07 - Communication received from applicant
1997-10-08 - Final refusal mailed
1997-08-13 - Communication received from applicant
1997-03-23 - Assigned To Examiner
1997-02-13 - Non-final action mailed
1996-12-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Horst M. Kasper

Correspondent

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13 Forest Drive
Warren, NJ 07059

Domestic Representative

Horst M. Kasper

Exhibit C



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biscuit

8 entries found.

- [biscuit](#)
- [beaten biscuit](#)
- [dog biscuit](#)
- [pilot biscuit](#)

Main Entry: **bis·cuit**

Pronunciation: \ˈbis-kət\

Function: *noun*

Inflected Form(s): *plural* **biscuits** *also* **biscuit**

Etymology: Middle English *bisquite*, from Anglo-French *besquit*, from (*pain*) *besquit* twice-cooked bread

Date: 14th century

1 a : any of various hard or crisp dry baked products: as (1) *British* : **CRACKER** 4 (2) *British* : **COOKIE** **b** : a small quick bread made from dough that has been rolled out and cut or dropped from a spoon

2 : earthenware or porcelain after the first firing and before glazing

3 a : a light grayish-yellowish brown **b** : a grayish yellow

— **bis·cuity** \ˈbis-kə-tē\ *adjective*

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Pronunciation Symbols

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"biscuit." *Merriam-Webster Online Dictionary*. 2008.
Merriam-Webster Online. 6 November 2008
`<http://www.merriam-webster.com/dictionary/biscuit>`

APA Style

biscuit. (2008). In *Merriam-Webster Online Dictionary*.
Retrieved November 6, 2008, from <http://www.merriam-webster.com/dictionary/biscuit>

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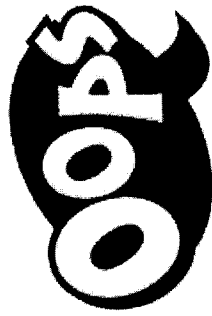
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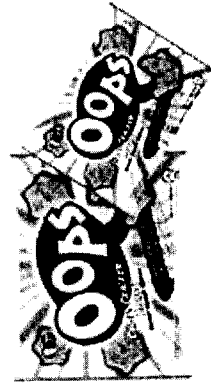


Biscuit



Roast Beef

Catch the new flavor of Oops Crispy Cracker with delicious and nutritious roast beef flavor. Once you've tried it, you will never stop catching its flavor.



Cheesy Spaghetti

Delicious taste of spaghetti in crispy crackers combined with tasty cheese? Mimm... Mamma Mia!

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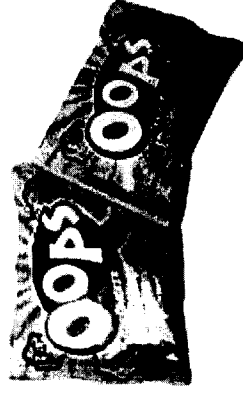
Baked Chicken Tomato

A delicious blend of tasty and yummy chicken with sweet sour tomato in crispy crackers. What you will get is an incredible mix of tastes!



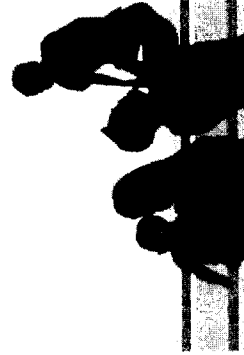
Roasted Sweet Corn

Sweet delicious corn that is also rich with benefits for our health. Roasted in tasty and crispy biscuit, mmm ... absolutely yummy!



Special Fried Chicken

The pleasure of savouring fried chicken is undeniable. The pleasure of savouring this Oops Special Fried Chicken is simply unbeatable!



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Exhibit E

Response to Office Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	78439707
MARK SECTION (no change)	
ARGUMENT(S)	
<p>Via E-Teas August 8, 2005</p> <p>Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451</p> <p>Re: Response to Office Action Trademark: OOPS Serial No.: 78/439707 Filing Date: June 22, 2004 Applicant: Blissful Centany International Ltd. Office Action Date: February 9, 2005 Examining Attorney: Caroline E. Wood, Law Office 110</p> <p>Dear Ms. Wood:</p> <p>I refer to the office action dated February 9, 2005, regarding the trademark application for "OOPS" in the name of applicant Blissful Centany International Ltd. (Serial No. 78/439707), hereinafter referred to as "Applicant."</p> <p>In response to the findings presented in the office action, the Applicant would like to offer the following arguments and information.</p> <p>I. Likelihood of Confusion</p> <p>Registration has been refused under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d) on the basis that the Applicant's mark is confusingly similar to a prior application for "OOPSIES" (Application No. 76/586796) in the name of Dayton Nut Specialties, Inc. (hereinafter referred to as "Dayton Nut.")</p> <p>A. <u>The Applicant's Mark is Not Confusingly Similar to Application No. 76/586796 and Should be Permitted to Proceed to Registration.</u></p> <p>The Applicant respectfully submits that its mark "OOPS" (hereinafter referred to as "Applicant's mark") is not confusingly similar to Application No. 76/586796 for "OOPSIES." The dissimilarities between the mark "OOPSIES" and the Applicant's mark are sufficient such that confusion is not likely amongst consumers. As the Applicant's and Dayton Nut mark are not sufficiently related, the channels of trade are dissimilar and the sophistication of the buyers is high, the public is not likely to assume that the Applicant's goods originate or are connected with Dayton Nut's goods.</p> <p>1. <u>The Applicant's Mark is Visually Distinct from Dayton Nut's Mark.</u></p> <p>The Applicant's mark consisting of the term "OOPS" is visually distinguished from the cited mark "OOPSIES." The Applicant's mark does not contain the additional letters "IES" as does the cited mark. The additional suffix on the cited mark is sufficient to indicate to the relevant consumers that these marks are not related and thus are not confusingly similar.</p> <p>2. <u>The Nature of the Goods is Dissimilar.</u></p> <p>The goods associated with the cited mark are for "candies, chocolates, snack mixes consisting primarily of processed nuts." The goods associated with the Applicant's mark, as amended in this office action response, however, are notably distinct as they pertain only to crackers and biscuits. Further, the Applicant's goods are of an Asian ethnic nature and consist of typically Asian flavors such as "roasted sweet corn" and "baked chicken tomato." The goods are marketed in the United States through a Los Angeles-based Asian specialty food distributor, namely Fusion Gourmet. The products will be sold in retail outlets directed toward those seeking specifically Asian food products.</p> <p>On the other hand, the cited mark is used in connection with "candies, chocolates, snack mixes consisting primarily of processed nuts." In contrast, the Applicant manufactures Asian crackers and biscuits intended for those only seeking ethnically Asian foods. Additionally, from the description of goods for the cited mark, it does not appear that the registrant uses or has any intention to use his mark in connection with ethnically Asian biscuits or crackers.</p> <p>If deemed necessary by the Examining Attorney, the Applicant would be happy to further narrow the identification of goods so</p>	

as to indicate the goods are Asian specialty food products.

3. The Channels of Trade are Dissimilar.

The Applicant uses its mark in connection with Asian crackers and biscuits which are distributed to specialty Asian food stores. As such, the Applicant's customers are those shopping in Asian food stores who are seeking biscuits and crackers of a particular Asian origin. Typically, the public at large is not the Applicant's targeted or actual customer. As the owner of the cited mark is a distributor and retailer of non-Asian nuts, candies and chocolates, Dayton Nut's targeted customer is not likely an individual shopping for specific ethnically Asian foods imported from various Asian countries such as Indonesia.

4. The Conditions Under Which and Buyers to Whom Sales are Made are Dissimilar.

As mentioned above, the Applicant's customers are those individuals shopping in Asian specialty food stores. The Applicant's customers are those who seek specific Asian food items rather than those who seek non-Asian chocolates, nuts and candies. The Applicant's intended consumers are specifically looking for Asian food products in Asian grocery stores and are extremely unlikely to become confused between the Applicant's mark for Asian crackers and biscuits, and the cited mark for chocolates, candies and nuts. Further, the Applicant's customers are particularly able to distinguish the Applicant's use of the mark from cited mark as the Applicant's customers are likely familiar with foods of Asian origin, and the Applicant's mark is used throughout Asia and the Applicant has obtained trademark registrations for this mark in countries such as Vietnam, the Philippines, Pakistan, Japan, Hong Kong, Singapore and Myanmar. Furthermore, customers seeking chocolates, candies and nuts are extremely unlikely to become confused between the two marks given that the Applicant will not offer distribution of such items under the "OOPS" brand. Customers and the relevant consuming public are likely able to distinguish between a party offering Asian biscuits and crackers, and a party offering non-Asian chocolates, candies and nuts.

For all of the foregoing reasons, the Applicant respectfully submits that its mark is not confusingly similar to the cited, registered mark, and is thus entitled to proceed to registration.

II. Amendment to the Identification of Goods

A. The Applicant Wishes to Amend the Identification of Goods

The Examining Attorney states that the identification of goods is unacceptable because the terms are overly broad and indefinite. In this regard, the Applicant wishes to amend the identification of goods to the following:

"Crackers, biscuits, thin dry biscuits, wafers, malt biscuits."

As mentioned, if the Examining Attorney believes necessary, the Applicant will be willing to further narrow the identification of goods to indicate the national/ethnic nature of the products.

III. Conclusion

The Applicant respectfully submits that his mark is entitled to registration for the following reasons:

1. The Applicant's mark is not confusingly similar to the cited mark (Application No. 76/586796) for the reasons stated above;
2. The Applicant has amended the identification of goods according to the Examining Attorney's request.

I hope the foregoing satisfies the objections posed in the Office Action. If there are any questions or concerns, please do not hesitate to contact me directly at (714) 424-9525.

Respectfully submitted,

Dana E. Stewart
Attorney-at-Law
Global Trademarks, Inc.

GOODS AND/OR SERVICES SECTION (current)	
INTERNATIONAL CLASS	030
DESCRIPTION	
Crackers, biscuit, thin dry biscuits, wafers, malt biscuits, cakes, pastries, confectioneries, peanut confectioneries, sweets, sugar confectioneries, hot candies, chewing gum; bread, ginger bread, raisin bread, petite breads, tart cake, waffles, powder cake, cake decoration for human consumption, baking powder; rice; corn; wheat; flour, flour for food, rice flour, corn flour, wheat flour, bean flour, soy bean flour, malt flour, mustard flour, potato flour for food, tapioca flour for food; noodles, thin rice noodles, vermicelli noodles; tea; coffee; artificial coffee; unroasted coffee; coffee beverage with milk, coffee flavorings; chocolate, chocolate beverage with milk, chocolate products, chocolate-based beverage; sugar, sugar drop for food bread (cakes); ice, ice cream, ice for human consumption, ice for refreshments; honey; yeast; salt; mustard; vinegar; sauces; spices; ketchup; fermented bean paste used as condiment; condiment made from pounded and fermented shrimp or small fish; condiment of the fermented fish or shrimp; chips; chips made from the fruit of the belinjo; vanilla powder; soybean curd; and pepper powder	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (proposed)	

INTERNATIONAL CLASS	030
DESCRIPTION	Crackers, biscuits, thin dry biscuits, wafers, malt biscuits
FILING BASIS	Section 1(b)
SIGNATURE SECTION	
RESPONSE SIGNATURE	/Dana E. Stewart/
SIGNATORY NAME	Dana E. Stewart
SIGNATORY POSITION	Attorney
SIGNATURE DATE	08/08/2005
FILING INFORMATION SECTION	
SUBMIT DATE	Mon Aug 08 17:22:32 EDT 2005
TEAS STAMP	USPTO/OA-2161426576-20050 808172232246349-78439707- 200881a2e5ba127319369324c 03429ef7-N-N-200508081720 35528854

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Response to Office Action

To the Commissioner for Trademarks:

Application serial no. **78439707** is amended as follows:

In response to the substantive refusal(s), please note the following:

Via E-Teas
August 8, 2005

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

Re: Response to Office Action
Trademark: OOPS
Serial No.: 78/439707
Filing Date: June 22, 2004
Applicant: Blissful Centany International Ltd.
Office Action Date: February 9, 2005
Examining Attorney: Caroline E. Wood, Law Office 110

Dear Ms. Wood:

I refer to the office action dated February 9, 2005, regarding the trademark application for "OOPS" in the name of applicant Blissful Centany International Ltd. (Serial No. 78/439707), hereinafter referred to as "Applicant."

In response to the findings presented in the office action, the Applicant would like to offer the following arguments and information.

I. Likelihood of Confusion

Registration has been refused under Trademark Act Section 2(d), 15 U.S.C. Section 1052(d) on the basis that the Applicant's mark is confusingly similar to a prior application for "OOPSIES" (Application No. 76/586796) in the name of Dayton Nut Specialties, Inc. (hereinafter referred to as "Dayton Nut.")

A. The Applicant's Mark is Not Confusingly Similar to Application No. 76/586796 and Should be Permitted to Proceed to Registration.
The Applicant respectfully submits that its mark "OOPS" (hereinafter referred to as "Applicant's mark") is not confusingly similar to Application No. 76/586796 for "OOPSIES." The dissimilarities between the mark "OOPSIES" and the Applicant's mark are sufficient such that confusion is not likely amongst consumers. As the Applicant's and Dayton Nut mark are not sufficiently related, the channels of trade are dissimilar and the sophistication of the buyers is high, the public is not likely to assume that the Applicant's goods originate or are connected with Dayton Nut's goods.

1. The Applicant's Mark is Visually Distinct from Dayton Nut's Mark.

The Applicant's mark consisting of the term "OOPS" is visually distinguished from the cited mark "OOPSIES." The Applicant's mark does not contain the additional letters "IES" as does the cited mark. The additional suffix on the cited mark is sufficient to indicate to the relevant consumers that these marks are not related and thus are not confusingly similar.

2. The Nature of the Goods is Dissimilar.

The goods associated with the cited mark are for "candies, chocolates, snack mixes consisting primarily of processed nuts." The goods associated with the Applicant's mark, as amended in this office action response, however, are notably distinct as they pertain only to crackers and biscuits. Further, the Applicant's goods are of an Asian ethnic nature and consist of typically Asian flavors such as "roasted sweet corn" and "baked chicken tomato." The goods are marketed in the United States through a Los Angeles-based Asian specialty food distributor, namely Fusion Gourmet. The products will be sold in retail outlets directed toward those seeking specifically Asian food products.

On the other hand, the cited mark is used in connection with "candies, chocolates, snack mixes consisting primarily of processed nuts." In contrast, the Applicant manufactures Asian crackers and biscuits intended for those only seeking ethnically Asian foods. Additionally, from the description of goods for the cited mark, it does not appear that the registrant uses or has any intention to use his mark in connection with ethnically Asian biscuits or crackers.

If deemed necessary by the Examining Attorney, the Applicant would be happy to further narrow the identification of goods so as to indicate the goods are Asian specialty food products.

3. The Channels of Trade are Dissimilar.

The Applicant uses its mark in connection with Asian crackers and biscuits which are distributed to specialty Asian food stores. As such, the Applicant's customers are those shopping in Asian food stores who are seeking biscuits and crackers of a particular Asian origin. Typically, the public at large is not the Applicant's targeted or actual customer. As the owner of the cited mark is a distributor and retailer of non-Asian nuts, candies and chocolates, Dayton Nut's targeted customer is not likely an individual shopping for specific ethnically Asian foods imported from various Asian countries such as Indonesia.

4. The Conditions Under Which and Buyers to Whom Sales are Made are Dissimilar.

As mentioned above, the Applicant's customers are those individuals shopping in Asian specialty food stores. The Applicant's customers are those who seek specific Asian food items rather than those who seek non-Asian chocolates, nuts and candies. The Applicant's intended consumers are specifically looking for Asian food products in Asian grocery stores and are extremely unlikely to become confused between the Applicant's mark for Asian crackers and biscuits, and the cited mark for chocolates, candies and nuts. Further, the Applicant's customers are particularly able to distinguish the Applicant's use of the mark from cited mark as the Applicant's customers are likely familiar with foods of Asian origin, and the Applicant's mark is used throughout Asia and the Applicant has obtained trademark registrations for this mark in countries such as Vietnam, the Philippines, Pakistan, Japan, Hong Kong, Singapore and Myanmar. Furthermore, customers seeking chocolates, candies and nuts are extremely unlikely to become confused between the two marks given that the Applicant will not offer distribution of such items under the "OOPS" brand. Customers and the relevant consuming public are likely able to distinguish between a party offering Asian biscuits and crackers, and a party offering non-Asian chocolates, candies and nuts.

For all of the foregoing reasons, the Applicant respectfully submits that its mark is not confusingly similar to the cited, registered mark, and is thus entitled to proceed to registration.

II. Amendment to the Identification of Goods

A. The Applicant Wishes to Amend the Identification of Goods

The Examining Attorney states that the identification of goods is unacceptable because the terms are overly broad and indefinite. In this regard, the Applicant wishes to amend the identification of goods to the following:

"Crackers, biscuits, thin dry biscuits, wafers, malt biscuits."

As mentioned, if the Examining Attorney believes necessary, the Applicant will be willing to further narrow the identification of goods to indicate the national/ethnic nature of the products.

III. Conclusion

The Applicant respectfully submits that his mark is entitled to registration for the following reasons:

1. The Applicant's mark is not confusingly similar to the cited mark (Application No. 76/586796) for the reasons stated above;
2. The Applicant has amended the identification of goods according to the Examining Attorney's request.

I hope the foregoing satisfies the objections posed in the Office Action. If there are any questions or concerns, please do not hesitate to contact me directly at (714) 424-9525.

Respectfully submitted,

Dana E. Stewart
Attorney-at-Law
Global Trademarks, Inc.

Applicant hereby amends the following class of goods/services in the application as follows:

Current: Class 030 for Crackers, biscuit, thin dry biscuits, wafers, malt biscuits, cakes, pastries, confectioneries, peanut confectioneries, sweets, sugar confectioneries, hot candies, chewing gum; bread, ginger bread, raisin bread, petite breads, tart cake, waffles, powder cake, cake decoration for human consumption, baking powder; rice; corn; wheat; flour, flour for food, rice flour, corn flour, wheat flour, bean flour, soy bean flour, malt flour, mustard flour, potato flour for food, tapioca flour for food; noodles, thin rice noodles, vermicelli noodles; tea; coffee; artificial coffee; unroasted coffee; coffee beverage with milk, coffee flavorings; chocolate, chocolate beverage with milk, chocolate products, chocolate-based beverage; sugar, sugar drop for food bread (cakes); ice, ice cream, ice for human consumption, ice for refreshments; honey; yeast; salt; mustard; vinegar; sauces; spices; ketchup; fermented bean paste used as condiment; condiment made from pounded and fermented shrimp or small fish; condiment of the fermented fish or shrimp; chips; chips made from the fruit of the belinjo; vanilla powder; soybean curd; and pepper powder

Original Filing Basis: 1(b).

Proposed: Class 030 for Crackers, biscuits, thin dry biscuits, wafers, malt biscuits

Signature: /Dana E. Stewart/ Date: 08/08/2005

Signatory's Name: Dana E. Stewart

Signatory's Position: Attorney

Serial Number: 78439707

Internet Transmission Date: Mon Aug 08 17:22:32 EDT 2005

TEAS Stamp: USPTO/OA-2161426576-20050808172232246349

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2	78511856	3446470	OOPS	TARR	LIVE
3	78941280		OOPSEAT	TARR	LIVE
4	78917472		OOPS	TARR	LIVE
5	78891014		(OOPS)	TARR	LIVE
6	78682262		OOPS	TARR	LIVE
7	78835416	3415991	OOPS!	TARR	LIVE
8	78580864	3412759	OP OOPSYSTEMS	TARR	LIVE
9	78900951		OOPAZZ	TARR	LIVE
10	78901504		OOPS PLUG	TARR	LIVE
11	78873113	3304550	OOPC!	TARR	LIVE
12	78835754	3374151	OOPS!	TARR	LIVE
13	78735760	3224328	OOPERS BABY	TARR	LIVE
14	78669920	3198204	OOPPLES & BANONOS	TARR	LIVE
15	78525120	3100243	OOPS PROOF	TARR	LIVE
16	78360723	2979799	OOPS MAT	TARR	LIVE
17	78452444	3045144	OOPA BABY	TARR	LIVE
18	78439707	3166102	OOPS	TARR	LIVE
19	78402733	3110179	OOPSY DAISY	TARR	LIVE
20	78402728	3007977	OOPSY DAISY	TARR	LIVE
21	78253784	3058138	OOPS KIT	TARR	LIVE
22	77554864		STAPLES OOPS!	TARR	LIVE
23	77172983	3460462	IT'S YOUR OOPS MAT!	TARR	LIVE

24	77135350		OOP-SEES	TARR	LIVE
25	77228105	3513631	OOPS-A-DAISY	TARR	LIVE
26	77577129		OOPS!JEALOUS	TARR	LIVE
27	77569192		ANTI-OOPS!	TARR	LIVE
28	77566059		OOPS! JEALOUS	TARR	LIVE
29	77247202	3500869	OOPSY DAISY FINE ART FOR KIDS	TARR	LIVE
30	77536211		"OOPS!"	TARR	LIVE
31	77536121		MISS OOPS	TARR	LIVE
32	77531052		OOPS, I'M IN BUSINESS, NOW WHAT?	TARR	LIVE
33	77219290	3475008	OOPS	TARR	LIVE
34	77301374		OOPSY THE CLOWN	TARR	LIVE
35	77405737		OOPDOO	TARR	LIVE
36	77235446		MEAL SHIELD DISPOSABLE BIBS PROTECTING YOU FROM THE OOPS!	TARR	LIVE
37	77215721	3442033	OOPS! YSIS	TARR	LIVE
38	77106048	3429411	OOPZ EYEWEAR	TARR	LIVE
39	77345304		OOPSYZ'S FUN AND FUNKY FASHIONS	TARR	LIVE
40	77318120		OOPS	TARR	LIVE
41	77457885		OOPS	TARR	LIVE
42	77317798		OOPS	TARR	LIVE
43	77178963		OOPSTICK	TARR	LIVE
44	77232841	3408481	OOPS!E	TARR	LIVE
45	77232814	3408480	OOPS!E	TARR	LIVE
46	77129426		OOPS 'N DAISY	TARR	LIVE
47	77272472		OOPSI	TARR	LIVE
48	77387275		19-0 THE PERFECT SEASON , OOPS	TARR	LIVE
49	77255156		OOPS	TARR	LIVE
50	77044050	3287500	COLOR OOPS	TARR	LIVE
51	76656121		SUPPORT OUR OOPS	TARR	LIVE
52	76101459	2629040	OOPS!	TARR	LIVE
53	76278597	2543025	OOPSY DAISY	TARR	LIVE
54	76667161	3273312	ALLEY-OOP SKIM CAMP	TARR	LIVE
55	76586796	2991340	OOPSIES	TARR	LIVE
56	76561164	3154512	OOPLA	TARR	LIVE
57	76561163	3154511	OOPLA	TARR	LIVE
58	76556851	2999707	MISS OOPS	TARR	LIVE
59	76475623	2878460	OOPS	TARR	LIVE
60	76411282	2706813	"TRICK HOOPZ," ALLEY OOPS AND A WHOLE LOT MORE!	TARR	LIVE
61	76389601	2736162	OOPIC	TARR	LIVE
62	76356255	2710840	OOPS....I POOPED	TARR	LIVE
63	76345075	2611000	OOPS!	TARR	LIVE
64	76276582	2638881	PHOTO OOPS	TARR	LIVE
65	76001485	2882012	OOPS	TARR	LIVE
66	75644945	2382531	OOPSLESS	TARR	LIVE

67	75371067	2184188	CAP'N CRUNCH'S OOPS! ALL BERRIES	TARR	LIVE
68	75216212	2125530	OOPS PROOF	TARR	LIVE
69	75101559	2275112	OOPS! GUARANTEE CUSTOMER SATISFACTION PROGRAM	TARR	LIVE
70	74632677	1960058	"A DASH OF OOPA IN EVERY BITE"	TARR	LIVE
71	74616986	2220656	OOPS!	TARR	LIVE
72	74191955	1705632	OOP'S OUTLET	TARR	LIVE
73	73653221	1466674	OOPSLA	TARR	LIVE
74	73786331	1564798	OOPSIE DAISY	TARR	LIVE
75	73714712	1508802	OOPS!	TARR	LIVE
76	73700262	1512462	OOPS! OUNCE OF PREVENTION SYSTEM	TARR	LIVE
77	71338963	0307241	ALLEY OOP	TARR	LIVE

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2	78917472		OOPS	TARR	LIVE
3	78891014		(OOPS)	TARR	LIVE
4	78682262		OOPS	TARR	LIVE
5	78439707	3166102	OOPS	TARR	LIVE
6	77228105	3513631	OOPS-A-DAISY	TARR	LIVE
7	77318120		OOPS	TARR	LIVE
8	76586796	2991340	OOPSIES	TARR	LIVE
9	75371067	2184188	CAP'N CRUNCH'S OOPS! ALL BERRIES	TARR	LIVE
10	74632677	1960058	"A DASH OF OOPA IN EVERY BITE"	TARR	LIVE

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Current Search: S2: (oop\$)[MN] and (live)[ALL] and ((029)[IC] or (030)[IC] or (031)[IC] or (032)[IC] or (033)[IC] or (food)[GS]) docs: 10 occ: 32

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	78511856	3446470	OOPS	TARR	LIVE
2	78917472		OOPS	TARR	LIVE
3	78891014		(OOPS)	TARR	LIVE
4	78682262		OOPS	TARR	LIVE
5	78439707	3166102	OOPS	TARR	LIVE
6	77228105	3513631	OOPS-A-DAISY	TARR	LIVE
7	77318120		OOPS	TARR	LIVE
8	76586796	2991340	OOPSIES	TARR	LIVE
9	75371067	2184188	CAP'N CRUNCH'S OOPS! ALL BERRIES	TARR	LIVE
10	74632677	1960058	"A DASH OF OOPA IN EVERY BITE"	TARR	LIVE

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Exhibit H

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

This page was generated by the TARR system on 2008-11-06 13:18:09 ET

Serial Number: 78511856 Assignment Information Trademark Document Retrieval

Registration Number: 3446470

Mark

OOPS

(words only): OOPS

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-06-10

Filing Date: 2004-11-05

Transformed into a National Application: No

Registration Date: 2008-06-10

Register: Principal

Law Office Assigned: LAW OFFICE 109

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-05-08

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

1. Landrum, Michael

Address:

Landrum, Michael
1725 Wilson Boulevard

Arlington, VA 22209

United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 043

Class Status: Active

Restaurant, bar and carry-out restaurants; catering services; fast food restaurants

Basis: 1(a)

First Use Date: 2007-03-00

First Use in Commerce Date: 2007-03-00

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.

2008-06-10 - Registered - Principal Register

2008-05-08 - Law Office Registration Review Completed

2008-05-08 - Allowed for Registration - Principal Register (SOU accepted)

2008-04-17 - Amendment From Applicant Entered

2008-04-17 - Communication received from applicant

2008-04-16 - Assigned To LIE

2008-04-11 - PAPER RECEIVED

2007-10-17 - Notification Of Non-Final Action E-Mailed

2007-10-17 - NON-FINAL ACTION E-MAILED

2007-10-17 - SU - Non-Final Action - Written

2007-10-03 - Statement of use processing complete

2007-09-13 - Amendment to Use filed
2007-09-13 - PAPER RECEIVED
2007-06-19 - Extension 2 granted
2007-03-12 - Extension 2 filed
2007-03-12 - TEAS Extension Received
2006-09-12 - Extension 1 granted
2006-09-12 - Extension 1 filed
2006-09-12 - TEAS Extension Received
2006-03-14 - Notice of allowance - mailed
2005-12-20 - Published for opposition
2005-11-30 - Notice of publication
2005-10-31 - Law Office Publication Review Completed
2005-10-28 - Assigned To LIE
2005-10-24 - Approved for Pub - Principal Register (Initial exam)
2005-10-21 - Teas/Email Correspondence Entered
2005-10-12 - Communication received from applicant
2005-10-12 - TEAS Response to Office Action Received
2005-06-14 - Priority Action E-Mailed
2005-06-14 - Priority Action Written
2005-06-11 - Assigned To Examiner
2004-12-28 - TEAS Change Of Correspondence Received
2004-11-15 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Erik M. Pelton

Correspondent

Erik M. Pelton

Erik M. Pelton, Attorney at Law

PO Box 100637

Arlington VA 22210

Phone Number: 703-525-8009

Fax Number: 703-525-8089

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

This page was generated by the TARR system on 2008-11-06 13:18:34 ET

Serial Number: 76586796 Assignment Information Trademark Document Retrieval

Registration Number: 2991340

Mark

OOPSIES

(words only): OOPSIES

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-09-06

Filing Date: 2004-04-12

Transformed into a National Application: No

Registration Date: 2005-09-06

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 TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-09-06

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

1. Dayton Nut Specialties, Inc.

DBA/AKA/TA/Formerly: DBA Friesinger's

Address:

Dayton Nut Specialties, Inc.

45 North Pioneer Blvd.
Springboro, OH 45066
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

International Class: 029
Class Status: Active
Nuts, snack mixes consisting primarily of processed nuts
Basis: 1(a)
First Use Date: 1989-01-00
First Use in Commerce Date: 1989-01-00

International Class: 030
Class Status: Active
Candies, chocolates, snack mixes consisting primarily of candied nuts
Basis: 1(a)
First Use Date: 1989-01-00
First Use in Commerce Date: 1989-01-00

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.

- 2005-09-06 - Registered - Principal Register
- 2005-06-14 - Published for opposition
- 2005-05-25 - Notice of publication
- 2005-02-23 - Law Office Publication Review Completed
- 2005-02-18 - Assigned To LIE
- 2005-02-17 - Approved for Pub - Principal Register (Initial exam)
- 2005-02-16 - Amendment From Applicant Entered

2005-01-13 - Communication received from applicant

2005-01-13 - PAPER RECEIVED

2004-11-02 - Non-final action mailed

2004-11-01 - Non-Final Action Written

2004-11-01 - Assigned To Examiner

2004-05-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Alan F. Meckstroth

Correspondent

ALAN F. MECKSTROTH
JACOX, MECKSTROTH & JENKINS
2310 FAR HILLS BUILDING
DAYTON, OHIO 45419-1575
Phone Number: 937/298-2811
Fax Number: 937/298-7418

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This page was generated by the TARR system on 2008-11-06 13:18:49 ET

Serial Number: 75371067 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 2184188

Mark (words only): CAP'N CRUNCH'S OOPS! ALL BERRIES

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2008-02-06

Filing Date: 1997-10-10

Transformed into a National Application: No

Registration Date: 1998-08-25

Register: Principal

Law Office Assigned: LAW OFFICE 101

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

Current Location: 830 -Post Registration

Date In Location: 2008-02-06

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

1. Quaker Oats Company, The

Address:

Quaker Oats Company, The
555 West Monroe
Chicago, IL 60661
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 030

Class Status: Active

READY-TO-EAT BREAKFAST CEREAL

Basis: 1(a)

First Use Date: 1997-05-02

First Use in Commerce Date: 1997-05-02

ADDITIONAL INFORMATION

Prior Registration Number(s):

707265
764797
807350
813548
851567
1643794
1781623
1798840
1927757
2019697
2069303

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.

2008-02-06 - First renewal 10 year
2008-02-06 - Section 8 (10-year) accepted/ Section 9 granted
2008-02-06 - Assigned To Paralegal
2008-02-04 - TEAS Section 8 & 9 Received
2007-08-08 - Case File In TICRS
2004-12-20 - Section 8 (6-year) accepted & Section 15 acknowledged
2004-11-22 - Section 8 (6-year) and Section 15 Filed
2004-11-22 - TEAS Section 8 & 15 Received
1998-08-25 - Registered - Principal Register
1998-06-02 - Published for opposition

1998-05-01 - Notice of publication

1998-03-20 - Approved for Pub - Principal Register (Initial exam)

1998-03-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JANET L SILVERBERG

Correspondent

JANET L SILVERBERG

Pepsico Chicago

555 WEST MONROE

CHICAGO IL 60661

Phone Number: 312-821-1408

Fax Number: 312-821-1316

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

This page was generated by the TARR system on 2008-11-06 13:18:57 ET

Serial Number: 74632677 Assignment Information Trademark Document Retrieval

Registration Number: 1960058

Mark (words only): "A DASH OF OOPA IN EVERY BITE"

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-11-20

Filing Date: 1995-02-10

Transformed into a National Application: No

Registration Date: 1996-03-05

Register: Principal

Law Office Assigned: LAW OFFICE 109

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

Current Location: 830 -Post Registration

Date In Location: 2006-11-20

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

1. GRECIAN DELIGHT FOODS, INC.

Address:

GRECIAN DELIGHT FOODS, INC.

1201 Tonne Road

Elk Grove Village, IL 60007

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 029

Class Status: Active

gyros meat on cones

Basis: 1(a)

First Use Date: 1986-12-31

First Use in Commerce Date: 1986-12-31

ADDITIONAL INFORMATION

Translation: The foreign wording present in the mark "OOPA" has no meaning in English.

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.

2006-11-20 - First renewal 10 year

2006-11-20 - Section 8 (10-year) accepted/ Section 9 granted

2006-11-20 - Assigned To Paralegal

2006-11-03 - Attorney Revoked And/Or Appointed

2006-11-03 - TEAS Revoke/Appoint Attorney Received

2006-09-01 - Combined Section 8 (10-year)/Section 9 filed

2006-09-01 - TEAS Section 8 & 9 Received

2006-08-14 - Case File In TICRS

2001-11-16 - Section 8 (6-year) accepted & Section 15 acknowledged

2001-10-25 - Section 8 (6-year) and Section 15 Filed

1996-03-05 - Registered - Principal Register

1995-12-12 - Published for opposition

1995-11-10 - Notice of publication

1995-08-30 - Approved for Pub - Principal Register (Initial exam)

1995-08-21 - Examiner's amendment mailed

1995-08-21 - Assigned To Examiner

1995-07-28 - Non-final action mailed

1995-07-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel N. Christus

Correspondent

Daniel N. Christus

McDermott Will & Emery LLP

227 West Monroe Street

Chicago IL 60606-5096

Phone Number: 312.372.2000

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