



Attorney Ref.: 201-091

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

**TTAB**

The Mentholatum Company,

Opposer,

v.

Therox, Inc.,

Applicant.

Opposition No.: 91/160,810

**OPPOSER'S NOTICE OF RELIANCE PURSUANT TO TRADEMARK RULE 2.122(E)**

Opposer, by its attorney, hereby relies, pursuant to Trademark Rule 2.122(e), on the following registrations to show that third parties have commonly adopted and registered marks for cosmetics goods in class 3 and acne preparations in class 5:


<i>Mark</i>	<i>Registration Number</i>	<i>Issue Date</i>
AKNORM (stylized)	3,071,263	March 21, 2006
FINALLY CLEAR	3,088,729	May 2, 2006
N.V. PERRICONE, M.D.	3,126,999	August 8, 2006
THE YOUNGER YOU	3,119,517	July 25, 2006
NARAYANA	3,106,145	June 20, 2006
ECKERD	3,092,463	May 16, 2006
ARBONNE	3,159,918	October 17, 2006
MENSCIENCE ANDROCEUTICALS (stylized)	3,016,174	November 15, 2005

<i>Mark</i>	<i>Registration Number</i>	<i>Issue Date</i>
PROCAPIL	3,147,522	September 26, 2006
AROMA BELLA & design	3,146,471	September 19, 2006
CLEAR ZONE ACNE SYSTEM & design	3,108,687	June 27, 2006
PROACTIVE SOLUTION (stylized)	2,850,933	June 8, 2004
SKINTACTIX	3,011,294	November 1, 2005
NEACLEAR	3,080,537	April 11, 2006
NOXZEMA	2,814,140	February 10, 2004
BIOCEUTIX	3,042,110	January 10, 2006
BOOTS HEALTHCARE & design	3,011,692	November 1, 2005
ROSACED	3,047,872	January 24, 2006
CLEAR FACTOR BY PHYSICIANS SKIN SOLUTIONS & design	3,024,088	December 6, 2005
COMPLEXIONS RX	2,491,278	September 18, 2001
STALLEX	2,439,152	March 27, 2001
M.D. FORTE (stylized)	2,032,456	January 21, 1997
BIOELEMENTS & design	1,684,104	April 21, 1992
BEAUTY DOCTOR	2,130,309	January 20, 1998
BLUE LAGOON ICELAND & design	2,708,245	April 22, 2003
VEGELATUM	2,523,797	January 1, 2002
NEUTROGENA	2,019,977	November 26, 1996

This Notice of Reliance is accompanied by copies of TARR information for each of the foregoing registrations obtained from the United States Patent and Trademark Office website.

Respectfully submitted,

**THE MENTHOLATUM COMPANY**

By:   
Leigh Ann Lindquist  
Attorney for Opposer  
SUGHRUE MION, PLLC  
2100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20037  
Tele.: 202-663-7409

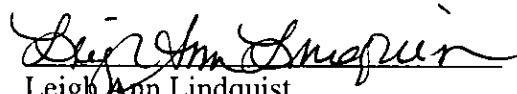
Date: October 24, 2006

Enclosures: TARR information for Registrations (27)  
Certificate of Service

**CERTIFICATE OF SERVICE**

I, Leigh Ann Lindquist, Esquire, hereby certify that on this 24<sup>th</sup> day of October, 2006, a true and correct copy of the foregoing **OPPOSER'S NOTICE OF RELIANCE PURSUANT TO TRADEMARK RULE 2.122(E)** has been properly served, via First Class U.S. Mail, postage prepaid and fax to:

Tawnya Wojciechowski, Esq.  
TRW Law Group  
19990 MacArthur Boulevard, Suite 1150  
Irvine, CA 92612

  
Leigh Ann Lindquist

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

**This page was generated by the TARR system on 2006-10-23 11:39:47 ET**

**Serial Number:** 79010452 Assignment Information

**Registration Number:** 3071263

**Mark**

# AKNORM

**(words only):** AKNORM

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2006-03-21

**Filing Date:** 2005-04-05

**Transformed into a National Application:** No

**Registration Date:** 2006-03-21

**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:** 2006-03-21

---

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

---

1. PLANTE SYSTEM

**Address:**

PLANTE SYSTEM

Lid de Carros Le Broc ZI 1ère avenue - 2709 M

F-06517 CARROS

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.