

ESTTA Tracking number: **ESTTA796450**

Filing date: **01/22/2017**

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

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	MedStar Health, Inc.
Granted to Date of previous extension	01/22/2017
Address	5565 Sterret Place5th Floor Columbia, MD 21044 UNITED STATES
Attorney information	Tanya Marie Curcio Vorys, Sater, Seymour and Pease LLP IPLAW@VORYS - PO BOX 2255 COLUMBUS, OH 43216 UNITED STATES iplaw@vorys.com

### Applicant Information

Application No	86752836	Publication date	07/26/2016
Opposition Filing Date	01/22/2017	Opposition Period Ends	01/22/2017
Applicant	The Galien Foundation 99 John Street, Suite 2502 New York, NY 10038 UNITED STATES		

### Goods/Services Affected by Opposition

Class 041. First Use: 2015/06/15 First Use In Commerce: 2015/06/15  
All goods and services in the class are opposed, namely: Providing recognition and incentives by the way of awards to demonstrate excellence in the field of healthcare startups

### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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### Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1498006	Application Date	04/28/1986
Registration Date	07/26/1988	Foreign Priority Date	NONE
Word Mark	MEDSTAR		
Design Mark			
Description of	NONE		

Mark	
Goods/Services	Class 036. First use: First Use: 1985/07/10 First Use In Commerce: 1985/07/10 INSURANCE BROKERAGE AND INSURANCE ADMINISTRATION SERVICES

U.S. Registration No.	1327545	Application Date	03/16/1984
Registration Date	03/26/1985	Foreign Priority Date	NONE

Word Mark	MEDSTAR
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Design Mark	<b>MEDSTAR</b>
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Description of Mark	NONE
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Goods/Services	Class 042. First use: First Use: 1979/06/00 First Use In Commerce: 1979/06/00 Providing an Emergency Care Facility for Critically Ill and Injured Persons
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U.S. Registration No.	2828750	Application Date	12/21/1998
Registration Date	04/06/2004	Foreign Priority Date	NONE

Word Mark	MEDSTAR
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 042. First use: First Use: 1979/06/00 First Use In Commerce: 1979/06/00 medical and hospital services
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U.S. Registration No.	4218022	Application Date	04/16/2008
Registration Date	10/02/2012	Foreign Priority Date	NONE


Word Mark	MEDSTAR PROMPT CARE
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Design Mark	<b>MEDSTAR PROMPT CARE</b>
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Description of Mark	NONE
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Goods/Services	Class 044. First use: First Use: 2012/05/31 First Use In Commerce: 2012/05/31 Medical services
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U.S. Registration	3876697	Application Date	04/05/2010
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No.			
Registration Date	11/16/2010	Foreign Priority Date	NONE
Word Mark	MEDSTAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 044. First use: First Use: 1979/00/00 First Use In Commerce: 1979/00/00 Healthcare; home health care services; nursing services; medical infusion services; infusion therapy		

U.S. Registration No.	3876699	Application Date	04/05/2010
Registration Date	11/16/2010	Foreign Priority Date	NONE
Word Mark	MEDSTAR		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 039. First use: First Use: 1983/00/00 First Use In Commerce: 1983/00/00 Transport of persons by air and ground transportation; transportation services, namely, helicopter transport		

U.S. Registration No.	3979287	Application Date	04/05/2010
Registration Date	06/14/2011	Foreign Priority Date	NONE
Word Mark	MY MEDSTAR CONNECT		

Design Mark	<b>MY MEDSTAR CONNECT</b>		
Description of Mark	NONE		
Goods/Services	Class 044. First use: First Use: 2010/12/11 First Use In Commerce: 2010/12/11 Electronic health record services, namely, maintaining patient medical records and files and providing those records topatients via a web site		

U.S. Registration No.	4380481	Application Date	04/05/2010
Registration Date	08/06/2013	Foreign Priority Date	NONE
Word Mark	MEDSTAR		
Design Mark	<b>MEDSTAR</b>		
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2005/00/00 First Use In Commerce: 2005/00/00 Providing medical training in a simulated environment, including through the use of software, mannequins, and actors tomodel medical conditions Class 042. First use: First Use: 2000/00/00 First Use In Commerce: 2000/00/00 Medical research; scientific research; computer software design		

U.S. Registration No.	4210948	Application Date	04/08/2011
Registration Date	09/18/2012	Foreign Priority Date	NONE
Word Mark	MEDSTAR		
Design Mark	<b>MEDSTAR</b>		
Description of Mark	NONE		

Goods/Services	Class 044. First use: First Use: 2011/08/24 First Use In Commerce: 2011/08/24 Electronic health record services, namely, maintaining patient medical records and files and providing those records topatients via a website
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U.S. Registration No.	4391876	Application Date	01/16/2013
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Registration Date	08/27/2013	Foreign Priority Date	NONE
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Word Mark	MEDSTAR FAMILY CHOICE
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Design Mark	
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Description of Mark	NONE
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Goods/Services	Class 044. First use: First Use: 2007/09/10 First Use In Commerce: 2007/09/10 Healthcare; Hospitals; Medical services; Managed health care services; Man- aged care organization services, namely, managed health care services for Medicaid programs
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U.S. Application/ Registra- tion No.	NONE	Application Date	NONE
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Registration Date	NONE
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Word Mark	MEDSTAR
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Goods/Services	medical and healthcare services
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Related Proceed- ings	Notice of Opposition against Serial Number 86741613
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Attachments	73470690#TMSN.png( bytes ) 77449587#TMSN.png( bytes ) 85006371#TMSN.png( bytes ) 85006375#TMSN.png( bytes ) 85006379#TMSN.png( bytes ) 85006382#TMSN.png( bytes ) 85290749#TMSN.png( bytes ) 85824476#TMSN.png( bytes ) Notice of Opposition- MEDSTARTUP AWARD Design 86752836.pdf(118314 bytes ) Ex. A- Notice of Opposition- MEDSTARTUP.pdf(1195652 bytes )
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Signature	/tmc/
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Name	Tanya Marie Curcio
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Date	01/22/2017
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