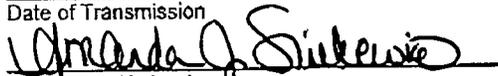


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Amanda J. Simkewicz

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

In the matter of trademark application Serial No. 78-212,586  
For the mark ECOGUARD  
Published in the Official Gazette on October 7, 2003

ANSUL, INC.

v.

CHEMGUARD, INC.

**NOTICE OF OPPOSITION**

Ansul, Inc., a Delaware Corporation  
One Stanton Street  
Marinette, WI 54143

The above-identified opposer believes that it will be damaged by registration of the mark shown in the above-identified application, and hereby opposes the same. The Notice of Opposition fee of \$300 required by 37 CFR § 2.6(a)(17) should be charged to Deposit Account No. 19-1346.

**GROUND FOR OPPOSITION**

Since July 1998, Ansul, Inc. has marketed a liquid agent, stored pressure, kitchen-class fire extinguisher under the trademark K-GUARD (U.S. Reg. No. 2,398,376).

Since January 1997, Ansul, Inc. has marketed a clean agent, stored pressure, hand portable fire extinguisher under the trademark CLEANGUARD (U.S. Reg. No. 2,189,904).

Chemguard, Inc.'s description of goods for the above-referenced trademark application is "Chemicals for use in controlling and extinguishing fires."

Ansul believes there is a strong likelihood of consumer confusion for the following reasons:

1. K-GUARD, CLEANGUARD, and ECOGUARD all contain the term "GUARD";
2. The goods serve the same purpose: to control and extinguish fires; and
3. The goods would be sold in the same market segments and channels.

Respectfully submitted,



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Date: November 6, 2003



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<b>Date</b>	November 6, 2003
<b>Company</b>	UNITED STATES PATENT AND TRADEMARK OFFICE
<b>Attention</b>	TRADEMARK TRIAL AND APPEAL BOARD
<b>Fax No.</b>	(703) 308-9333
<b>From</b>	Amanda Simkewicz Intellectual Property Paralegal
<b>Subject</b>	ANSUL, INC. v. CHEMGUARD, INC. Opposition against ECOGUARD Serial No. 78-212,586
<b>No. of pages</b> (not including this one)	2