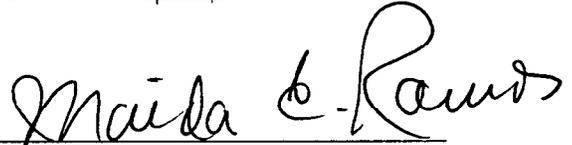


CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing "OPPOSER'S MOTION FOR SUMMARY JUDGMENT AND SUSPENSION PENDING DISPOSITION OF SUMMARY JUDGMENT," "OPPOSER'S MEMORANDUM OF LAW IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT ON THE ISSUE OF APPLICANT'S BONA FIDE INTENT TO USE, AND SUSPENSION PENDING DISPOSITION OF SUMMARY JUDGMENT" and "DECLARATION OF BOBBY A. GHAJAR" and the exhibits thereto were served on Mr. Steven Emeny, 93 Day Avenue, Toronto, Ontario M6E 3W4, Canada, by First Class mail, postage prepaid, this 4th day of January, 2005.



Maida E. Ramos

use (“ITU”)-based IDEAS INSIDE trademark to be used with a variety of internet-related services.

Through discovery, and later during the parties’ testimony periods, Intel learned that Applicant does not have a bona-fide intent-to-use the IDEAS INSIDE trademark; in fact, Applicant has not made any efforts to develop that trademark. The evidence also revealed that Applicant has engaged in a pattern of filing various ITU-based trademarks and allowing them to go abandoned, often after seeking several extensions of the Statement of Use deadline. Based on the foregoing, Intel amended its Notice of Opposition to include Applicant’s lack of a bona-fide intent-to-use the IDEAS INSIDE mark as a basis for the opposition. Intel now moves for summary judgment on that sole ground.

TIMING OF MOTION¹

After Intel’s testimony period (as set in the Board’s initial scheduling order) had commenced in this proceeding, it moved to amend its Notice of Opposition to allege Applicant’s lack of bona fide intent. Am. Notice of Opp’n (Exh. 1 to Ghajar Decl.) The Board granted Intel’s motion and gave Applicant thirty (30) days to file his Answer. When Applicant did not file an answer, the Board issued its second Notice of Default against Applicant, which was later set aside due to what the Board characterized as *pro se* Applicant’s “misunderstanding of the Trademark Rule of Practice.”

Since then, the Board has reset the remaining testimony dates and the parties have unsuccessfully pursued settlement discussions. In order to be sure that Applicant had

¹ For background purposes, Intel filed its Notice of Opposition against Application Serial No. 75/825,218 on May 23, 2001. Opposer and Applicant have each filed their respective Notices of Reliance in this proceeding. Intel filed its initial Notice of Reliance on November 29, 2002 and later supplemented it on May 15, 2003. Applicant filed its initial Notice of Reliance on January 25, 2003 and filed a “supplement” on May 31, 2004. *See generally* Applicant’s Notices of Reliance, attached as Exhs. 2 and 3 to Ghajar Decl.

ample opportunity to present all of his evidence on the issue of his bona fide intent to use the proposed mark, Intel cooperatively waited for the *pro se* Applicant to present evidence of his bona fide intent through his Notices of Reliance or through other means. Intel has now reviewed all of Applicant's evidence and testimony and completed its investigation into the issue that is the subject of this motion and it has also exhausted its settlement discussions. Under these circumstances, Intel's motion is timely.

THE PARTIES

I. Intel Corporation

Founded in 1968, Intel is the world's leading developer and manufacturer of microprocessors and other building blocks for the computing and Internet industries worldwide. *See* Affid. of Leslie Skinner (originally submitted with Intel's Notice of Reliance) at ¶ 2, attached as Exh. 8 to the Declaration of Bobby A. Ghajar ("Ghajar Decl."), submitted concurrently herewith. Intel's business is as diverse as the nearly 80,000 people it employs throughout the world: it promotes and sells a variety of products and services spanning the fields of computers, communications, networking, consumer electronics, and the Internet. *Id.* at ¶¶ 4-7. In 1991, Intel launched a revolutionary marketing campaign under the INTEL INSIDE brand. *Id.* at ¶¶ 8, 13-16. Using nearly every form of marketing medium and through cooperative advertising, Intel has reached many millions of consumers with the INTEL INSIDE trademark. *Id.* at ¶¶ 13-16. Since 1991, Intel has invested hundreds of millions of dollars in advertising and promoting its goods and services under the INTEL INSIDE mark. *See* Supplemental Affid. of Leslie Skinner at ¶ 2 (originally submitted with Intel's Supplemental Notice of Reliance), attached as Exh. 9 to Ghajar Decl.

Over the years, Intel has expanded its INTEL INSIDE and "[word] INSIDE" family of trademarks, introducing the tagline THE COMPUTER INSIDE and THE

JOURNEY INSIDE, the latter in connection with Intel's educational initiatives.² Today, Intel's products and services are used by consumers ranging from online retailers, pharmaceutical companies, research labs, educational institutions, automobile and airplane manufacturers, cellular phone makers and providers, to financial service companies, small businesses, and consulting companies. Skinner Affid. at ¶ 12 (Exh. 9 to Ghajar Decl.).

II. Mr. Steven Emeny

Since 1997, Mr. Steven Emeny ("Applicant"), a Canadian resident, has filed nine U.S. and twenty-one Canadian ITU applications, none of which have matured into registration. *See* PTO Trademark Applications and Registrations Retrieval ("TARR") Records, attached as Exh. 6 to Ghajar Decl.; Dep. of Steven Emeny (Aug. 8, 2002) at pp. 27-28 and 60-61, attached as Exh. 7 to Ghajar Decl. Six of the Applicant's U.S. ITU applications have been abandoned for failure to file a Statement of Use. *See* TARR Records (Exh. 6 to Ghajar Decl.). Three have been abandoned due to failure to respond to Office Actions. *Id.* Today, the Applicant's only "live" U.S. trademark application is application Serial No. 75/825,218 for the mark IDEAS INSIDE – the subject of this Opposition. *Id.*

Applicant's IDEAS INSIDE application covers a wide range of services:

computerized on line ordering service featuring the wholesale and retail distribution of books, music, motion pictures, multimedia products and computer software in the form of printed books, audiocassettes, videocassettes, compact disks, floppy disks, CD ROM's; clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants; badminton shirts; bandannas;

² Intel currently owns fourteen (14) U.S. trademark registrations for the INTEL INSIDE and INTEL INSIDE & Swirl Design trademarks, several of which are incontestable under 15 U.S.C. § 1065. Intel also owns registrations for the marks THE COMPUTER INSIDE and THE JOURNEY INSIDE. *See generally* Exhs. to Am. Notice of Opp'n, attached as Exh. 1 to Ghajar Decl.; Skinner Affid. at ¶ 9 (Exh. 9 to Ghajar Decl.).

baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slips; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; sun visors; swim caps; toques; visors, in International Class 35;

electronic direct digital transmission of messages and data via computer terminals, in International Class 38; and

computer services, namely, providing on line search engines for obtaining data on a global computer network, in International Class 42.

Id.

SUMMARY JUDGMENT STANDARD

Summary judgment is appropriate when “the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue of material fact and the moving party is entitled to judgment as a matter of law.” Fed. R. Civ. P. 56(c); *Celotex Corp. v. Catrett*, 477 U.S. 317, 322-23 (1986). The law places the initial burden on the movant to establish that there are no genuine issues of material fact in dispute. *Celotex*, 477 U.S. at 317. However, once the moving party has satisfied its initial burden of going forward, the burden then shifts to the nonmoving party to show that there is a genuine issue of material fact for trial. *Anderson*, 477 U.S. at 250.

A factual dispute is considered “genuine” only if the non-movant’s evidence is substantial enough to require a trial. *Id.* at 249-50. In this respect, it is insufficient for the non-moving party to rely on self-serving declarations to avoid summary judgment. *Miranda v. B&B Cash Grocery Stores, Inc.*, 1990 U.S. Dist. LEXIS 9350, *9-*10 (M.D. Fla. May 4, 1990) (citing *Evers v. General Motors Corp.*, 770 F.2d 984, 986 (11th Cir. 1985)); *United States v. \$705,270 in United States Currency*, 820 F. Supp. 1398, 1403 (S.D. Fla. 1993), *aff’d* 29 F.3d 640 (11th Cir. 1994) (conclusory, self-serving affidavits will not suffice to defeat an otherwise well-supported motion for summary judgment). “Speculation does not create a genuine issue of fact; instead it creates a false issue, the demolition of which is a primary goal of summary judgment.” *Chambers v. Walt Disney Co.*, 132 F. Supp. 2d 1356, 1363 (M.D. Fla. 2001).

**APPLICANT LACKS A BONA FIDE INTENT
TO USE THE MARK IDEAS INSIDE**

At the outset, Intel acknowledges that the question of “intent” is often a difficult one to resolve on summary judgment. However, as illustrated by the facts below, and guided by the legislative history behind the intent-to-use provisions of the Lanham Act, this is an exceptional case that merits summary judgment.

I. Section 1(b) of the Lanham Act Requires a *Bona Fide* Intent to Use.

Section 1(b) of the Lanham Act (the “Act”) requires that an applicant filing an ITU application verify that it has a “bona fide intent[.]” to use the mark in commerce. 15 U.S.C. § 1051. The lack of a bona fide intent to use the ITU-based mark in commerce at the time of its filing can undermine the validity of the application. *Id.*

Although the term “bona fide” is not defined within the Act itself, the legislative history of the Act clarifies that the “intent” required is an *objective* one. Indeed, Congress chose the Act's ITU language very carefully:

Despite its numerous virtues, a registration system based on intent also carries some potential for abuse. A single business or individual might, for instance, attempt to monopolize a vast number of potential marks on the basis of a mere statement of intent to use the marks in the future. To minimize such risks, S. 1883 requires the specified intent to be bona fide. This bona fide requirement focuses on an *objective good-faith test* to establish that the intent is genuine.

Senate Judiciary Committee Report on S. 1883 (“Senate Report”), S. Rep. No. 100-515 (Sept. 15, 1988) (emphasis added).

Reputed trademark commentator J. Thomas McCarthy explains:

The evidence is “objective” in the sense that it is evidence in the form of real life facts and by the actions of the applicant, not by the applicant’s testimony as to its subjective state of mind. That is, Congress did not intend the issue to be resolved simply by an officer of the applicant later

testifying, 'Yes, indeed, at the time we filed that application, I did truly intend to use the mark at some time in the future.'

See J. Thomas McCarthy, 3 *McCarthy on Trademarks and Unfair Competition* § 19:14, at p. 19-40. (4th ed. 2004); *see also Lane Ltd. v. Jackson Int'l Trading Co.*, 33 U.S.P.Q.2d 1351 (T.T.A.B. 1994) ("an applicant's *mere statement of subjective intention*, without more, *would be insufficient* to establish [the] applicant's bona fide intention to use the mark in commerce."... the ITU applicant must be prepared to support its bona fide intent to use by objective means.) (emphasis added)

While an ITU applicant's bona fide intent to use may be subject to contingencies, those contingencies must themselves be objective, not merely the subjective state of mind of the applicant regarding some possible future use of the mark in question. *See McCarthy on Trademarks and Unfair Competition* § 19:17, at p. 19-46 ("the language of §1(b) itself supports the view that the contingency must be objective, for §1(b) refers to 'circumstances' showing 'good faith.' The word 'circumstances' points to objective, external contingencies, not to subjective, internal indecision."). While these "contingencies" may include product testing or market research, it does not include mere "hope," by itself. *See Report of the Trademark Review Commission*, 77 *Trademark Rep.* 375, 397 (1987), USTA, "The Trademark Law Rev. Act of 1988," P. 37 (1989) ("By 'bona fide,' we mean no mere hope, but an intention that is firm....").

The Senate Report also includes an illustrative, though non-exclusive, series of circumstances that "may cast doubt on the bona fide nature of the intent or even disprove it entirely." Senate Judiciary Committee Report on S. 1883, S. Rep. No. 100-515, pp. 23-24 (Sept. 15, 1988). These circumstances include, amongst others, where applicant has filed: 1) numerous intent-to-use applications for a variety of desirable trademarks to be

used on a single new product; 2) an excessive number of intent-to-use applications to register marks which ultimately were not actually used; or 3) applications unreasonably lacking in specificity in describing the proposed goods. *Id.*

As discussed below, all of these circumstances and indicia manifest themselves in this case.

II. The Record Shows that Applicant Lacks the Requisite Bona Fide Intent.

The record is clear that Applicant has never had a bona fide intent to use the IDEAS INSIDE mark. Several facts, or the lack thereof, demonstrate this point. First, Applicant conceded that he has done no specific planning for the use and development of the IDEAS INSIDE mark. In response to Intel's discovery requests, Applicant did not produce a single document showing that he had an objective bona fide intent to use the mark. In addition, Applicant produced no business or marketing plans, contracts, proposed specimens of use, no development notes or other indicia of any planning or consideration of use of his proposed mark. Second, as the PTO records and Applicant's Canadian deposition transcript show³, Applicant has a history of applying for various ITU trademarks, seeking extensions of the deadline to show use of those marks, and ultimately abandoning the marks. *See supra* at pg. 4. This is very situation Congress had in mind when it provided illustrative examples of when an applicant lacks a bona fide intent to use a proposed mark.

A. Applicant's Failure to Produce any Objective Evidence is Sufficient to Establish a Lack of Bona Fide Intent to Use.

An applicant's failure to produce clear, objective evidence of a bona fide intent to use a proposed mark demonstrates a lack thereof. *Cf. Commodore Electronics, Ltd. v.*

³ The Board granted Opposer's motion to use the Canadian testimony on April 2, 2004.

CBM Kabushiki Kaisha, 26 U.S.P.Q.2d 1503, 1508 (T.T.A.B. 1993). In *Commodore Electronics*, an Opposition proceeding, the Trademark Trial and Appeal Board found that the absence of documentary support for the applicant's ITU application was sufficient to establish that the applicant lacked the requisite bona fide intent. *Id.* This is in contrast to the applicant in *Lane Ltd., supra*, whose creation and initial implementation of a business plan involving the applied-for marks satisfied the ITU requirements.

Just as the applicant in *Commodore* could not point to any specific documents demonstrating its intent to use the mark, Applicant here has failed to produce any documents that objectively prove his bona fide intent to use the IDEAS INSIDE mark in commerce. In spite of several discovery requests that called for Applicant's marketing plans, discussions, or business plans for the IDEAS INSIDE mark, none were divulged. *See, e.g.*, Applicant's Resp. to Interrogos., attached as Exh. 5 to Ghajar Decl., at Resps. 7, 9, 10, 12, and 18. Applicant further admitted that he has never promoted or advertised, sold any goods or services under, or conducted any specific planning for the use of, the IDEAS INSIDE mark. *Id.*; *see also* Applicant's Resp. to Opposer's Second Set of Req. for Admissions, attached as Exh. 4 to Ghajar Decl., at Resps. 34 - 36. Applicant also conceded that "the term IDEAS INSIDE has not been developed in the United States since the filing of the [] trademark," unjustifiably relying on this Opposition as an excuse for his inaction – even though Intel did not oppose the subject application until nearly two years after his filing date. *Id.* Under *Commodore Electronics*, Applicant's failure to produce any objective evidence of an intent to use the IDEAS INSIDE mark, alone, is sufficient basis for ruling in Intel's favor on the bona fide intent issue. *Commodore Electronics*, 26 U.S.P.Q.2d at 1508.

B. The Legislative History Behind the Enactment of Section 1(b) of the Act Specifically Supports a Finding that Mr. Emeny Lacks a Bona Fide Intent.

As discussed above, the Senate Report specifically lays out an illustrative list of circumstances that may cast doubt on the bona fide nature of an applicant's intent, or "even disprove it entirely." Senate Judiciary Committee Report on S. 1883, at p. 23. A number of these circumstances apply in the instant matter and together they strongly support the conclusion that Applicant lacks a cognizable intent to use the IDEAS INSIDE trademark.

1) The filing of numerous ITU applications for a variety of marks to be used on one new product: Mr. Emeny has filed numerous intent-to-use applications for a variety of trademarks to be used on the same services, namely on-line and off-line retail services for a wide range of goods (*e.g.*, Application Serial Nos. 75/825,226; 75/415,374; 75/885,342; 75/263,386; 75/415,363 and 75/263,382). Applicant eventually abandoned all of the aforementioned applications. TARR Records (Exh. 6 to Ghajar Decl.).

2) Filing for an excessive number of intent-to-use applications to register marks which ultimately were not actually used: Applicant's lack of bona fide intent is also demonstrated by the fact that, in the past, he has filed many ITU applications for marks which he ultimately has never used (*e.g.*, Application Serial Nos. 75/263,386; 75/263,382; 75/415,374; 75/415,363; 75/815,571; 75/885374; 75/885,342; and 75/825,226). *Id.* Incidentally, these applications, now abandoned, were filed during the same time period as the IDEAS INSIDE application.

The fact that Applicant has abandoned over twenty ITU applications in his home country, many of which were for the same marks that were the subject of his U.S. ITU applications, further corroborates his lack of bona fide intent. *See* Emeny Dep. at pp. 27-28 and 60-61 (Exh. 7 to Ghajar Decl.).

3) Filing for applications unreasonably lacking in specificity in describing the proposed goods: The unreasonably broad nature of the goods and services listed in most of Mr. Emeny's ITU applications, including the IDEAS INSIDE application, provides further proof of the Applicant's lack of bona fide intent.

Here, Applicant's identification of services purports to cover the online sale of nearly every type of article of clothing; book distribution services; search engine services; and digital transmission services. Tellingly, in his Canadian deposition (made part of the instant record through Intel's Notice of Reliance), Mr. Emeny conceded that his strategy in applying for a delimited list of goods and services under his ITU applications was to "make sure that nobody else [can] take advantage of those marks. [Therefore] there [is] a long list of wares implemented into the trade-mark applications at the time of submission." Emeny Dep. at p. 33 (Exh. 7 to Ghajar Decl.). In so doing, Mr. Emeny essentially admitted that his "intent" was one of exclusion, not an objective intent to use the mark himself.

In summary, each of these illustrations further disprove Mr. Emeny's bona fide intent claim.

CONCLUSION

When the Lanham Act was amended to allow applicants to file ITU applications, it was anticipated that certain applicants would attempt to abuse the process. As one

safeguard, Congress added specific language to the Act that required ITU applicants to declare, under penalty of perjury, their bona fide intent to use the mark in commerce.

As clearly evidenced by the legislative history of the Act, and the specific illustrations provided in the Senate Report, Applicant's conduct is exactly what Congress foresaw as abuse of the system. Applicant should not be allowed to stockpile trademarks as he might domain names. Respectfully, the Board should not condone such abuse. For these reasons, Intel requests a ruling sustaining its opposition to the registration of the mark IDEAS INSIDE.

**REQUEST FOR SUSPENSION PENDING DISPOSITION OF THIS MOTION
AND RESETTING OF TESTIMONY PERIODS**

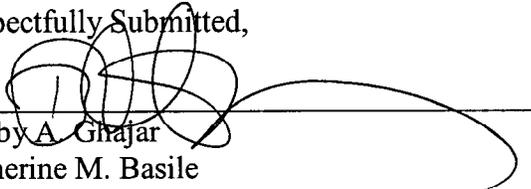
Pursuant to 37 C.F.R. § 2.127(d), Intel respectfully requests that the Board suspend all remaining trial dates, including Plaintiff's testimony period (currently set to close on January 5, 2005), pending disposition of this summary judgment motion.

In the event that the Intel's Motion for Summary Judgment is denied, Intel moves the Board to reset the remaining trial dates and to allow Opposer an additional thirty (30) days from the date of the Board's ruling to enter its testimony in the matter and appropriately supplement the record.

Date: _____

1/4/05

Respectfully Submitted,


Bobby A. Ghajar
Katherine M. Basile
Mike M. Yaghmai
Howrey Simon Arnold & White, LLP
550 South Hope Street, Suite 1400
Los Angeles, California 90071
(213) 892-1800

Attorneys for Opposer

3. Attached hereto as Exhibit 2 is a true and correct copy of Applicant's Notice of Reliance which was filed in this proceeding on January 25, 2003.

4. Attached hereto as Exhibit 3 is a true and correct copy of Applicant's Second Notice of Reliance (which the Applicant refers to as "Defendant Testimony") which was filed in this proceeding on May 31, 2004.

5. Attached hereto as Exhibit 4 is a true and correct copy of Applicant's Responses to Opposer's Second Set of Requests for Admissions.

6. Attached hereto as Exhibit 5 is a true and correct copy of Applicant's Responses to Opposer's First Set of Interrogatories.

7. Attached hereto as Exhibit 6 are true and correct copies of Trademark Applications and Registrations Retrieval ("TARR") Records obtained from the United States Patent and Trademark Office's website for applications filed by Applicant.

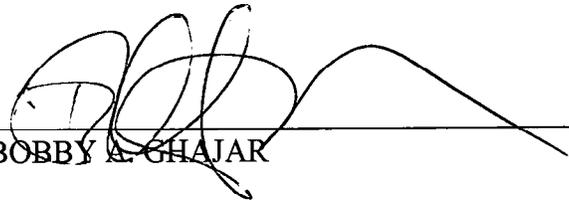
8. Attached hereto as Exhibit 7 is a true and correct copy of relevant portions of the deposition transcript of Mr. Steven Emeny, taken in a concurrent opposition proceeding pending between the parties in Canada on August 8, 2002. The Board granted Opposer's motion to use the said testimony on April 2, 2004.

9. Attached hereto as Exhibit 8 is a true and correct copy of the Affidavit of Leslie Skinner which Opposer originally filed in this proceeding on November 29, 2002.

10. Attached hereto as Exhibit 9 is a true and correct copy of the Affidavit of Leslie Skinner which Opposer originally filed in this proceeding on May 15, 2003.

I declare under penalty of perjury under the laws of the United States of America
that the foregoing is true and correct.

Executed on this 4th day of January, 2005 in Los Angeles, California.



BOBBY A. GHAJAR



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

Intel Corporation,

Opposer,

v.

Steven Emeny

Applicant.

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§
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Opposition No.: 123,312

Application Serial No.
75/825,218

International Classes: 35, 38, and 42

Published: April 24, 2001

Box TTAB FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

AMENDED NOTICE OF OPPOSITION

Madam:

Intel Corporation, a Delaware corporation, having its principal place of business at 2200 Mission College Blvd., Santa Clara, California 95052, believes that it will be damaged by the registration of the alleged mark shown in Application Serial No. 75/825,218, and hereby opposes said application under the provisions of 15 U.S.C. §§ 1063 and 1067.

Application Serial No. 75/825,218 was filed on November 5, 1999 for the alleged mark IDEAS INSIDE, and was published for opposition on April 24, 2001, with the identification of services reading "computerized on line ordering service featuring the wholesale and retail distribution of books, music, motion pictures, multimedia products and computer software in the form of printed books, audiocassettes, videocassettes, compact disks, floppy disks, CD ROM's; clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants; badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits;

booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; sun visors; swim caps; toques; visors," in International Class 35; "electronic direct digital transmission of messages and data via computer

terminals," International Class 38; "computer services, namely, providing on line search engines for obtaining data on a global computer network," International Class 42.

The deadline for filing a notice of opposition is currently set to expire on May 24, 2001.

As grounds for the opposition, it is alleged that:

1. Since at least as early as January of 1992, Opposer has manufactured and sold microprocessors in commerce under the fanciful trademarks INTEL INSIDE and INTEL INSIDE & Swirl Design (hereinafter "the INTEL INSIDE Marks").
2. Opposer has engaged in an extensive licensing program under which leading computer manufacturers have extensively used, and continue to use, Opposer's INTEL INSIDE Marks on their computers and in their advertising and promotional materials. Opposer also has licensed independent software developers to use the INTEL INSIDE Marks to reflect that their software operates compatibly with certain of Opposer's microprocessors.
3. Opposer has invested billions of dollars in advertising and promoting its microprocessors under the INTEL INSIDE Marks. The result is that the INTEL INSIDE Marks have become extremely well-known, recognized marks of Opposer among consumers.
4. In addition to Opposer investing billions of dollars in advertising and promoting the INTEL INSIDE Marks, Opposer's licensees using the INTEL INSIDE Marks have themselves invested hundreds of millions of dollars on advertising for and promotion of Opposer's INTEL INSIDE Marks. As a result, advertisements carrying the INTEL INSIDE & Design mark have created an estimated 500 billion worldwide impressions.
5. Further, Opposer sells a wide variety of goods under the INTEL INSIDE & Swirl Design mark including, but not limited to, clothing, key rings, pens, pencils, stationery, mugs, water bottles, and towels. Opposer sells these goods directly to the consuming public and these goods are primarily sold online through Opposer's web site.

6. Opposer also promotes and sells computer semiconductor products, and distributes printed materials dealing with such products, throughout the United States under the mark THE COMPUTER INSIDE and has done so since a date prior to the filing date of Applicant's application opposed herein.

7. Opposer inaugurated a national education program at least as early as 1994 entitled "The Journey Inside" to help teach school children how computers work. Opposer has continuously used the designation THE JOURNEY INSIDE in commerce for this educational program since its first use as early as 1994.

8. Opposer's products are incorporated into a wide variety of products, including telecommunications products, information technology products, database management, and networking and internet access products.

9. Opposer continues to develop new products in these fields, and it offers services related to these products, specifically including providing internet access business services.

10. Opposer is the owner of the following United States Trademark Registrations covering its INTEL INSIDE Marks:

<u>Exhibit</u>	<u>Registration No.</u>	<u>Registered</u>	<u>Mark</u>
1.	1,702,463	July 21, 1992	INTEL INSIDE & Swirl Design
2.	1,705,796	August 4, 1992	INTEL INSIDE
3.	2,155,197	May 5, 1998	INTEL INSIDE & Swirl Design, PENTIUM PROCESSOR
4.	2,179,209	August 4, 1998	INTEL INSIDE
5.	2,188,280	September 8, 1998	INTEL INSIDE & Swirl Design
6.	2,194,122	October 6, 1998	INTEL INSIDE & Swirl Design
7.	2,198,880	October 20, 1998	INTEL INSIDE
8.	2,250,492	June 1, 1999	INTEL INSIDE

<u>Exhibit</u>	<u>Registration No.</u>	<u>Registered</u>	<u>Mark</u>
9.	2,252,046	June 8, 1999	INTEL INSIDE
10.	2,256,061	June 22, 1999	INTEL INSIDE
11.	2,261,580	July 13, 1999	INTEL INSIDE
12.	2,289,657	October 26, 1999	INTEL INSIDE
13.	2,289,658	October 26, 1999	INTEL INSIDE
14.	2,377,327	August 15, 2000	INTEL INSIDE PENTIUM III & Design

Copies of these registrations are appended to this Notice of Opposition as Exhibits 1 through 14. These registrations are currently valid and subsisting, with Registration Nos. 1,702,463 and 1,705,796 now being incontestable under 15 U.S.C. § 1065.

11. Opposer is also the owner of United States Trademark Registration Number 2,309,535 for the mark THE COMPUTER INSIDE and U.S. Trademark Registration Numbers 2,431,749 and 2,446,347 for the mark THE JOURNEY INSIDE. A copy of Registration No. 2,309,535, and true and correct copies of U.S. Trademark Electronic Search System printouts showing the particulars of Registration Nos. 2,431,749 and 2,446,347 are appended to this Notice of Opposition as Exhibits 15-17, respectively.

12. Opposer's extensive use and promotion of the INTEL INSIDE Marks and THE COMPUTER INSIDE and THE JOURNEY INSIDE marks together constitute a family of marks concluding with the term "Inside" ("Intel's Family of Marks").

13. As a result of Opposer's extensive investment and efforts in promoting its INTEL INSIDE Marks, and together with the extensive advertising and promotional efforts of Opposer's licensees and recognition by consumers, Intel's Family of Marks are widely recognized by consumers as famous marks, uniquely associated with and belonging to Opposer.

14. Applicant seeks a registration for the alleged designation IDEAS INSIDE purportedly intended for use in connection with online ordering services featuring a wide variety of clothing; online messaging services; and on line search engines.

15. The dates of Opposer's first use and its filing dates for the above-referenced applications shown in Exhibits 1-15 long precede Applicant's November 5, 1999 filing date.

16. On information and belief, Applicant did not have a bona fide intent to use the "IDEAS INSIDE" mark in commerce on the specified services when he filed his intent-to-use application for the mark covering the many services specified therein.

17. Applicant's alleged IDEAS INSIDE mark so resembles Opposer's previously used and registered INTEL INSIDE Marks, as well as Opposer's other marks such as THE COMPUTER INSIDE, and THE JOURNEY INSIDE, as to be likely - when used in connection with the identified goods and services of Applicant - to cause confusion, or to cause mistake, or to deceive.

18. Applicant's alleged IDEAS INSIDE mark starts with the same letter and contains the same number of syllables and letters as Opposer's previously used and registered INTEL INSIDE Marks.

19. Contrary to the suggestion created by the use of the alleged IDEAS INSIDE mark, Opposer is neither affiliated with nor a sponsor of Applicant or Applicant's proposed use of the IDEAS INSIDE mark for the services identified in the opposed application.

20. Opposer's INTEL INSIDE Marks are of sufficient fame and have a sufficient reputation among consumers such that when Applicant's IDEAS INSIDE mark is used on or in connection with the goods or services of Applicant, a false connection with Opposer would be presumed by consumers.

21. Applicant's proposed use of the alleged IDEAS INSIDE mark will falsely suggest a connection with Opposer. Because of the fame of Opposer's INTEL INSIDE Marks, built up at

great expense to Opposer, and in light of Opposer's involvement in online retail sales and internet technology, the public will reasonably understand Applicant's IDEAS INSIDE mark as referring to Opposer.

22. The INTEL INSIDE Marks are famous pursuant to 15 U.S.C. § 1125(c)(1).

23. Applicant's proposed use of the alleged IDEAS INSIDE mark will dilute the distinctive quality of Opposer's famous INTEL INSIDE Marks, THE COMPUTER INSIDE mark, THE JOURNEY INSIDE mark, and Intel's other marks concluding with the designation INSIDE.

24. Applicant's proposed use of the alleged IDEAS INSIDE mark will blur and whittle away at the distinctiveness and identity-evoking quality of the INTEL INSIDE Marks, THE COMPUTER INSIDE mark, THE JOURNEY INSIDE mark, and Intel's other marks concluding with the designation INSIDE.

25. The registration of Applicant's alleged IDEAS INSIDE mark on the Principal Register would be inconsistent with Opposer's rights under the aforementioned registrations and common law, and would be damaging to Opposer.

26. A duplicate copy of this Notice of Opposition and a fee of \$900 are enclosed.

WHEREFORE, Opposer requests that Application Serial No. 75/825,218 be rejected, and that no registration be issued in connection with this application, and that this opposition be sustained in favor of Opposer.

Respectfully submitted,

INTEL CORPORATION

Date: 11/19/02

By: 

Bobby A. Ghajar
Katherine M. Basile
HOWREY SIMON ARNOLD & WHITE, LLP
301 Ravenswood Ave.
Menlo Park, California 94025
(213) 892-1800

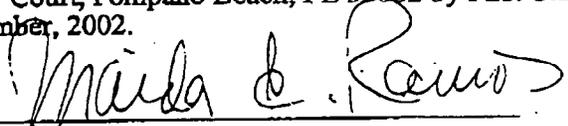
Attorneys for Opposer

OF COUNSEL:

Leslie K. Skinner, Esq.
Intel Corporation
2200 Mission College Boulevard
P.O. Box 58119, #SC4-203
Santa Clara, California 95052-8119
(408) 653-5325

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing "Amended Notice of Opposition" was served on Mr. Brian Hall, 1973 South East 15th Court, Pompano Beach, FL 33062 by First Class mail, postage prepaid, this 19th day of November, 2002.


Maida E. Ramos

Int. Cl.: 25

Prior U.S. Cls.: 22 and 39

Reg. No. 2,252,046

United States Patent and Trademark Office

Registered June 1, 1999

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95052

FOR: T-SHIRTS, SHIRTS, BEACHWEAR,
LOUNGEWEAR, SWEATSHIRTS, SWEAT
SUITS, COVERALLS, JACKETS, TIES, HEAD-
WEAR, CARDIGANS, GYM SUITS, HATS, JOG-
GING SUITS, NECKTIES, POLO SHIRTS.

INFANT ROMPERS, IN CLASS 25 (U.S. CLS. 22
AND 39).

FIRST USE 12-0-1993; IN COMMERCE
12-0-1993.

OWNER OF U.S. REG. NOS. 1,723,243,
1,723,692 AND OTHERS.

SN 75-978J04 FILED 10-10-1997.

NANCY L. HANKIN, EXAMINING ATTORNEY

08-27-03

11:56am From-

T-673 P.011/031 F-585

Int. Cl.: 18

Prior U.S. Cls.: 1, 2, 3, 22, and 41

Reg. No. 2,250,492

United States Patent and Trademark Office

Registered June 1, 1997

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95052

FOR: TRAVEL BAGS, LUGGAGE, SCHOOL BAGS, BACK PACKS, BEACH BAGS, DUFFEL BAGS, FANNY PACKS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).

FIRST USE 12-0-1993; IN COMMERCE 12-0-1993.

OWNER OF U.S. REG. NOS. 1,723,243, 1,723,692, AND OTHERS.

SN 75-371,541, FILED 10-10-1997.

NANCY L HANKIN, EXAMINING ATTORNEY

EXHIBIT 2

08-27-03

11:56am From-

T-673 P.012/031 F-585

Int. Cl.: 23

Prior U.S. Cls.: 22, 23, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,251,830
Registered July 11, 1999

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95032

FOR: TOYS, NAMELY, STUFFED TOYS,
PLUSH TOYS, DOLLS, BEAN BAGS, GAMES,
NAMELY, BOARD GAMES, STAND ALONE
VIDEO GAMES, AND CHRISTMAS ORNA-

MENTS, IN CLASS 28 (U.S. CLS. 22, 23, 23 AND 30).

FIRST USE 10-0-1999; IN COMMERCE
10-0-1999.

SN 73-371,344, FILED 10-10-1997.

NANCY L. HANKIN, EXAMINING ATTORNEY

EXHIBIT 3

08-27-03

11:56am From-

T-673 P.013/031 F-585

Int. Cl. 21

Prior U.S. Cls.: 2, 13, 23, 29, 30, 33, 40, and 50

United States Patent and Trademark Office

Reg. No. 2,255,061

Registered June 22, 1999

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
3200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95052

FIRST USE 12-0-1993; IN COMMERCE
12-0-1993.
OWNER OF U.S. REG. NOS. 1,723,241,
1,723,492, AND OTHERS.

FOR: MUGS, SPORTS BOTTLES, IN CLASS
21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND 50).

SN 73-371,344, FILED 10-10-1997.

NANCY L HANKIN, EXAMINING ATTORNEY

EXHIBIT 4

08-27-03

11:56am From-

T-673 P.014/031 F-585

Int. Cl.: 14

Prior U.S. Cls.: 2, 27, 28, and 50

United States Patent and Trademark Office

Reg. No. 2,289,653
Registered Oct. 15, 1999

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95052

FOR: CLOCKS, JEWELRY, CHARMS, CUFF
LINKS, EARRINGS, KEY CHAINS, NECK-
LACES, BRACELETS, NECKTIE FASTENERS,
LAPEL PINS, MONEY CLIPS, PENDANTS, TIE

SLIDES, AND WATCHES, IN CLASS 14 (U.S.
CLS. 2, 27, 28 AND 50).

FIRST USE 4-1995; IN COMMERCE
4-1995.

SN 75-978,429, FILED 10-10-1997.

NANCY L. HANKIN, EXAMINING ATTORNEY

EXHIBIT 5 .

08-27-03

11:56am From-

T-673 P.015/031 F-585

Int. Cl. 16

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,039,557

Registered Oct. 16, 1999

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

**INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BLVD.
SANTA CLARA, CA 95052**

FOR: BINDERS, BOXES FOR PENS, TABLETS, NOTE CARDS AND PLAYING CARDS, SELF-ADHESIVE PADS, DESK PADS AND CALENDAR PADS, PENS, PENCILS, FOLDERS, PHOTOGRAPH STANDS, RULERS,

MARKERS, IN CLASS 16 (U.S. CLS. 2, 3, 12, 13, 29, 37, 38 AND 50).

FIRST USE 12-0-1993; IN COMMERCE 12-0-1993.

OWNER OF U.S. REG. NOS. 1,723,341, 1,723,692 AND OTHERS.

SN 75-978332, FILED 10-10-1997.

NANCY L. HANKIN, EXAMINING ATTORNEY

EXHIBIT 6

Int. Cl.: 9

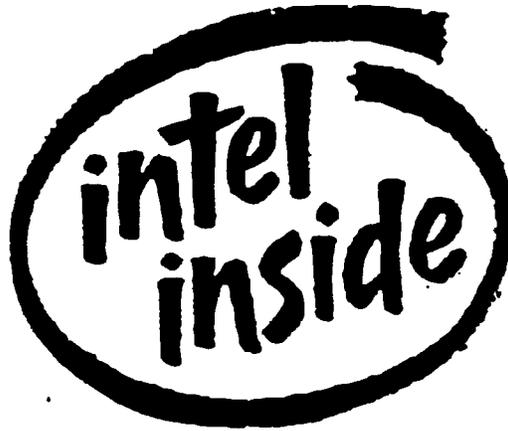
Prior U.S. Cl.: 26

Reg. No. 1,702,463

United States Patent and Trademark Office

Registered July 21, 1992

TRADEMARK
PRINCIPAL REGISTER



INTEL CORPORATION (DELAWARE CORPO-
RATION)
3065 BOWERS AVENUE
SANTA CLARA, CA 95051

OWNER OF U.S. REG. NOS. 914,978, 1,022,567,
AND OTHERS

SN 74-159,672 FILED 4-22-1991.

FOR: MICROPROCESSORS IN CLASS 9 (U.S.
CL. 26)
FIRST USE 1-4-1972 IN COMMERCE
1-4-1972

TODD BRAVERMAN, EXAMINING ATTOR-
NEY

Int. Cl.: 9

Prior U.S. Cl.: 26

Reg. No. 1,705,796

Registered Aug. 4, 1992

United States Patent and Trademark Office

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
3065 BOWERS AVENUE
SANTA CLARA, CA 95051

FIRST USE 1-0-1992 IN COMMERCE
1-0-1992
OWNER OF U.S. REG. NOS. 914,978, 1,022,353,
AND OTHERS

SN 74-139,673, FILED 4-22-1991.

FOR: MICROPROCESSORS, IN CLASS 9 (U.S. CL 26).

GLENN CLARK, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,155,197

United States Patent and Trademark Office

Registered May 5, 1998

TRADEMARK
PRINCIPAL REGISTER



INTEL CORPORATION (DELAWARE CORP-
ORATION)
2200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 95051-1119

FOR COMPUTER HARDWARE, NAMELY,
MICROPROCESSORS, IN CLASS 9 (U.S. CLS. 21,
23, 26, 36 AND 38)

FIRST USE 3-0-1992 IN COMMERCE
3-0-1992

OWNER OF U.S. REG. NOS. 1,702,461
1,702,794 AND 1,941,172

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "PROCESSOR", APART FROM
THE MARK AS SHOWN.

SN 76716083 FILED 8-6-1998

K. MARGARET LE, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

Reg. No. 2,179,209

United States Patent and Trademark Office

Registered Use 3/1/99

TRADEMARK
PRINCIPAL REGISTER

INTEL INSIDE

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 950528119 INTEL CORPORATION (DELAWARE CORPORATION)

2200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 950528119

FOR: COMPUTER OPERATING SYSTEM SOFTWARE; COMPUTER OPERATING PROGRAMS; COMPUTER SYSTEM EXTENSIONS, TOOLS AND UTILITIES IN THE FIELD OF APPLICATION SOFTWARE FOR CONNECTING PERSONAL COMPUTERS, NETWORKS, TELECOMMUNICATIONS APPARATUS AND GLOBAL COMPUTER NETWORK APPLICATIONS; AUDIO AND VIDEO GRAPHICS FOR REAL TIME INFORMATION AND IMAGE TRANSFER, TRANSMISSION, RECEPTION, PROCESSING AND DIGITIZING; COMPUTER FIRMWARE; COMPUTER HARDWARE; COMPUTER PERIPHERALS; INTEGRATED CIRCUITS; INTEGRATED CIRCUIT CHIPS; SEMICONDUCTOR PROCESSORS; SEMICONDUCTOR PROCESSOR CHIPS; MICROPROCESSORS; PRINTED CIRCUIT BOARDS; ELECTRONIC CIRCUIT BOARDS; COMPUTER MEMORY DEVICES; SEMICONDUCTOR

MEMORY DEVICES; VIDEO CIRCUIT BOARDS; AUDIO CIRCUIT BOARDS; AUDIO-VIDEO CIRCUIT BOARDS; VIDEO GRAPHIC ACCELERATORS; MULTIMEDIA ACCELERATORS; VIDEO PROCESSORS; FAX/MODEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE TRANSMISSION AND RECEIPT OF FACSIMILES; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE AND USE OF LOCAL AND WIDE AREA COMPUTER NETWORKS; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE AND USE OF INTERACTIVE AUDIO-VIDEO COMPUTER CONFERENCE SYSTEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE RECEIPT, DISPLAY, AND USE OF BROADCAST VIDEO, AUDIO, AND DIGITAL DATA SIGNALS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 1-0-1992 IN COMMERCE 1-0-1992.

OWNER OF U.S. REG. NOS. 1,702,463 AND 1,703,796.

SN 73-160,101, FILED 9-4-1996.

SOPHIA S. KIM, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,188,280

Registered Sep. 8, 1998

TRADEMARK
PRINCIPAL REGISTER



INTEL CORPORATION (DELAWARE CORP-
ORATION)
200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 95051119

FOR: COMPUTER OPERATING SYSTEM
SOFTWARE; COMPUTER OPERATING PRO-
GRAMS; COMPUTER SYSTEM EXTENSION
TOOLS AND UTILITIES IN THE FIELD OF
APPLICATION SOFTWARE FOR CONNECT-
ING PERSONAL COMPUTERS, NETWORKS,
TELECOMMUNICATIONS APPARATUS AND
GLOBAL COMPUTER NETWORK APPLICA-
TIONS; AUDIO AND VIDEO GRAPHICS FOR
REAL TIME INFORMATION AND IMAGE
TRANSFER, TRANSMISSION, RECEPTION,
PROCESSING AND DIGITIZING; COMPUTER
FIRMWARE; COMPUTER HARDWARE; COM-
PUTER PERIPHERALS; INTEGRATED CIR-
CUITS; INTEGRATED CIRCUIT CHIPS; SEMI-
CONDUCTOR PROCESSORS; SEMICONDUCTOR
PROCESSOR CHIPS; MICROPROCESSORS;
PRINTED CIRCUIT BOARDS; ELECTRONIC
CIRCUIT BOARDS; COMPUTER
MEMORY DEVICES; SEMICONDUCTOR

MEMORY DEVICES; VIDEO CIRCUIT
BOARDS; AUDIO CIRCUIT BOARDS; AUDIO
VIDEO CIRCUIT BOARDS; VIDEO GRAPHIC
ACCELERATORS; MULTIMEDIA ACCELE-
RATORS; VIDEO PROCESSORS; FAX/SCANS;
COMPUTER HARDWARE AND SOFTWARE
FOR THE TRANSMISSION AND RECEIPT OF
FACSIMILES; COMPUTER HARDWARE AND
SOFTWARE FOR THE DEVELOPMENT,
MAINTENANCE AND USE OF LOCAL AND
WIDE AREA COMPUTER NETWORKS; COM-
PUTER HARDWARE AND SOFTWARE FOR
THE DEVELOPMENT, MAINTENANCE, AND
USE OF INTERACTIVE AUDIO-VIDEO COM-
PUTER CONFERENCE SYSTEMS; COMPUTER
HARDWARE AND SOFTWARE FOR THE RE-
CEIPT, DISPLAY, AND USE OF BROADCAST
VIDEO, AUDIO, AND DIGITAL DATA SIG-
NALS IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND
38)

FIRST USE 1-4-1992 IN COMMERCE
1-4-1992

OWNER OF U.S. REG. NOS. 1,764,843 AND
1,765,796

IN 75-168,102 FILED 6-1-96

SOPHIA E. KIM, EXAMINING ATTORNEY

Int. Cl.: 16

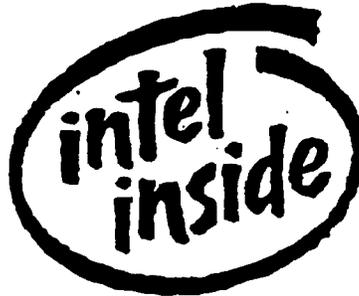
Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, and 50

Reg. No. 2,194,122

United States Patent and Trademark Office

Registered Oct. 4, 1992

**TRADEMARK
PRINCIPAL REGISTER**



**INTEL CORPORATION (DELAWARE CORPORATION)
220 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 95051**

FOR: PRINTED MATERIALS, NAMELY, BOOKS, MAGAZINES, NEWSLETTERS, JOURNALS, OPERATING MANUALS, USERS GUIDES, PAMPHLETS, AND BROCHURES ABOUT, FOR USE WITH AND DIRECTED TO USERS OF, COMPUTER OPERATING SYSTEM SOFTWARE; COMPUTER OPERATING PROGRAMS; COMPUTER SYSTEM EXTENSIONS; COMPUTER SYSTEM TOOLS; COMPUTER SYSTEM UTILITIES; COMPUTER APPLICATION SOFTWARE; COMPUTER FIRMWARE; COMPUTER HARDWARE; COMPUTER PERIPHERALS; COMPUTER COMPONENTS; INTEGRATED CIRCUITS; INTEGRATED CIRCUIT CHIPS; SEMICONDUCTOR PROCESSORS; SEMICONDUCTOR PROCESSOR CHIPS; MICROPROCESSORS; PRINTED CIRCUIT BOARDS; ELECTRONIC CIRCUIT BOARDS; COMPUTER MEMORY DEVICES; SEMICONDUCTOR MEMORY DEVICES; VIDEO CIRCUIT BOARDS; AUDIO CIRCUIT BOARDS; AUDIO/VIDEO CIRCUIT BOARDS; VIDEO GRAPHIC ACCELERATORS; MULTIMEDIA

ACCELERATORS; VIDEO PROCESSORS; FAX MODEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE TRANSMISSION AND RECEIPT OF FACSIMILES; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE, AND USE OF LOCAL AND WIDE AREA COMPUTER NETWORKS; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE, AND USE OF INTERACTIVE AUDIO/VIDEO COMPUTER CONFERENCE SYSTEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE RECEIPT, DISPLAY, AND USE OF BROADCAST VIDEO, AUDIO, AND DIGITAL DATA SIGNALS; AND COMPUTER HARDWARE AND SOFTWARE FOR DEVELOPMENT, TESTING, PROGRAMMING, AND PRODUCTION OF HARDWARE AND SOFTWARE. IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

**FIRST USE 1-4-1992 IN COMMERCE 1-4-1992
OWNER OF U.S. REG. NOS. 1,573,324, 1,712,411 AND OTHERS.**

SI 73-12,174 FILED 7-4-1992

SOPHIA S. KIM, EXAMINING ATTORNEY

Int. Cl.: 16

Prior U.S. Cls.: 1, 5, 22, 23, 29, 37, 38, and 50

United States Patent and Trademark Office

Reg. No. 2,198,380

Registered Oct. 10, 1994

**TRADEMARK
PRINCIPAL REGISTER**

INTEL INSIDE

**INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 95052-1119**

FOR: PRINTED MATERIALS, NAMELY, BOOKS, MAGAZINES, NEWSLETTERS, JOURNALS, OPERATING MANUALS, USERS GUIDES, PAMPHLETS, AND BROCHURES ABOUT, FOR USE WITH, AND DIRECTED TO USERS OF, COMPUTER OPERATING SYSTEM SOFTWARE; COMPUTER OPERATING PROGRAMS; COMPUTER SYSTEM EXTENSIONS; COMPUTER SYSTEM TOOLS; COMPUTER SYSTEM UTILITIES; COMPUTER APPLICATION SOFTWARE; COMPUTER FIRMWARE; COMPUTER HARDWARE; COMPUTER PERIPHERALS; COMPUTER COMPONENTS; INTEGRATED CIRCUITS; INTEGRATED CIRCUIT CHIPS; SEMICONDUCTOR PROCESSORS; SEMICONDUCTOR PROCESSOR CHIPS; MICROPROCESSORS; PRINTED CIRCUIT BOARDS; ELECTRONIC CIRCUIT BOARDS; COMPUTER MEMORY DEVICES; SEMICONDUCTOR MEMORY DEVICES; VIDEO CIRCUIT BOARDS; AUDIO CIRCUIT BOARDS; AUDIO/VIDEO CIRCUIT BOARDS; VIDEO GRAPHIC ACCELERATORS; MULTIMEDIA

ACCELERATORS; VIDEO PROCESSORS; FAX/MODEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE TRANSMISSION AND RECEIPT OF FACSIMILES; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE AND USE OF LOCAL AND WIDE AREA COMPUTER NETWORKS; COMPUTER HARDWARE AND SOFTWARE FOR THE DEVELOPMENT, MAINTENANCE AND USE OF INTERACTIVE AUDIO/VIDEO COMPUTER CONFERENCE SYSTEMS; COMPUTER HARDWARE AND SOFTWARE FOR THE RECEIPT, DISPLAY, AND USE OF BROADCAST VIDEO, AUDIO, AND DIGITAL DATA SIGNALS; AND COMPUTER HARDWARE AND SOFTWARE FOR DEVELOPMENT, TESTING, PROGRAMMING, AND PRODUCTION OF HARDWARE AND SOFTWARE, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 1-0-1992 IN COMMERCE 1-0-1992.

OWNER OF U.S. REG. NOS. 1,573,324, 1,723,243, AND OTHERS.

SN 75-160,102 FILED 9-4-1994

SOPHIA S. KIM, EXAMINING ATTORNEY

Int. Cl.: 9

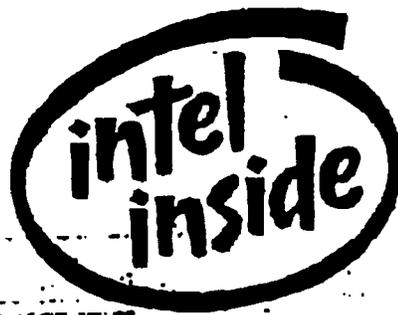
Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 2,377,327

United States Patent and Trademark Office

Registered Aug. 15, 2000

**TRADEMARK
PRINCIPAL REGISTER**



pentium !!!

INTEL CORPORATION (DELAWARE CORPORATION)
2200 MISSION COLLEGE BOULEVARD
SANTA CLARA, CA 950528119

FOR: COMPUTER HARDWARE, INCLUDING INTEGRATED CIRCUITS, MICROPROCESSORS, AND OTHER SEMICONDUCTOR DEVICES; COMPUTERS; COMPUTER WORKSTATIONS; NOTEBOOK AND LAPTOP COMPUTERS; PORTABLE COMPUTERS;

MICROCOMPUTERS; SERVERS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 2-0-1999; IN COMMERCE 2-0-1999.
OWNER OF U.S. REG. NOS. 1,702,463, 2,188,250 AND OTHERS.

SER. NO. 75-746,763, FILED 7-6-1999.

F. D. CARMINE, EXAMINING ATTORNEY

Latest Status Info

CASE 1 2 1 3

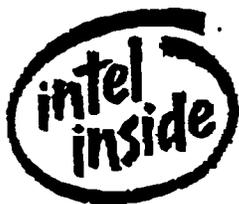
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 07/31/2002 17:16:45 ET

Serial Number: 75412489

Registration Number: 2451273

Mark



(words only): INTEL INSIDE

Current Status: Registered.

Date of Status: 2001-05-15

Filing Date: 1997-12-31

Registration Date: 2001-05-15

Law Office Assigned: TMEG Law Office 106

CURRENT APPLICANT(S)/OWNER(S)

1. Intel Corporation

Address:

Intel Corporation
2200 Mission College Blvd.
Santa Clara, CA 95052
United States

State or Country of Incorporation: Delaware

Legal Entity Type: Corporation

GOODS AND/OR SERVICES

COMPUTERS; COMPUTER HARDWARE; SOFTWARE FOR USE IN OPERATING AND MAINTAINING COMPUTER SYSTEMS; SEMICONDUCTORS; MICROPROCESSORS; INTEGRATED CIRCUITS; MICROCOMPUTERS; COMPUTER CHIPSETS; COMPUTER MOTHERBOARDS AND DAUGHTERBOARDS; COMPUTER GRAPHICS BOARDS; COMPUTER PERIPHERALS AND ELECTRONIC APPARATUS FOR USE WITH COMPUTERS; KEYBOARDS;

EXHIBIT 15 (1 OF 3)

TRACKBALLS; COMPUTER MOUSE DEVICES; COMPUTER INPUT DEVICES; COMPUTER MONITORS; VIDEO APPARATUS; VIDEO CIRCUIT BOARDS; APPARATUS AND EQUIPMENT FOR RECORDING, PROCESSING, RECEIVING, REPRODUCING, TRANSMITTING, MODIFYING, COMPRESSING, DECOMPRESSING, BROADCASTING, MERGING AND/OR ENHANCING SOUND, VIDEO IMAGES, GRAPHICS, AND DATA; COMPUTER UTILITY PROGRAMS; COMPUTER OPERATING SYSTEM SOFTWARE; COMPUTER PROGRAMS FOR RECORDING PROCESSING, RECEIVING, REPRODUCING, TRANSMITTING, MODIFYING, COMPRESSING, DECOMPRESSING, BROADCASTING, MERGING, AND/OR ENHANCING SOUND, VIDEO, IMAGES, GRAPHICS, AND DATA; COMPUTER PROGRAMS FOR WEB PAGE DESIGN; COMPUTER PROGRAMS FOR ACCESSING AND USING A GLOBAL COMPUTER NETWORK; AND USER MANUALS FOR USE WITH, AND SOLD AS A UNIT WITH, ALL THE AFORESAID GOODS

International Class: 009

First Use Date: 19920100

First Use in Commerce Date: 19920100

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

914978

938772

1022563

PROSECUTION HISTORY

- 2001-05-15 - Registered - Principal Register
- 2001-01-17 - Allowed for Registration - Principal Register (SOU accepted)
- 2001-01-10 - Case file assigned to examining attorney
- 2001-01-07 - Statement of use processing complete
- 2000-10-26 - Amendment to Use filed
- 2000-06-19 - Extension 2 granted
- 2000-04-27 - Extension 2 filed
- 1999-10-27 - Extension 1 granted
- 1999-10-27 - Extension 1 filed
- 1999-04-27 - Notice of allowance - mailed
- 1999-02-02 - Published for opposition

EXHIBIT 15 (2 OF 3)

Latest Status Info

- 1999-01-02 - Notice of publication
- 1998-10-22 - Approved for Pub - Principal Register (Initial exam)
- 1998-10-20 - Case file assigned to examining attorney
- 1998-10-16 - Examiner's amendment mailed
- 1998-04-16 - Non-final action mailed
- 1998-04-02 - Case file assigned to examining attorney

CONTACT INFORMATION

Correspondent (Owner)
LISA A GARONO (Attorney of record)

LISA A GARONO
ARNOLD WHITE & DURKEE
PO BOX 4433
HOUSTON TX 77210-4433
United States

EXHIBIT 15 (3 OF 3)

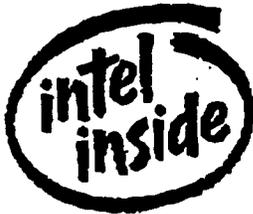
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 07/31/2002 17:17:05 ET

Serial Number: 75412488

Registration Number: 2547565

Mark



(words only): INTEL INSIDE

Current Status: Registered.

Date of Status: 2002-03-12

Filing Date: 1997-12-31

Registration Date: 2002-03-12

Law Office Assigned: TMEG Law Office 106

CURRENT APPLICANT(S)/OWNER(S)

1. Intel Corporation

Address:

Intel Corporation
2200 Mission College Boulevard
Santa Clara, CA 950528119
United States

State or Country of Incorporation: Delaware

Legal Entity Type: Corporation

GOODS AND/OR SERVICES

COMPUTER-RELATED AND COMMUNICATIONS-RELATED SERVICES, NAMELY, SUPPORT AND CONSULTING SERVICES FOR COMPUTER-RELATED AND COMMUNICATIONS-RELATED GOODS; PROVIDING INFORMATION IN THE FIELD OF COMPUTER TECHNOLOGY VIA THE GLOBAL COMPUTER NETWORK; PROVIDING ON-LINE PUBLICATIONS, NAMELY, BOOKS, BROCHURES, WHITE PAPERS, CATALOGS AND

EXHIBIT 16 (1 OF 3)

**PAMPHLETS IN THE FIELDS OF COMPUTER AND INFORMATION TECHNOLOGY;
DESIGNING AND DEVELOPING STANDARDS FOR OTHERS IN THE DESIGN AND
IMPLEMENTATION OF COMPUTER SOFTWARE, COMPUTER HARDWARE AND
TELECOMMUNICATIONS EQUIPMENT; COMPUTER SOFTWARE, COMPUTER HARDWARE
AND NETWORK DESIGN SERVICES**

International Class: 042

First Use Date: 19940100

First Use in Commerce Date: 19940100

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

914978

938772

1022563

PROSECUTION HISTORY

2002-03-12 - Registered - Principal Register

2001-09-20 - Allowed for Registration - Principal Register (SOU accepted)

2001-05-23 - Communication received from applicant

2001-04-03 - Non-final action mailed

2001-02-21 - Case file assigned to examining attorney

2001-02-21 - Case file assigned to examining attorney

2001-02-16 - Statement of use processing complete

2001-01-12 - Amendment to Use filed

2001-01-10 - Extension 3 granted

2000-10-24 - Extension 3 filed

2000-06-22 - Extension 2 granted

2000-04-22 - Extension 2 filed

1999-10-27 - Extension 1 granted

1999-10-27 - Extension 1 filed

1999-04-27 - Notice of allowance - mailed

EXHIBIT 16 (2 OF 3)

Latest Status Info.

- 1999-02-02 - Published for opposition
- 1999-01-02 - Notice of publication
- 1998-10-22 - Approved for Pub - Principal Register (Initial exam)
- 1998-10-20 - Case file assigned to examining attorney
- 1998-10-16 - Examiner's amendment mailed
- 1998-04-16 - Non-final action mailed
- 1998-04-02 - Case file assigned to examining attorney

CONTACT INFORMATION

Correspondent (Owner)
LISA A GARONO (Attorney of record)

LISA A GARONO
ARNOLD WHITE & DURKEE
PO BOX 4433
HOUSTON TX 77210
United States

EXHIBIT 16 (3 OF 3)

U.S. Trademark Electronic Search System (TESS)

TESS was last updated on Tue May 22 04:14:45 EDT 2001

PTO HOME	TRADEMARK	TESS HOME	NEW USER	SPELLING	FILE ENTRY	HOW TO USE	ABOUT	HELP	...
CURRENT				NEXT DOC	LAST DOC				

Logout Please logout when you are done to release system resources allocated for you.

Start | List At: OR **Jump** to record: **Record 1 out of 2**

Check Status (TARR contains current status, correspondence address and attorney of record for this mark. Use the "Back" button of the Internet Browser to return to TESS)

Typed Drawing

Word Mark THE JOURNEY INSIDE

Goods and Services IC 041. US 100 101 107. G & S: Educational services, namely, conducting classes, seminars, conferences, and hosting online educational forums in the field of computer and software use, navigation over global computer networks, computer science and technology, computer management, and distributing course materials in connection therewith developing and disseminating educational materials designed to increase technology literacy among students.. FIRST USE: 19940800. FIRST USE IN COMMERCE: 19940800

Mark Drawing Code (1) TYPED DRAWING

Serial Number 76015052

Filing Date March 31, 2000

Published for Opposition January 30, 2001

Registration Number 2446347

Registration Date April 24, 2001

Owner (REGISTRANT) Intel Corporation CORPORATION DELAWARE 2200 Mission College Blvd. Santa Clara CALIFORNIA 95052

Attorney of Record Bobby A Ghajar

Type of Mark Register SERVICE MARK

PRINCIPAL

EXHIBIT 17

(Page 1 of 2)

5/22/2001

Live/Dead
Indicator LIVE

VIEW HOME	TRADE MARK	TESS HOME	NEW USER	STRUCTURED	FREE FORM	USER LIST	TOP	HELP	LOG OFF
CURRENT				NEXT DOC	LAST DOC				

EXHIBIT 17

(Page 2 of 2)



TTAB

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

02-10-2003

U.S. Patent & TMO/TM Mail Rcpt Dt. #7C

Intel Corporation

Opposer,

v.

Steven Emeny

Defendant

§
§
§
§
§
§
§
§
§
§

Opposition NO.: 123,312

Applicant Serial No. 75/825,218

International Classes: 35, 38, and 42

Published: April 24, 2001

Opposed Mark: IDEAS INSIDE

NOTICE OF RELIANCE

Defendant, Steven Emeny, hereby serves notice that it intends to rely on the following Documents.

1. Intel Web Site

Defendant hereby introduces into evidence the Intel web site which is of general circulation among the public.

Exhibit No. Description

1-A Intel Home Page – <http://www.intel.com>

1-B Intel – Where to buy – Home
http://www.intel.com/buy/wtb/wtb1000.htm?iid=wheretobuy+desklap_ho_medesktop_home_p4_&

1-C Intel – Where to buy – Business

U.S. PATENT & TRADEMARK OFFICE
RECEIVED

DD

http://www.intel.com/buy/wtb/wtb1002.htm?iid=wheretobuy+desklap_ho_medesktop_business_p4_&

Each of these documents is relevant in that each proves scope of use of INTEL
INSIDE mark, Channel of trade and consumer.

Copies of these documents are attached at Tab 1.

2. Intel – Abandoned Trademark

Defendant hereby introduces into evidence Intel's abandoned trademark which
is of general circulation among the public.

Exhibit No. Description

2-A Intel Trademark 75160173

<http://www.tess.uspto.gov/bin/showfield?f=doc&state=g9uf4r.7.4>

This document is relevant in that it proves scope of use of INTEL
INSIDE mark products and services.

Copies of this document are attached at Tab 2.

3. 'INSIDE' Trademarks in Use

Defendant hereby introduces into evidence trademark documents which
are of general circulation among the public.

Exhibit No. Description

3-A **IT'S ALL INSIDE** registered trademark for J. C. Penney Corporation

<http://www.tess.uspto.gov/bin/showfield?f=doc&state=ck5vnf.3.1>

3-B **DO YOU HAVE THE BUNNY INSIDE?**

Registered trademark for Eveready Battery Company.

<http://www.tess.uspto.gov/bin/showfield?f=doc&state=g9uf4r.10.1>

This document is relevant in that it proves scope of use of the
' _____ INSIDE' format of trademark.

Copies of these documents are attached at Tab 3.

4. 'DEPOT' Trademarks in Use

Defendant hereby introduces into evidence trademark documents which
are of general circulation among the public.

Exhibit No. Description

4-A List of some, not all, trademarks incorporating the word 'DEPOT'

http://www.tess.uspto.gov/bin/showfield?f=doc&state=dr8sn8.1.1&p_search=searchss&p_L=50&BackReference...

This document is relevant in that it proves scope of use of trademarks
incorporating a common word.

Copies of these documents are attached at Tab 4.

5. Documents Showing use of various forms of 'INSIDE'

Defendant hereby introduces into evidence trademark documents which
are of general circulation among the public.

Exhibit No. Description

5-A Google Search Engine results for the term 'INSIDER'

http://www.google.ca/search?hl=en&ie=UTF-8&oe=UTF-8&as_qdr=all&q=insider++&btnG=Google+S

This document is relevant in that it proves scope of use of trademarks

incorporating a common word.

Copies of these documents are attached at Tab 5.

6. Television Show documents featuring the word 'INSIDE'

Defendant hereby introduces into evidence documents which are of general circulation among the public.

Exhibit No. Description

- 6-A **STAR INSIDE!** - A weekly television show
http://www.star-tv.com/tvshows/content/sc/star_inside.asp
- 6-B **INSIDE EDITION** – Popular Entertainment News Show
<http://www.insideedition.com>
- 6-C **INSIDE THE ACTORS STUDIO** – Popular Talk Show
<http://www.newschool.edu/academic/drama/itas>

This document is relevant in that it proves scope of use of the 'INSIDE' mark.

Copies of these documents are attached at Tab 6.

7. Web Sites incorporating the word 'INSIDE'

Defendant hereby introduces into evidence documents which are of general circulation among the public.

Exhibit No. Description

- 7-A **INSIDE** - A Primedia Company – News Web Site
<http://www.inside.com/default.asp?entity=localhost>

7-B GO INSIDE – Online Magazine

<http://www.goinside.com>

7-C MEDIA INSIDE – web site

<http://www.media-inside.com>

7-D CPU-INSIDE - web site

<http://www.cpu-inside.com>

7-E PC-INSIDE – we site

<http://www.pc-inside.net>

7-F BASS INSIDE – web site

<http://www.bassinside.com>

7-G FUTURE-INSIDE – web site

<http://www.future-inside.com/form.html>

This document is relevant in that it proves scope of use of the
'INSIDE' mark.

Copies of these documents are attached at Tab 7.

8. New Economy Publications

Defendant hereby introduces into evidence of printed publications from the
internet which are of general circulation among the public.

8-A Think Inc., a business that provides the precious commodity of ideas.

<http://www.think-inc.co.uk/profile.htm>

8-B Commodities of the New Economy

http://www.dougelwell.com/Portfolio/sites/divine/sho/sho_room/Stories/2000/

0500/Commodities-4.htm

8-C Trends, *economy, ideas anyone?

<http://www.spark-online.com/december99/trends/marcom.htm>

This document is relevant in that it shows the future economy is based on a currency of ideas.

Copies of these documents are attached at Tab 8.

9. IDEAS INSIDE Trademark

Defendant hereby introduces into evidence of printed publications from the USPTO which are of general circulation among the public.

9-A IDEAS INSIDE - Trademark Application 75825218.

<http://www.tess.uspto.gov/bin/showfield?f=doc&state=pljkb1.2.1>

This document is relevant to the products and services relating to the Trademark IDEAS INSIDE.

Copies of these documents are attached at Tab 9.

10. Media Documents

Defendant hereby introduces into evidence, magazine and coupon, documents which are of general circulation among the public.

Exhibit No. Description

10-A Skateboarding Magazine – October 2000

10-B Air Miles Catalog – Spring/Summer 2002

10-C INSIDE ENTERTAINMENT

- 10-D PROFIT MAGAZINE - FEB/MAR 2002
- 10-E VARIOUS COUPONS
- 10-F ENVELOPE of PACKAGED COUPONS
- 10-G ADOBE PHOTOSHOP INVITATION

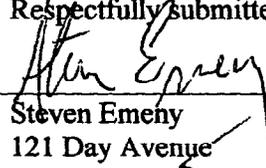
This document is relevant in that it proves scope of use of the
'INSIDE' mark.

Copies of these documents are attached at Tab 10.

Dated: January 25, 2003

Respectfully submitted,

By:

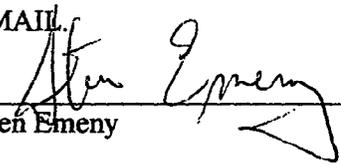


Steven Emery
121 Day Avenue
Toronto, Ontario
M6E 3W1

DEFENDANT

CERTIFICATE OF SERVICE

This to certify that a copy of the foregoing *Defendant's Notice of Reliance* and the
referenced attachments was served to INTEL/Bobby Ghajar lawyer for OPPOSER on
January 25, 2003. via EXPRESS MAIL.



Steven Emery

TTAB

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

Intel Corporation	§	
	§	Opposition NO.: 123312
Opposer,	§	
	§	Applicant Serial No.
v.	§	75/825,218
	§	
Steven Emeny	§	International Classes: 35, 38, and 42
	§	
Defendant	§	Published: April 24,2001

Box TTAB
NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

06-04-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #78

DEFENDANT TESTIMONY

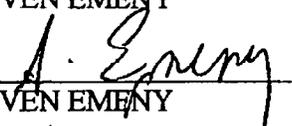
Madam:

I, Steven Emeny, hereby acknowledge that no testimony was requested or taken in the Opposition by Intel. This letter is notification that no testimony transcript shall be provided in this Opposition.

WHEREFORE, Defendant requests that Application Serial No. 75/825/218 be registered and that the ANSWER be sustained in favor of Defendant.

Respectfully submitted,

STEVEN EMENY

By: 
STEVEN EMENY
93 Day Avenue
Toronto, Ontario
M6E 3W1
(416) 651-7346

Date: May 31, 2004

Defendant

Certificate of Service

This is to certify a copy of the foregoing "Defendant's Testimony" was sent to the
OPPOSER – Bobby Ghajar, HOWREY SIMON ARNOLD & WHITE, LLP 301
Ravenswood Ave. Menlo Park, California, 94025 on May31, 2004 via courier.

Signed: _____


Steven Emeny

PROPERTY OF THE U.S. AIR FORCE

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

Intel Corporation	§	INTEL CORPORATION'S SECOND
	§	SET OF ADMISSIONS
	§	
Opposer,	§	Opposition NO.: 123,312
	§	
v.	§	Applicant Serial No.
	§	75/825,218
	§	
Steven Emeny	§	International Classes: 35, 38, and 42
	§	
Defendant	§	Published: April 24,2001
		Opposed Mark: IDEAS INSIDE

Box TTAB
NO FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

RESPONSES TO REQUESTS FOR ADMISSIONS

REQUEST FOR ADMISSION NO. 31:

Admit that you had seen the INTEL INSIDE mark, whether on television, the internet, on computers, or in print publications before you created the IDEAS INSIDE term.

Answer

It is admitted that the Applicant was not consciously aware of Intel's INTEL INSIDE mark prior to the filing of a trademark application for the term IDEAS INSIDE.

REQUEST FOR ADMISSION NO. 32:

Admit that you did not conduct any trademark search to see whether the IDEAS INSIDE term was available in the United States.

Objection

An objection to answering this question is made due to the fact that it was answered previously in REQUEST FOR ADMISSION NO. 10.

REQUEST FOR ADMISSION NO. 33:

Admit that the consumers to which you intend to offer services under the IDEAS INSIDE term include computer users.

Objection

An objection to answering this question is made due to the fact that it was answered previously in REQUEST FOR ADMISSION NO. 20.

REQUEST FOR ADMISSION NO. 34:

Admit that since you filed your United States trademark application for IDEAS INSIDE you have taken no steps to develop the mark.

Answer

It is admitted that the term IDEAS INSIDE has not been developed in the United States since the filing of the IDEAS INSIDE trademark. It was not developed due to the fact that the Intel Corporation commenced an Opposition to the term IDEAS INSIDE.

REQUEST FOR ADMISSION NO. 35:

Admit that since you filed your United States trademark application for IDEAS INSIDE you have taken no steps to use the mark.

Answer

It is admitted that the term IDEAS INSIDE has not been used in the United States since the filing of the IDEAS INSIDE trademark. It was not used due to the fact that the Intel Corporation commenced an Opposition to the term IDEAS INSIDE.

REQUEST FOR ADMISSION NO. 36:

Admit that since you filed your United States trademark application for IDEAS INSIDE you have taken no steps to promote the mark.

Answer

It is admitted that the term IDEAS INSIDE has not been promoted in the United States since the filing of the IDEAS INSIDE trademark. It was not promoted due to the fact that the Intel Corporation commenced an Opposition to the term IDEAS INSIDE.

REQUEST FOR ADMISSION NO. 37:

Admit that you have no interest to use the term IDEAS INSIDE in the United States.

Answer

It is admitted that I do have an interest to use the term in the United States but would prefer to clear any and all legal hurdles which would be detrimental to it's development.

REQUEST FOR ADMISSION NO. 38:

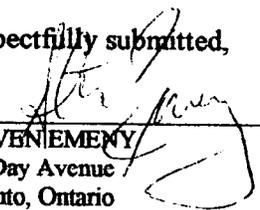
Admit that the services described in your United States trademark application are offered on Intel's website at www.intel.com.

Objection

An objection to answering this question is made due to the fact that it is unclear how the Intel website www.intel.com could be confusing with and how it relates to the term IDEAS INSIDE.

Dated: September 29, 2002

Respectfully submitted,

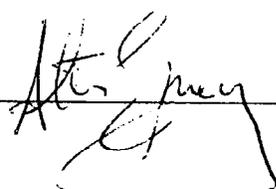
By: 
STEVEN EMERY
121 Day Avenue
Toronto, Ontario
M6E 3W1
(416) 651-7346

Defendant

Certificate of Service

This is to certify that a copy of the foregoing RESPONSE to INTEL CORPORATIONS SECOND SET OF ADMISSIONS was mailed to the OPPOSER on September 29, 2002 via EXPRESS MAIL.

Steven Emery

A handwritten signature in black ink, appearing to read "Steven Emery", is written over a horizontal line. The signature is stylized and cursive.

2025 RELEASE UNDER E.O. 14176

1 NLM 076

RECEIVED

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

OCT 26 2001

HOWREY & SIMON

Intel Corporation	§	INTEL CORPORATION'S FIRST
	§	SET OF INTERROGATORIES
Opposer,	§	Opposition NO.: 123312
	§	
v.	§	Applicant Serial No.
	§	75/825,218
	§	
Steven Emeny	§	International Classes: 35, 38, and 42
	§	
Applicant	§	Published: April 24,2001

Box TTAB
 NO FEE
 Commissioner for Trademarks
 2900 Crystal Drive
 Arlington, VA 22202-3513

RESPONSE TO INTERROGATORIES

INTERROGATORY NO. 1:

Identify with particularity each type of good or service promoted, sold, rendered, or proposed to be promoted, sold, or rendered by Applicant in connection with the term IDEAS INSIDE at any time in the United States.

Answer

The following types of goods or services are proposed to be sold or rendered by the Applicant in connection with the term IDEAS INSIDE:

- On-line ordering of clothing as outlined in the trademark application
- On-line sale of ideas in the form of books, music, motion pictures, multimedia products produced by new artists and computer software in the form of printed books, audiocassettes, videocassettes, compact disks, floppy disks, CD ROM's

- On-line chat room service where people can come together and exchange ideas.
A place where people of all kinds around the world can meet to get to know each other and support each other in making their lives richer. A place where new ideas are formulated in the pioneering spirit of the 21st century to make the world a better place.
- The marketing of a search engine to help people navigate the world wide web for new ideas, new information and new products and services.

INTERROGATORY NO. 2:

State the earliest date of use in any manner, in any geographic location that Applicant Intends to rely upon for priority in this proceeding and describe in detail the circumstances and facts giving rise to such alleged actual or constructive priority rights, specifically including, but not limited to, an identification of the mark or designation being relied upon, the goods and services offered or applied for under that mark designation on the first use date, and identify Persons knowledgeable thereof and documents relating thereto.

Answer

Please see document attached and identified as response to INTERROGATORY 2.

INTERROGATORY NO. 3:

Explain in detail how Applicant conceived, selected, developed, adopted and arrived at the selection of the term IDEAS INSIDE as a name, term, trade name, corporate name, trademark, or service mark, including the timing of the process, the alternatives considered, and the factors used or considered in selecting the term IDEAS INSIDE, and identify documents relating thereto and Persons knowledgeable thereof.

Answer

The term IDEAS INSIDE was conceived of in 1997 when the internet was considered new and full of spirit. A time when access to information was for the most part free.

The term IDEAS INSIDE was conceived by contemplating what the purpose of the internet was intended for over and above the retail of goods and services. I came up with the name IDEAS INSIDE because it best described the web site I wanted to create.

A web site where people could go, to get insight to the current ideas that were being discussed. A web site where people could exchange ideas through dialogue in the form of a chat room service. In addition a place where artists of various mediums could share their work with the rest of the world.

A place where many people come together would also create a marketplace where various goods and services could be offered. The concept was discussed with Darlene Emeny. Please see document labeled INTERROGATORY 2 for relating document.

INTERROGATORY NO. 4:

Of the persons identified in Responses to Interrogatory No. 3, identify which of them had knowledge of Intel's INTEL INSIDE Marks or THE COMPUTER INSIDE or THE JOURNEY INSIDE marks prior to the selection of the term IDEAS INSIDE, state what they knew and how they came to have knowledge and identify any documents relating thereto.

Answer

The person mentioned in INTERROGATORY 3 was Darlene Emeny. She had no knowledge of the INTEL INSIDE Marks or THE COMPUTER INSIDE and THE JOURNEY INSIDE marks prior to the selection of the term IDEAS INSIDE. She had no

knowledge because she does not work in an industry related to computer manufacturing.

INTERROGATORY NO. 5:

Identify those Persons having knowledge of, or who participated in your decision to apply for federal registration of the term IDEAS INSIDE by stating their name, last known business and residential address and telephone number.

Answer

The person who had knowledge of my decision to apply for a federal registration is: Darlene Emeny, (416) 651-7346, 121 Day Avenue, Toronto, Ontario, M6E 3W1.

INTERROGATORY NO. 6:

Of the Persons identified in Responses to Interrogatory No. 5, identify which of them had knowledge of Intel's INTEL INSIDE Marks or THE COMPUTER INSIDE and THE JOURNEY INSIDE marks prior to November 5, 1999, state what they knew and how they came to have that knowledge and identify any documents relating thereto.

Answer

The person mentioned in INTERROGATORY 5 was Darlene Emeny. She had no knowledge of the INTEL INSIDE Marks or THE COMPUTER INSIDE and THE JOURNEY INSIDE marks prior to November 5, 1999. She had no knowledge because she does not work in an industry related to computer manufacturing

INTERROGATORY NO. 7:

Identify any sales of goods or services under the term IDEAS INSIDE.

Answer

To date there have been no sales under the term IDEAS INSIDE. The reason for that is the delay caused by the Opposition of the term IDEAS INSIDE by the Intel Corporation.

INTERROGATORY NO. 8:

Identify any proposed agreements, agreements, or negotiations to sell or otherwise transfer or assign the IDEAS INSIDE mark to any third party.

Answer

There are no agreements to transfer or assign the IDEAS INSIDE mark to any third party.

INTERROGATORY NO. 9:

State whether you have consulted or hired any advertising agencies, consultants, promotional agencies, public relations firms in connection with the creation, advertising or promotion in the United States of the term IDEAS INSIDE.

Answer

I have not consulted or hired any advertising agencies, consultants, promotional agencies, public relations firms in connection with the creation, advertising or promotion in the United States of the term IDEAS INSIDE.

INTERROGATORY NO. 10:

Identify all advertising and promotional information and materials relating to IDEAS INSIDE including, but not limited to, information and materials from any trade show or exhibit, print or electronic publications, radio or television stations, Internet web site or portal, direct mailing list, or other medium in which the advertisement or promotion appeared, and identify all Persons knowledgeable of that advertising and promotional information and materials.

Answer

There are no active promotional or advertising materials relating to the term IDEAS INSIDE due to the fact that Intel is Opposing the term IDEAS INSIDE.

INTERROGATORY NO. 11:

State the date and circumstances surrounding Applicant's first knowledge of Intel's use of each of the INTEL INSIDE Marks upon which Intel premises its Notice of Opposition.

Answer

Intel's use of the terms outlined in its Notice of Opposition were consciously known to the Applicant at the time of the first contact by Intel in Toronto dated April 6, 1999.

INTERROGATORY NO. 12:

From the earliest date of alleged first use of the term IDEAS INSIDE to the present, identify and describe in detail each of Applicant's actual uses and proposed or intended uses of the term IDEAS INSIDE in any manner.

Answer

To date there have been no uses under the term IDEAS INSIDE. The reason for that is the Opposition of the term IDEAS INSIDE by the Intel Corporation
Please see INTERROGATORY 1 for proposed uses.

INTERROGATORY NO. 13:

State whether Applicant ever conducted any type of search or investigation relating to the term IDEAS INSIDE or any other terms concluding with the designation "INSIDE" to determine if those terms were available for use as a name, trade name, trademark, service mark, or use analogous to trademark/service mark use, and identify all documents

relating thereto and all Persons having knowledge thereof.

Answer

The term IDEAS INSIDE was searched on the trademark Data-base located at the Canadian Intellectual Property Office - http://strategis.ic.gc.ca/sc_mrksv/cipo/tm/tm_main-e.html.

There was no conflict with this term. In addition, upon examination, there was no conflict according to the Canadian Intellectual Property Office with any other names on their Data-base.

INTERROGATORY NO. 14:

For each search and investigation identified in Interrogatory No. 13 above, state or identify: (a) the date such search or investigation was conducted, (b) the results of such search or investigation, (c) the Person or organization conducting such search or investigation, (d) to whom such search or investigation results were communicated, and (e) all opinions and other documents relating to such search or investigation.

Answer

- a) On or about July 15, 1998
- b) No other names were displayed
- c) Steven Emeny conducted the search over the internet.
- d) Results were communicated to Steven Emeny
- e) See INTERROGATORY 13 for opinion.

INTERROGATORY NO. 15:

Identify all communications, documents and other facts which evidence, support, or otherwise relate to your contentions that Applicant's mark IDEAS INSIDE, when used in connection with goods with which the mark is used, is not likely to cause confusion, mistake, or deception in the trade, or dilution, with Intel's INTEL INSIDE Marks or the

marks THE COMPUTER INSIDE or THE JOURNEY INSIDE upon which Intel
premises its Notice of Opposition

Answer

Please see ANSWER to NOTICE of OPPOSITION Dated on or about September 04,
2001. The ANSWER document is already in your possession.

INTERROGATORY NO. 16:

Identify all known instances of actual or perceived confusion, mistake, or deception as to
the source of Applicant's goods and services branded under or in connection with the term
IDEAS INSIDE and for each instance, identify all Persons knowledgeable thereof and all
documents relating thereto.

Answer

There are no known instances of confusion, mistake, or deception as to the source of
Applicant's goods and services branded under or in connection with the term
IDEAS INSIDE.

INTERROGATORY NO. 17:

Identify all markets, channels of distribution and channels of trade in which goods or
services branded under or in connection with the term IDEAS INSIDE will be sold or
have been sold, used, displayed, marketed, advertised and promoted.

Answer

The proposed channel of distribution in which goods or services branded under the term
IDEAS INSIDE is the internet.

INTERROGATORY NO. 18:

Identify all documents that were sent or otherwise transmitted to Applicant's customers,

prospective customers, trade organizations, or members of the press, relating to Applicant's use of the term IDEAS INSIDE, or services branded under or in connection to IDEAS INSIDE, and the above captioned action, Opposition No. 123, 312.

Answer

To date no documents were sent to Applicant's customers, prospective customers, trade organizations, or members of the press relating to the Applicant's use of the term IDEAS INSIDE.

INTERROGATORY NO. 19:

Identify those persons who had more than a clerical role in the answering of the foregoing interrogatories or were involved in any search for documents in connection with said interrogatories and answering Intel's First Set of Interrogatories.

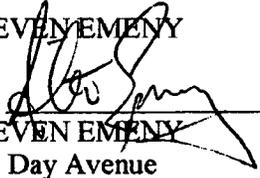
Answer

The only person involved with answering the interrogatories was Steven Emeny.

Dated:

Respectfully submitted,

STEVEN EMENY

By: 
STEVEN EMENY

121 Day Avenue
Toronto, Ontario
M6E 3W1
(416) 651-7346

Defendant

Certificate of Service

This is to certify that a copy of the foregoing RESPONSE to INTEL CORPORATIONS FIRST SET OF INTERROGATORIES was mailed to the OPPOSER on October 22, 2001 via EXPRESS MAIL.


STEVEN EMENY



Industry Canada / Industrie Canada

Canada

Canadian Home

Contact Us Site Map

Help What's New

Search About Us

Canada Site Registration

Strategis Index:

ABCDEFGHIJKLMN OPQRSTUVWXYZ
XYZ

strategis.gc.ca



Search Page

CANADIAN TRADE-MARK DATA

*** Note : Data on trade-marks is shown in the official language in which it was submitted.

The database was last updated on: 2001-10-16

APPLICATION NUMBER: 0887057 **REGISTRATION NUMBER:** not registered

STATUS: OPPOSED

FILED: 1998-08-12

FORMALIZED: 1998-08-20

ADVERTISED: 2000-03-22

APPLICANT:

STEVEN EMENY
121 DAY AVENUE
TORONTO
M6E 3W1
ONTARIO

INTERESTED PARTIES

OPPONENT

INTEL CORPORATION
2200 MISSION COLLEGE BOULEVARD
SANTA CLARA
CALIFORNIA
UNITED STATES OF AMERICA

AGENT:

SMART & BIGGAR
438 UNIVERSITY AVENUE
SUITE 1500, BOX 111
TORONTO
ONTARIO M5G 2K8

REPRESENTATIVE FOR SERVICE:

SMART & BIGGAR

SUITE 1500, BOX 111
TORONTO
ONTARIO M5G 2K8

TRADE-MARK:

IDEAS INSIDE

WARES:

(1) Clothing items namely; anoraks; aprons; ascots; baby bibs; badminton pants; badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; belt buckles; belts; berets; bib ties; bibs; bikinis; blazers; blouses; baby booties; boots; bowling shirts; boxing trunks; brassieres; briefs; bunting bags; camisoles; capes; cardigans; coats; collars; coveralls; cravats; cuff links; cummerbunds; diaper covers; diaper liners; diapers; dickies; dress skirts; dresses; dressing gowns; ear muffs; face cloths; fencing uniforms; fencing jackets; football shirts; football pants; football jackets; fur coats; garter belts; garters; gloves; goggles; golf pants; golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; hair bows; halters; handball shirts; handball pants; handkerchiefs; hooded towels; hosiery; housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers, karate uniforms; kimonos; knickers; laces; ladies' panties; leg warmers; leggings; leotards; lounge wear robes; mantles; masquerade masks; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overalls; pants; panty hose; parkas; polo shirts; polo pyjamas; rain ponchos, raincoats; rain suits; receiving blankets; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shirts; shorts; skirts; slacks; slips; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; stockings; storm suits; storm coats; straw hats;

suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; t-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; tie pins; tie tack sets; tie clasps; ties; tights; topcoats; towels, track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear; uniforms; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; walking sticks; wallets; warm-up suits; warm-up pants; wind protection jackets; wraparounds; wraps; wrestling uniforms.

(2) Cosmetic and related items namely, after shave lotion; air fresheners; anti-perspirant; astringents; barrettes; bath oils; bath lotions; bath powders; bath and beauty soaps; bath beads; bath salts; blush; bobby pins; body lotions; body shampoo; brushes; bubble bath; candles; cologne; combs; cosmetic cases; cosmetic wipes; cotton swabs; cream rinses; cuticle remover, decorative scented pouches; decorative scented purses; dental floss; denture cleaners; emery boards; eye

makeup; eye liner pencils; eye-shadow; eyebrow pencils; face and body shampoo; facial foundation makeup; false eyelashes; hair shampoo; hair tonics; hair lotions; hair conditioners; hair sprays; hair colourings; hair rinses; lip stick; lip lining pencils; lip balms; manicure sets; mascara; mirrors; mouthwash; nail files; nail lacquer; nail polishes; panty shields; perfume; permanent wave preparations; potpourris; powder; razor blades; razors; rouge; skin balm; skin lotions; soaps; stringents; sunblocks and sunscreens; suntan lotions and oils; talcum powders; tampons; toilet soap; toilet water sprays; tooth gel; tooth brushes; toothpaste; vitamins.

(3) Eye wear of all kinds namely; binoculars; eyeglass cases; eyeglasses, goggles, monocles; protective glasses; safety glasses; sunglasses.

(4) Footwear namely; basketball shoes; boots; court shoes; football

change
 holders; change purses; clips; clutch bags; coats; coin purses;
 coin
 holders; comb cases; cosmetic cases; credit card cases;
 drawstring
 bags; duffel bags; duffel tote bags; flight bags; garment bags;
 garment travel bags; gym bags; hand bags; key pouches; key
 cases; key
 fobs; knapsacks; ladies' cloth and straw handbags; luggage tags;
 money
 clips; overnight bags; parasols; passport covers; pocket cases;
 pocket
 portfolios; pocketbooks; portfolios; purses; riding whips; school

bags; shaving bags; shoulder bags; sport bags; stadium tote
 bags; suit
 bags for travel; suitcases; toiletry bags sold empty; toiletry
 pouches; tote bags; travelling bags; traveling cases; trunks;
 umbrellas; vanity cases; walking sticks; wallets; wardrobe bags;
 watch
 straps.

(11) Novelty items namely; artificial flowers and plants; badges;
 balloons; banners; baskets; bells; bottle openers; bottles and
 flasks;

coasters; coins; crests; flash lights; football helmets and
 miniature
 football helmets; kaleidoscopes; license plate holders; maps;
 match

books; miniature basketball hoops; piggy banks; sculptures;
 souvenir

albums; toy models of vehicles; agenda books; appointment
 books;

autograph books; ball point pens; binders; book cover; book
 marks;

bulletin boards; bumper stickers; cake decorations; calendar
 pads;

calendars; candles; chalk; chalkboards; chequebook covers; clip
 boards; coffee table books; colouring books;

(12) Comic books; crayons; decals; desk sets; desk pads; desk
 pen

sets; diaries; doilies; drinking straws; erasers; fabric bookmarks;
 felt pens; folders and portfolios for papers; fountain pens;
 greeting

cards; guest books; gummed labels; heat transfers; letter holding

boxes; letter paper, letter openers; loose leaf binders;
 magnifying

glasses; markers; marking pens; memo pads; note pads; note
 books; note

paper; paintbrushes; paint-by-numbers books; paper hats; paper

boards; skipping ropes; squeeze toys; stamp and colour sets; stuffed toys; stuffed and inflatable toys; stuffed animals; talking dolls or toys; telephones; toy chests; toy movie viewers; toy telephones; toys
swords; toy blocks toy cameras; toy model kits; toy action figures;
toy chests; toy blocks; toy trains; toy watches; toy figurines; toy

rockets; toy mixers; toy knives; toy helmets; toy mask; toy machines;
toy microwaves; toy movie projectors and video; toy hats; toy flashlights; toy-boxes; toy vehicles; toy musical instruments; toy guns; toy holsters; trikes; video games; whistles; wind-up toys.
(14) Air cushions; air mattresses; area rugs; automobile windshield shades; bath mats; bean bag chairs; belt buckles; bench warmers;

binoculars; blinds and window shades; books; broadloom; brochures;
bumper stickers; can/bottle openers; car ornaments; car deodorants;
car cushions; card cases; carpets; change purses; chests; cigar cases;
cigar boxes; cigar cutters; cinematographic and video films; coat

hangers; coin operated arcade games and pinball machines; coin banks;
compact disc recordings; computer games; software computer discs for use in the areas of graphic design and web page creation, accounting, word processing, database maintenance, e-mail, video conferencing, e-commerce; as well as in the specific area of finance namely to operate and maintain financial portfolios, to seek out real time stock quotes and stock trade execution; condoms; costumes; cup holders;
curtains; cushions; cutlery, decorative figures; decorative containers; director chairs; doorknob hangers; electrical outlet plates; embroidered patches for clothing; fabric; figurines; flashlights; floor coverings namely floor tiles; folding stadium sets;
forks; frames for photographs and pictures; hand fans; hand puppets;
holograms; jars; jewellery cases; jump ropes; key tags and fobs; key rings; key chains; lamp shades; laundry bags; letter openers;

licence

plate holders; light sticks; linoleum and plastic floor coverings; litter bags; lunch boxes and pails; magnetic signs; magnifying glasses; mattresses; miniature belts; miniature basketball players;

mirror stands; mirrors; money clips; motion pictures; murals;

music

boxes; nail clippers; novelty buttons; opera glasses; ornaments and

decorations for Christmas trees; paintings; parasols;

photographic

slide transparencies; picture frames; pictures; pillows;

pincushions;

placemats; plaques; plastic puzzles; playing cards; pocket knives;

radios; read-along books; rugs; scissors; sewing cases and sets; shot

glasses; sleeping bags; slumber bags; stationary and mobile figures;

sunglasses; swizzel sticks; table mats; tape measures and rules;

tapestries; telescopes; tents; thermal insulated bottles; thimbles;

threads; tie pins and tacks; toothbrush holders; toothbrushes;

toy

building; travelling blankets; trophies; tweezers; umbrellas;

video

software games; visor mirrors for motor vehicles; wall plaques;

wallpaper; wastebaskets; watch straps.

(15) Sporting goods and related items namely; air mattresses;

air

beds; ammunition and cases animal calls; archery bows; archery

gloves

and finger tabs; archery bow strings; archery sets; arm guards;

arrows; athletic supports; axes for mountaineering and climbing;

club

covers; golf balls; golf gloves; golf umbrellas; golf carts; golf

bags; golf shoe case; golf clubs; snowboards; toboggans; water

skis;

water bottles; weight training machines; automobile windshield shades.

SERVICES:

(1) Restaurant services; bar services; mail order services featuring,

clothing, software, music tapes, music cd's, phone cards; film production and sound recording production; provision of live entertainment namely tradeshows in the field of computers and computer

related products.

(2) Promoting goods and services of others by preparing and placing

services for others; producing television programs; broadcasting television programs; production of video software games; production of educational software.

CLAIMS:

Proposed Use in CANADA.

<u>ACTION</u>	<u>DATE</u>	<u>BF</u>	<u>COMMENTS</u>
Filed	12 August 1998		
Created	17 August 1998		
Formalized	20 August 1998		
Search recorded	26 February 1999		
Examiner's first report	11 March 1999	11 July 1999	
Correspondence created	18 August 1999	18 December 1999	
Correspondence created	10 January 2000	10 May 2000	
Approved	21 February 2000		
Translation requested	22 February 2000	15 March 2000	20000307134045
Translation received	07 March 2000		
Extracted for Advertisement	09 March 2000		Vol.47 Issue 2369 2000/03/22
Advertised	22 March 2000		Vol.47 Issue 2369
Opposition	15 May 2000		Opposition Filed.

Last Modified: ""

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[Privacy Statement](#)

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

This page was generated by the TARR system on 2004-12-16 14:02:26 ET

Serial Number: 75825218

Registration Number: (NOT AVAILABLE)

Mark (words only): IDEAS INSIDE

Standard Character claim: No

Current Status: An opposition is now pending at the Trademark Trial and Appeal Board.

Date of Status: 2001-06-27

Filing Date: 1999-11-05

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 110

Attorney Assigned:
CLYBURN CARLA DIONNE Employee Location

Current Location: 845 -TTAB

Date In Location: 2004-11-16

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto, ON M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 035

computerized on line ordering service featuring the wholesale and retail distribution of books, music,

motion pictures, multimedia products and computer software in the form of printed books, audiocassettes, videocassettes, compact disks, floppy disks, CD ROM's; clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants; badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; sun visors; swim caps; toques; visors

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 038

electronic direct digital transmission of messages and data via computer terminals

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 042

computer services, namely, providing on line search engines for obtaining data on a global computer network

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-06-27 - Opposition instituted for Proceeding

2001-05-23 - Extension of time to oppose - Filed

2001-04-24 - Published for opposition

2001-04-11 - Notice of publication

2001-01-22 - Approved for Pub - Principal Register (Initial exam)

2000-08-31 - Communication received from applicant

2000-03-15 - Non-final action mailed

2000-03-10 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

STEVEN EMENY

121 DAY AVENUE
TORONTO, ONTARIO ON M 6E 3 W1 CANADA,

Domestic Representative

Brian Hall

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

This page was generated by the TARR system on 2004-12-16 14:02:04 ET

Serial Number: 75885342

Registration Number: (NOT AVAILABLE)

Mark (words only): MULTIMEDIA POCKET

Standard Character claim: No

Current Status: Abandoned: A petition to revive has been denied.

Date of Status: 2002-04-02

Filing Date: 2000-01-07

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2002-08-22

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto, ON M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants:

badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, ear muffs; fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jump suits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jump suits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rain wear; robes; Rugby pants; Rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; surf suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; slippers; thongs; toe rubbers; head wear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; head covers; straw hats; sun visors; swim caps; toques; visors INT. CLASS: 025

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-15 - Petition To Revive-Denied

2001-05-29 - Petition To Revive-Received

2001-03-24 - Abandonment - Failure to respond

2000-07-05 - Non-final action mailed

2000-06-09 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Brian Hall
1973 South East 15th Court
Pompano FL 33062

Domestic Representative

Brian Hall

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

This page was generated by the TARR system on 2004-12-16 14:01:13 ET

Serial Number: 75415363

Registration Number: (NOT AVAILABLE)

Mark



(words only): I S

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2003-07-05

Filing Date: 1998-01-08

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-09-26

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue

Toronto, Ontario M6E 3W1

Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

clothing items of all kinds namely; caps; basketball shorts; basketball pants; belt buckles; belts; bikinis; blouses; bowling shirts; briefs; bunting bags; buttons; cravats; cuff links; cushions; diapers; ear muffs; face cloths; goggles; golf shirts; gym shirts; gym shorts; gym pants; hair bows; halters; handball shirts; hooded towels; jackets; jeans; jerseys; jodhpurs; jogging suits;; knit shirts; laces; mantles; masquerade masks; masquerade costumes; mittens; muffs; neckties; neckwarmers; negligees; night shirts; night gowns; one-piece jump suits; overall; pants; panty hose; parkas; playsuits; polo shirts; polo pajamas; rain ponchos; raincoats; rainsuits; rainwear; rattles; receiving blankets; ribbons; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleepwear; slips; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; sportswear; stockings; storm suits; storm coats; straw hats; suits; sunsuits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweatjackets; sweatpants; sweatshorts; sweatsuits; swim pants; swimwear; t-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; tie pins; tie tack sets; tie clasps; ties; tights; topcoats; tops; towels; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear; uniforms; vestees; vests; volleyball pants; volleyballs jackets; volleyball shirts; waistcoats; walking sticks; wallets; warm-up tops; warm-up suits; warm-up pants; washsuits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear; basketball shoes; boots; court shoes; football shoes; jogging shoes; overshoes; pumps; rainboots; running shoes; sandals; shoe laces; shoes; slip-ons; slippers; thongs; toe rubbers; headwear namely; beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; headcovers; straw hats; headcovers; straw hats; sun visors; swim caps; toques; visors; infant footwear; infant clothing; infant undershirts; infant footwear; infant accessories; infant towels; infant headwear; infants and children's hosiery

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 035

computer tradeshows, a web site on a global computer network, retail store services, wholesale store services, mail order services and online retail store services on a global computer network featuring clothing, computer software, computer hardware, books, compact discs, videos, and cassettes

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-22 - Abandonment - No use statement filed

2003-03-06 - Extension 5 granted

2003-01-04 - Extension 5 filed

2003-01-04 - TEAS Extension Received

2002-07-15 - Extension 4 granted

2002-07-03 - Extension 4 filed

2002-07-04 - TEAS Extension Received

2002-01-18 - Extension 3 granted

2002-01-04 - Extension 3 filed

2001-07-11 - Extension 2 granted

2001-07-04 - Extension 2 filed

2001-02-06 - Extension 1 granted

2000-12-20 - Extension 1 filed

2000-07-04 - Notice of allowance - mailed

2000-04-11 - Published for opposition

2000-03-10 - Notice of publication

2000-01-21 - Approved for Pub - Principal Register (Initial exam)

2000-01-19 - Examiner's amendment mailed

1999-10-08 - Case file assigned to examining attorney

1999-10-05 - Reinstated

1999-05-17 - Petition To Revive-Received

1999-04-27 - Abandonment - Failure to respond

1998-07-31 - Non-final action mailed

1998-07-24 - Case file assigned to examining attorney

1998-07-23 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

BRIAN HALL
1973 SE 15TH CT
POMPANO BEACH FL 33062

Domestic Representative

BRIAN HALL

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

This page was generated by the TARR system on 2004-12-16 14:01:26 ET

Serial Number: 75415374

Registration Number: (NOT AVAILABLE)

Mark (words only): WHEN YOU'RE GOING PLACES!

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2002-11-10

Filing Date: 1998-01-08

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-03

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

1. EMENY, STEVEN

Address:

EMENY, STEVEN
121 Day Avenue
Toronto, Ontario M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

clothing items, namely, anoraks; aprons; ascots; baby bibs; badminton pants; badminton shirts;

bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover-ups; bed jackets; belt buckles; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cuff links; cummerbunds; cushions; diaper covers; diaper liners; diapers; dickies; dress skirts; dresses; dressing gowns; ear muffs; face cloths; fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters; handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; laces; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade masks; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; sportswear, stockings; storm suits; storm coats; straw hats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear; uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; walking sticks; wallets; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; shoe laces; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; fur hats; hats; head bands; sun visors; toques; visors

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 035

advertising and promoting goods and services by means of preparing and placing advertisements on radio, and in newspapers and magazines; arranging and conducting trade shows in the field of clothing, financial services, computer hardware and software; retail store, wholesale store, mail order, and online retail store services featuring clothes, computer hardware and software, music compact discs, video compact disks, and cassettes; public relations services for others

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-01 - Abandonment - No use statement filed
2002-05-14 - Extension 4 granted
2002-05-08 - Extension 4 filed
2002-05-08 - TEAS Extension Received
2001-11-13 - Extension 3 granted
2001-11-06 - Extension 3 filed
2001-05-09 - Extension 2 granted
2001-05-09 - Extension 2 filed
2001-01-11 - Extension 1 granted
2000-11-06 - Extension 1 filed
2000-05-09 - Notice of allowance - mailed
2000-02-15 - Published for opposition
2000-01-14 - Notice of publication
1999-12-01 - Approved for Pub - Principal Register (Initial exam)
1999-08-03 - Communication received from applicant
1999-05-11 - Non-final action mailed
1999-01-26 - Communication received from applicant
1998-07-31 - Non-final action mailed
1998-07-29 - Case file assigned to examining attorney
1998-07-28 - Case file assigned to examining attorney
1998-07-24 - Case file assigned to examining attorney
1998-07-24 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

BRIAN HALL
1973 SE 15TH CT
POMPANO BEACH FL 33062

Domestic Representative

BRIAN HALL

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

This page was generated by the TARR system on 2004-12-16 14:02:14 ET

Serial Number: 75885374

Registration Number: (NOT AVAILABLE)

Mark (words only): INTERNET SURF SUIT

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2002-06-05

Filing Date: 2000-01-07

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2002-10-31

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto, ON M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

clothing items, namely, anoraks; aprons; ascots, cloth baby bibs; badminton pants; badminton shirts;

bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, ear muffs; fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jump suits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jump suits; overalls; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; Rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; surf suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear; uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; head covers; straw hats; sun visors; swim caps; toques; visors

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

Disclaimer: "INTERNET"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-21 - Abandonment - No use statement filed

2001-12-04 - Notice of allowance - mailed

2001-02-13 - Published for opposition

2001-01-12 - Notice of publication

2000-12-08 - Approved for Pub - Principal Register (Initial exam)

2000-12-04 - Examiner's amendment mailed

2000-06-20 - Non-final action mailed

2000-06-09 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Brian Hall
1973 South East 15th Court
Pompano FL 33062

Domestic Representative

Brian Hall

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

This page was generated by the TARR system on 2004-12-16 14:01:37 ET

Serial Number: 75815571

Registration Number: (NOT AVAILABLE)

Mark (words only): BYTE SIZE CLOTHING

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2001-09-28

Filing Date: 1999-10-28

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

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: 900 -File Repository (Franconia)

Date In Location: 2002-09-17

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto Ontario M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

children's garments, namely shirts, belts, blouses, dresses, overalls, pants, suits, pullovers, T-shirts,

skirts, shorts, sweaters, suspenders, swimsuits, hats, coats, jackets, jeans, socks, sweat shirts, footwear, namely shoes, slippers and boots

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

Disclaimer: "CLOTHING"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-21 - Abandonment - No use statement filed
2001-03-27 - Notice of allowance - mailed
2001-01-02 - Published for opposition
2000-12-01 - Notice of publication
2000-10-16 - Approved for Pub - Principal Register (Initial exam)
2000-08-16 - Communication received from applicant
2000-03-09 - Non-final action mailed
2000-03-08 - Case file assigned to examining attorney
2000-01-13 - Case file assigned to examining attorney
2000-01-10 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

BRIAN HALL
1973 South East 15th Court
Pompano FL 33062

Domestic Representative

BRIAN HALL

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

This page was generated by the TARR system on 2004-12-16 14:01:02 ET

Serial Number: 75263386

Registration Number: (NOT AVAILABLE)

Mark (words only): ROOKIESAURUS

Standard Character claim: No

Current Status: Abandoned: Incomplete response to an Office action.

Date of Status: 2000-01-14

Filing Date: 1997-03-21

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2000-01-18

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

1. Emery, Steven

Address:

Emery, Steven
121 Day Avenue
Toronto, Ontario M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 009

magnets; binoculars; kaleidoscopes; computer discs; magnetic signs; magnifying glasses; opera glasses;

phonographic slide transparencies; sunglasses; tape measures and rules; telescopes; thermometers; prerecorded compact discs featuring software for children containing educational material and educational action games featuring a character as the instructor or guide; records; audio tape cassettes; cassettes; cinematographic and video films; compact discs; compact disc recordings; motion pictures; phonograph records; tapes; video discs; video cassettes; video and sound tapes; all featuring music, television programs and films for children using animation, music and theater

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 025

clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants; badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; basketball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rainboots; running shoes; sandals; shoe laces; shoes; slip-ons; slippers; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; straw hats; sun visors; swim caps; toques; visors

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 035

advertising the goods and services of others by means of an online website on a global computer network; radio, and print media, namely, newspapers and magazines; arranging and conducting tradeshow in the field of sports and children's goods and services; retail store, wholesale and mail order services featuring clothes, computer software, computer hardware, music compact discs, video compact disks and cassettes; online retail store services featuring computer games, board games, phones and books; public relations services for others

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2000-01-14 - Abandonment - Incomplete response
- 1999-10-29 - Communication received from applicant
- 1999-05-19 - Continuation of final refusal mailed
- 1999-02-26 - Communication received from applicant
- 1998-09-02 - Non-final action mailed
- 1998-07-16 - Communication received from applicant
- 1998-04-29 - Final refusal mailed
- 1997-10-03 - Examiner's amendment mailed
- 1997-10-03 - Case file assigned to examining attorney
- 1997-09-30 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

BRIAN HALL
1973 SE 15TH CT
POMPANO BEACH FL 33062

Domestic Representative

Brian Hall

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

This page was generated by the TARR system on 2004-12-16 14:00:46 ET

Serial Number: 75263382

Registration Number: (NOT AVAILABLE)

Mark (words only): INTERNET SURFWEAR

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2003-06-07

Filing Date: 1997-03-21

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-10-17

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

I. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto Ontario M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 025

clothing items, namely, anoraks; aprons; ascots, baby bibs; badminton pants; badminton pants;

badminton shirts; bandannas; baseball shirts; baseball stockings; baseball uniforms; baseball caps; basketball uniforms; basketball singlets; basketball jerseys; baseball socks; basketball shorts; basketball pants; basketball shirts; bath wraps; bathrobes; beach coats; beach cover ups; bed jackets; belts; berets; bib ties; bibs; bikinis; blazers; blouses, body suits; booties; boots; bowling shirts; boxing trunks; brassieres; briefs; camisoles; capes; cardigans; coats; collars; costumes; coveralls; cravats; cummerbunds; diaper covers; diaper liners; dickies; dress skirts; dresses; dressing gowns, fencing uniforms; fencing jackets; football shirts; football pants; football jackets; footwear; foundation garments; fur coats; garter belts; garters; gloves; golf pants, golf shirts; golf vests; golf jackets; golf socks; golf hats; golf shorts; golf caps; gym shirts; gym shorts; gym pants; halters, handball shirts; handball pants; hosiery, housecoats; jackets; jeans; jerseys; jodhpurs; jogging suits; judo uniforms; jumpers; jumpsuits; karate uniforms; kimonos; knickers; knit shirts; ladies' panties; leg warmers; leggings; leotards; lingerie; lounge wear robes; mantles; masquerade costumes; mittens; muffs; neckties; neck warmers; negligees; night shirts; night gowns; one-piece jumpsuits; overall; pants; panty hose; parkas; play suits; polo shirts; polo pajamas; rain ponchos; raincoats; rain suits; rainwear; robes; rugby pants; rugby shirts; running suits; sandals; sashes; scarves; scrub pants; shawls; shells; shirts; shorts; skirts; slacks; sleep wear; slippers; smocks; snow suits; snowmobile suits; soccer pants; soccer shirts; socks; sport caps; sport shirts; stockings; storm suits; storm coats; straw hats; suits; sun suits; suspenders; sweat shirts; sweatband wristlets; sweaters; sweat jackets; sweatpants; sweat shorts; sweat suits; swim pants; swim wear; T-shirts; tank tops; tennis caps; tennis pants; tennis shirts; tennis jackets; tennis shorts; thermal underwear; ties; tights; topcoats; tops; track and field shirts; track and field pants; trousers; tunics; turtlenecks; tuxedos; underwear, uniforms; vestees; vests; volleyball pants; volleyball jackets; volleyball shirts; waistcoats; warm-up tops; warm-up suits; warm-up pants; wash suits; wind protection jackets; wraparounds; wraps; wrestling uniforms; footwear, footwear accessories, namely, basketball shoes; boots, court shoes; football shoes; jogging shoes; overshoes; pumps; rain boots; running shoes; sandals; shoes; slip-ons; thongs; toe rubbers; headwear, namely, beanie caps; bonnets; caps; ear muffs; fur hats; hats; head bands; sun visors; swim caps; toques; visors

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

International Class: 035

Advertising the goods and services of others by means of preparing and placing advertisements for others on radio, and in newspapers and magazines; Arranging and conducting trade shows in the field of clothing, financial services, computer hardware and software; Retail store, wholesale store, mail order, and online retail store services featuring clothes, computer hardware and software, music compact discs, video compact disks, and cassettes, board games, telephones, and books; public relations services for others

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

Disclaimer: "INTERNET"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-23 - Abandonment - No use statement filed
2002-12-06 - Extension 5 granted
2002-12-06 - Extension 5 filed
2002-12-06 - TEAS Extension Received
2002-06-07 - Extension 4 granted
2002-06-03 - Extension 4 filed
2002-06-03 - TEAS Extension Received
2001-12-17 - Extension 3 granted
2001-12-04 - Extension 3 filed
2001-05-27 - Extension 2 granted
2001-05-24 - Extension 2 filed
2001-01-22 - Extension 1 granted
2000-11-29 - Extension 1 filed
2000-06-06 - Notice of allowance - mailed
2000-03-14 - Published for opposition
2000-02-11 - Notice of publication
1999-12-21 - Approved for Pub - Principal Register (Initial exam)
1999-12-16 - Examiner's amendment mailed
1999-12-16 - Previous allowance count withdrawn
1999-12-01 - Approved for Pub - Principal Register (Initial exam)
1999-08-03 - Communication received from applicant
1999-06-07 - Non-final action mailed
1999-02-26 - Communication received from applicant

1998-09-02 - Non-final action mailed
1998-07-16 - Communication received from applicant
1998-04-29 - Final refusal mailed
1998-04-16 - Communication received from applicant
1997-10-03 - Examiner's amendment mailed
1997-10-03 - Case file assigned to examining attorney
1997-10-03 - Case file assigned to examining attorney
1997-09-30 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

STEVEN EMENY
121 DAY AVE
TORONTO ON M6E 3W1
CANADA

Domestic Representative

BRIAN HALL

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Serial Number: 75825226

Registration Number: (NOT AVAILABLE)

Mark (words only): CYBERSPACE ESSENTIALS

Standard Character claim: No

Current Status: Abandoned: No Statement of Use filed after Notice of Allowance was issued.

Date of Status: 2002-01-04

Filing Date: 1999-11-05

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 107

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: 2002-10-18

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

1. Emeny, Steven

Address:

Emeny, Steven
121 Day Avenue
Toronto, ON M6E 3W1
Canada

Legal Entity Type: Individual

Country of Citizenship: Canada

GOODS AND/OR SERVICES

International Class: 035

on-line retail store services featuring the wholesale and retail sale of books, music, motion pictures.

multimedia products and computer software in the form of printed books, audiocassettes, videocassettes, compact disks, CD ROM's, computer software for use in desktop publishing, word processing, accounting, financial investing, online financial trading, graphic design, movie editing, computer virus detection

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

Basis: 1(b)

ADDITIONAL INFORMATION

Disclaimer: "CYBERSPACE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-06-14 - Abandonment - No use statement filed
2001-07-03 - Notice of allowance - mailed
2001-03-06 - Published for opposition
2001-02-21 - Notice of publication
2000-12-07 - Approved for Pub - Principal Register (Initial exam)
2000-12-05 - Examiner's amendment mailed
2000-09-07 - Communication received from applicant
2000-06-15 - Non-final action mailed
2000-03-10 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Brian Hall
1973 South East 15th Court
Pompano FL 33062

Domestic Representative

Brian Hall

ALL STATE LIGA. 633 722 0577 633 722 0577 RECYCLED

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TRADE-MARKS ACT
STATEMENT OF OPPOSITION

To: The Registrar of Trademarks Opposition Board,
Canadian Intellectual Property Office,
Hull, Canada.

IN THE MATTER OF an Opposition by Intel Corporation
to Application number 887,057, IDEAS INSIDE

--- This is the cross-examination of STEVEN EMENY, on an
affidavit sworn the 1st day of March 2002, taken at the
offices of Atchison & Denman Court Reporting Services
Limited, 155 University Avenue, Suite 302, Toronto,
Ontario, M5H 3B7, on Thursday, the 8th day of August 2002.

APPEARANCES:

Brian P. Isaac For Intel Corporation
Mark G. Biernacki
Steven Emeny On his own behalf

ALSO PRESENT:

Darlene Emeny

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2 applications?

3 A. When you say -- can you clarify that
4 for me? I'm not sure what you mean, filing trade names.

5 137. Q. Trade names are -- for instance, I
6 think you have Internet Surfwear as a registered business
7 name, business names?

8 A. Right.

9 138. Q. Maybe you understand that.

10 A. Well, some. I researched the names
11 that I had.

12 139. Q. How did you do that?

13 A. Essentially I went up to Yonge Street.
14 They have business registration service and you can pay, I
15 believe -- I'm not quite sure on the fee, but fill out
16 some forms and submit your business and essentially
17 establish a business identity.

18 140. Q. Now, will you agree with me, sir, that
19 you filed numerous U.S. and Canadian trade-mark
20 applications and domain name applications since 1987?

21 A. Since 1987?

22 141. Q. '97, sorry.

23 A. 1997 --

24 142. Q. I'm always a decade behind.

25 A. I think that, you know, "a lot" is a

32

1 relative term, but I have submitted some, yes.

2 143. Q. And you don't have any registrations
3 yet, is that correct -- trade-mark, I'm sorry,

4 registrations?

- 5 A. Actual trade-mark registrations, no.
- 6 144. Q. But you do have some domain names
7 registered in Canada and elsewhere, correct?
- 8 A. Yes. Sorry, if I may follow up on
9 that?
- 10 145. Q. Sure.
- 11 A. You mentioned Internet Surfwear. That
12 is one of the businesses that we do operate, and we have
13 generated revenue from that business and we're continuing
14 to develop that once -- when we're ready, we will register
15 that. It is ready to be registered.
- 16 146. Q. You said that you generate some revenue
17 from that business. Is it significant revenue?
- 18 A. No. As I said it's just -- no, it's
19 not significant.
- 20 147. Q. So it's starting up, is it?
- 21 A. Yes. But it shows great potential.
- 22 148. Q. Now, do you have any domain name
23 registrations other than .ca or .com registrations?
- 24 A. Yes.
- 25 149. Q. What do you have?

33

- 1 A. I have ideasinside.net.
- 2 150. Q. Anything else?
3 A. At the moment, I don't believe I have
4 any others.
- 5 151. Q. And you've filed trade-mark
6 applications in Canada and in the United States. Anywhere
7 else?

21 developed and promoted and registered as in use.

22 179. Q. And other wares will not?

23 A. Initially that may be the case.

24 180. Q. Why?

25 A. Well, as you know, I'm a small business

38

1 and I'm starting this up, and there may be certain aspects
2 of this that would be -- that I'll be unable to launch
3 immediately.

4 181. Q. Now, do you agree with me the wares
5 that are covered in the Internet Surfwear application are
6 also covered in your Ideas Inside application?

7 A. Have you looked at them? Are they
8 identical?

9 182. Q. They're not identical. I think -- my
10 reading of it, and it's a pretty long list so it's not
11 that easy to identify quickly, is that the Ideas Inside
12 application includes some additional wares, but otherwise
13 essentially covers the same ambit as is in the Internet
14 Surfwear.

15 A. Yes. I believe that, as I mentioned
16 before, I have been learning about the trade-mark process,
17 and in order to protect the marks that I had, I wanted to
18 make sure that nobody else could take advantage of those
19 marks. So there was a long list of wares implemented into
20 the trade-mark applications at the time of submission.

21 183. Q. The primary intent of the long list was
22 to prevent other people from using those trade-marks for
23 those wares; is that correct?

16 recollection?

17 A. Yes.

18 344. Q. We will mark that as Exhibit 20.

19 EXHIBIT NO. 20: Particulars of Vood
20 application.

21 BY MR. ISAAC:

22 345. Q. And I'm showing you an application
23 apparently filed January 26th, 2001 for the trade-mark
24 "Vigarette." I'm showing you the particulars of that.

25 Does that accord with your recollection?

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1 A. Yes.

2 346. Q. And we will mark that as Exhibit 21.
3 EXHIBIT NO. 21: Particulars of Vigarette
4 application.

5 BY MR. ISAAC:

6 347. Q. And, finally, I have an application
7 currently filed on March 18, 2002 for the trade-mark
8 "2wrist." I'll show you particulars of that, and can you
9 confirm that that accords with your recollection of the
10 application?

11 A. Yes.

12 348. Q. That will be Exhibit 22.

13 EXHIBIT NO. 22: Particulars of 2wrist
14 application.

15 BY MR. ISAAC:

16 349. Q. We've identified 21 applications that
17 you've filed in Canada, and we've just run through them.
18 To your recollection, are there any others that you have

19 filed in Canada?
20 A. I have filed one more recently.
21 350. Q. And what's that?
22 A. VEWS, Virtual News Network.
23 351. Q. That is part of the mark?
24 A. Yes.
25 352. Q. VEWS, Virtual News Network?

69

1 A. It's just underneath it, the Virtual
2 News Network.
3 353. Q. Would you provide me particulars of
4 that filing, please?
5 U/T A. Sure.
6 354. Q. And since you recently filed it,
7 presumably it's just pending in the office, is it?
8 A. I assume so.
9 355. Q. There's been no action yet. Now, I
10 understand that you've also applied for a number of trade-
11 marks in the United States; is that correct?
12 A. Some.
13 356. Q. I've located five, and I guess we'll
14 just identify them. First, there's the IS Design. Do
15 these particulars accord with your recollection of that
16 application that you filed?
17 A. Yes, that's Internet Surfwear logo
18 filed in the U.S. for growth into the U.S. market.
19 357. Q. We will mark that as Exhibit 23.
20 EXHIBIT NO. 23: Particulars of IS Design
21 application for U.S. market.

A. STATE JUD. 00 222 375 EDVVC RUCGLED

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

Intel Corporation,	§	Opposition No. 123,312
	§	
Opposer,	§	Application Serial No. 75/825,218
	§	
v.	§	International Classes: 35, 38 & 42
	§	
Steven Emeny.	§	Published: April 24, 2001
	§	
Applicant.	§	

AFFIDAVIT OF LESLIE SKINNER

I. Leslie Skinner, declare and state as follows:

1. I am an attorney at Intel Corporation in the Trademark & Brands Group. I work within a team responsible for the maintenance, protection and enforcement of the INTEL INSIDE and INTEL INSIDE & Design trademarks on a world-wide basis. I have been employed by Intel in the legal department in Santa Clara, California since October 1992. I confirm that I am authorized to testify on behalf of Intel Corporation ("Intel"). I have access to Intel's records and confirm that the facts and information given below are taken from those records or from my own personal knowledge.

Background Information

2. Intel is a multi-billion dollar corporation with offices throughout the world. It was founded in 1968 to build semiconductor memory products. By the end of 1971, one of Intel's products, the 1103 Dynamic Random Access Memory (DRAM) was the world's largest selling semiconductor device.
3. In 1971, Intel also created the world's first manufacturable microprocessors, the 4004. A microprocessor is typically referred to as the "brains" of a computer, as it manages the flow of information and data. Intel's microprocessors were an enormous success for Intel, and in 1979, IBM decided to build its first personal computer (PC) using Intel's microprocessors.
4. As the pre-eminent source of microprocessor technology, Intel's products are presently utilized in a wide variety of industries and within virtually all computerized applications, including, mainframe computers, computer servers, desktop computers (PCs), laptop

computers, handheld devices, and cellular phones. Microprocessor technology is now ubiquitous in society and Intel microprocessor technology is used and recognized as being a component of a wide range of consumer and industrial products that transcend every industry.

5. Since it first introduce microprocessors to the world, Intel has expanded its business to offer numerous additional products and services related to computers, communications applications, electrical products and internet and e-commerce technologies. For instance, Intel's business expanded to include software for operating systems and compilers in 1978, networking peripherals in 1982, workstations and servers in 1984, motherboards in 1985, flash memory and chip sets in 1990, imaging, graphics and digital imaging products and services in 1991. Throughout the 1990's, Intel's products played a large part in the internet "boom." As an innovator, Intel has continued to expand its products and services and create new products throughout the years to keep up with an evolving and expanding marketplace.
6. Concurrently, Intel has also expanded its business to include branded consumer products such as personal computer accessories, publications, software, clothing items and accessories, luggage and travelling gear, toys, music devices, scientific instruments, video cameras, writing implements, and watches.
7. In conjunction with the expansion of its consumer product lines, Intel has also expanded the services it offers to include educational services, training services, web design and computer consulting services, and financial services, in addition to a broad range of computer, internet, communication and e-commerce related services. Intel also invests in and funds third party innovation and provides grants to academic institutions for research and development into a diverse array of technology.

The INTEL INSIDE Trademark and the " _____ INSIDE" Format

8. Intel began using the INTEL INSIDE mark in July 1991 with its launch of the "INTEL INSIDE Program," a cooperative advertising and branding program. Since 1991, Intel has sought formal protection for its INTEL INSIDE mark in virtually every country that offers trademark protection. This includes over four hundred (400) applications for the INTEL INSIDE trademark in over 180 countries, approximately 150 of which have matured to registration. In addition, the famous INTEL INSIDE Swirl Device ("INTEL INSIDE logo") in class 9 has itself been registered or applied for in over 180 countries with a very broad description of goods. In those jurisdictions without formal trademark protection, Intel has protected its rights in accordance with local custom and laws.

9. In addition to its use and registration of the INTEL INSIDE trademarks, Intel also uses and owns applications and registrations worldwide for the marks THE COMPUTER INSIDE and THE JOURNEY INSIDE, together forming a "family" of "[word] INSIDE" trademarks that feature the format of "[word] INSIDE" where INSIDE is the suffix of a composite mark. The mark THE COMPUTER INSIDE has been used as early as 1991 in connection with Intel's hardware products. Intel's THE JOURNEY INSIDE mark has been used since at least as early as 1994 (both in the US and internationally) in association with educational services. Intel has sponsored a National Education Program to teach school children how computers work, which is promoted under the brand THE JOURNEY INSIDE. All of these marks are collectively referred to as the "INTEL INSIDE marks".
10. As evidenced by the aforementioned trademark registrations throughout the world, the INTEL INSIDE mark and the "[word] INSIDE" format are extremely important to Intel Corporation. Today the INTEL INSIDE mark is one of the most highly recognized marks in the world. This is true not only among consumers of computer products, but among consumers of all types of consumer goods. Consumers in all market segments have seen Intel's and its licensees' advertising and promotion of the INTEL INSIDE mark, through extensive print and television campaigns. It is estimated that since the inception of the INTEL INSIDE program, advertisements carrying the INTEL INSIDE Logo have created over 500 billion impressions on consumers.

Associated Goods & Services

11. Because, as mentioned, microprocessors are ubiquitous in society, Intel's technology plays a role in almost every walk of life. Mobile telephones feature Intel's flash memory chips, Intel powered computers, which feature the INTEL INSIDE mark, are found in homes, schools, government agencies, and small and large businesses. Intel's microcontrollers, special purpose chips that are programmed to control specific functions in other products, can be found in a range of goods including aircraft engines, electric motors, and televisions. Intel's telecommunications products power search engines and wireless messaging and communications devices (subject of the IDEAS INSIDE application). In many instances, Intel has collaborated with third parties to improve, research and manufacture improvements in various technologies.
12. Intel's consumers include individuals of all ages, various kinds of businesses, computer manufacturers, industrial manufacturers, telephone communications equipment manufacturers, governments, and aircraft manufacturers, among others.

Manner of Use of the INTEL INSIDE Trademark and “ ___ INSIDE” Family of Trademarks

13. As mentioned, Intel began using the INTEL INSIDE trademark in 1991 when it launched the “Intel Inside Program.” This program, which Intel introduced at great expense, was a combined logo licensing and cooperative advertising program that marketed PCs designed with a relevant INTEL microprocessors directly to the end user instead of marketing microprocessors solely to the original equipment manufacturers. Under the INTEL INSIDE Program, Original Equipment Manufacturers (OEMs), as licensees, may affix the INTEL INSIDE logo to systems designed with a relevant Intel processor.
14. The INTEL INSIDE trademark is used through, inter alia, display at the point of sale and on personal computers and servers designed around Intel microprocessors, such as the PENTIUM® III and PENTIUM® 4 processors. As shown pictorially in the advertising discussed and exhibited below, personal computers designed with a relevant Intel microprocessors may, via license, bear an INTEL INSIDE logo label (provided by Intel subject to certain usage guidelines and requirements) visibly affixed to the computer system. Attached, as shown to me, at Exhibit A are true and correct copies of exemplary samples of labels, licensee point-of-purchase material, and product packaging showing the nature of the use of the INTEL INSIDE trademark on computer products.
15. This was the first time that a “component” or “ingredient” manufacturer in the computer industry reached out to the ultimate consumer, convincing consumers to look out for the INTEL brand when buying a personal computer. Intel achieved this by way of the INTEL INSIDE brand, associating all of the elements belonging to the Intel brand image with the personal computer that the consumer was buying – safety, quality, reliability, cutting edge technology and sound manufacturing. Through the distinctive INTEL INSIDE logo, Intel said its technology and associated goodwill were a part of the product and “you can have all of the things you associate with Intel when you buy this personal computer.” That is a very unique message and a very unique messenger. The mark and distinctive format conveys that the product bearing the INTEL INSIDE mark contains Intel’s corporate “goodness.”
16. As noted above, today the INTEL INSIDE trademark is one of the most highly recognized marks in the world. This is true not only among consumers of computer products, but also among consumers of all types of consumer goods. Intel’s and its licensees’ advertising and promotion of the INTEL INSIDE marks have been seen by consumers in all market segments, through extensive print and television campaigns, on magazines, advertisements in newspapers, journals, television commercials (including segments during prime-time

hours), billboards, point of sale displays, TV shows, and various internet advertising. By 1993, over 133,000 advertisements worldwide bore the INTEL INSIDE logo.

17. Intel has invested heavily in marketing and advertising. Such advertisements generally include the INTEL INSIDE mark. The approximate amounts spent by Intel in advertising and promotion in Northern America in recent years are at least (in U.S. dollars):

1997	103,000,000
1998	180,000,000
1999	128,000,000

Intel's world-wide advertising expenditures, which include expenditures related to the INTEL INSIDE mark, from 1995-2000, were at least (in U.S. dollars):

1995	654,000,000
1996	974,000,000
1997	1,203,000,000
1998	1,300,000,000
1999	1,700,000,000
2000	2,000,000,000

The Intel Inside Program: Marketing and Promotion of the INTEL INSIDE Trademark Through Licensing Arrangements

18. Since the founding of the INTEL INSIDE Program ten years ago, Intel has grown the program to include tens of thousands of licensees worldwide. These licensees range from OEMs, including the world's largest computer makers such as IBM, Compaq, HP, and Dell, smaller computer makers, to computer resellers and computer retailers. The combination of all of these licensees results in the INTEL INSIDE logo appearing on millions and millions of home, business, government, and school computers worldwide as well as in all forms of advertising and promotions used by the computer makers and resellers.

19. Since the start of the INTEL INSIDE Program in 1991, Intel has reimbursed over 3.5 billion dollars (U.S.) in cooperative advertising expenditures to its licensees. Intel's reimbursement only covers a portion of the licensees total advertising costs. Thus, the amount spent on advertising and promoting the INTEL INSIDE brand by Intel's licensees actually exceeds 3.5 billion dollars.

20. Since 1992, on an annual basis, Intel has reimbursed its INTEL INSIDE licensees at least the following amounts (in U.S. dollars):

1991	2,000,000
1992	40,800,000
1993	110,700,000
1994	168,700,000
1995	203,500,000
1996	31,000,000
1997	230,500,000
1998	350,000,000
1999	350,000,000
2000	400,000,000
2001	390,000,000
2002	160,000,000 (through June)

21. As a result of these efforts, Intel has developed and earned an enormous goodwill in, and recognition of, the INTEL INSIDE mark. Representative examples of advertisements placed by licensees in print are attached, as shown to me, at Exhibit B. These licensees' advertisements appear in national publications such as *Inc.*, *PC Magazine*, *PC World*, *Microtimes*, *U.S. News and World Reports*, *Newsweek*, *Businessweek*, and *Fortune*, to name only a few. Licensees also advertise their products bearing the INTEL INSIDE logo in print and radio media. Attached as Exhibit D, as shown to me, is a video cassette of these advertisements.

22. In large part, as a result of the tremendous success of the INTEL INSIDE advertising campaign, the majority of consumers consider the brand of the microprocessor used in the manufacture of their computer system to be of critical importance in their choice of PC. Independent market research shows that at least 53% of consumers spontaneously named INTEL when asked to name a producer of microprocessors.
23. To fully appreciate how widely Intel and its licensees use the INTEL INSIDE marks, I will describe some of the products in the electronics industry in which Intel microprocessors are placed and upon which the INTEL INSIDE marks appear.

Personal Computers (PCs)

24. As mentioned, the INTEL INSIDE marks are placed by OEMs prominently on the casing of the many millions of PCs where the consumer can readily see it (often referred to as the "bezel"). Thousands of OEMs, resellers, integrators worldwide are licensed to use the INTEL INSIDE marks in connection with their products and services that utilize Intel's relevant processor products. This figure includes approximately 400 large OEMs such as Dell, Compaq, and Gateway (some of the largest computer manufacturers in the world) who are licensed and use the INTEL INSIDE marks in print, television, radio and Internet advertising.

Promotional use by PC retailers

25. In addition to OEMs, resellers, integrators, retailers have also become licensees to the INTEL INSIDE mark and logo. These retailers use the INTEL INSIDE marks in a variety of ways (primarily marketing materials, advertisements, and in-store displays) to promote the qualifying products that they sell. These retailers sell in traditional retail stores and also are "e-tailers" or on-line retailers, selling products on the Internet.

Computer Software and Internet Use

26. The INTEL INSIDE marks are prominently displayed throughout Intel's web site and in association with specific computer software and Internet services. Thus, the INTEL INSIDE marks are seen by consumers in a variety of contexts, including retail, gaming, consumer websites, and search engines, in addition to seeing the INTEL INSIDE marks on the bezels of many millions of PCs world-wide.

Printed Materials

27. The INTEL INSIDE marks are used prominently in a variety of printed materials, including investor fact sheets and annual reports. These documents are distributed widely throughout the world to both current and potential customers.

Non-Computer Products

28. Intel also uses its INTEL INSIDE marks on products beyond computers. For many years, Intel has sold a wide variety of non-computer products, all of which can be seen at Intel's online store, SHOP INTEL, which is a revenue producing business that is more than merely selling promotional items. The products include clothing, desk accessories, watches, dolls, and novelty items. For many years, Intel has offered such items for sale through "UNIQUELY INTEL" catalogs. These products may be purchased through Intel's websites including www.intel.com and www.shop-intel.com.

29. Intel's sales of these non-computer products from 2000-present were approximately (U.S. dollars):

2000:	\$675,000
2001:	\$675,000
2002 (through Q2):	\$337,500

30. Moreover, the INTEL INSIDE trademark is prominently displayed on the www.intel.com website. That website has been visited by many thousands of U.S. residents.

31. Consequently, consumers are likely to encounter the INTEL INSIDE mark through a variety of media and applications, and both in private and business life.

Turnover

32. Intel's approximate annual turnover in goods and services, world-wide from 1990-2000 were at least the following amounts. These approximate figures include sales of those goods bearing the INTEL INSIDE marks.

1990	3,921,000,000
1991	4,779,000,000
1992	5,844,000,000
1993	8,782,000,000

1994	11,521,000,000
1995	16,202,000,000
1996	20,847,000,000
1997	25,070,000,000
1998	26,273,000,000
1999	29,389,000,000
2000	33,726,000,000

33. With respect to the extent of sales, in 2000, for example, Intel sold goods and services worldwide having a value of over U.S. \$33 billion. Since its inception, Intel has sold products and services worldwide having a value of over U.S. \$200 billion.

Marketing & Promotion By Intel

34. Advertising, of course, includes print, television and radio advertising that appears around the world, in such major, national publications such as *Sports Illustrated, U.S. News and World Reports, Newsweek, PC Magazine, Business Week, Forbes, Rolling Stone, New Yorker, Parents, Wall Street Journal, Sunset, and Fortune*, to name only a few, and on major television and radio stations. Attached, as shown to me, at Exhibit C are representative examples of advertisements placed by Intel in the United States. When appearing in television advertising, the INTEL INSIDE logo typically punctuates the end of ad. Regardless of who is doing the advertising, consumers learn to express their preference by looking for the INTEL INSIDE logo. Attached as Exhibit D, as shown to me, is a video cassette also containing these advertisements.
35. In addition to traditional forms of advertising such as press and television, Intel also advertise their products under the INTEL INSIDE mark via the Internet. These online advertisements appear in various contexts including consumer electronic, news, and sports-related websites. Some advertisements commonly feature so called "pop-up" boxes that automatically load when a browser logs on to a particular website. Intel advertises using this medium across a broad spectrum of third party websites. The result of this strategy means that a broad range of consumers will encounter and be exposed to the INTEL INSIDE mark even where the website they are currently surfing has nothing to do with computers or technology. Accordingly, this method of advertising is designed to

ensure that virtually anybody surfing the most popular websites on the Internet will encounter the INTEL INSIDE mark.

36. Generally, as a result of the extensive use of the trademarks within the “[word] INSIDE” family and the extensive print and television campaigns undertaken by Intel and its Licensees, the INTEL INSIDE trademark and the “[word] INSIDE” family of trademarks have become extremely well-known to the point of being a cultural icon as reflected by the fact that it is the subject of copying, parody and satire around the world, including in the United States.

Research & Development

37. Intel has, since its founding, invested heavily in research and development both internally and as part of joint ventures with third parties and industry groups. This emphasis on research and development means that additional products and modifications are being introduced constantly. Intel traditionally works with PC makers, software developers and PC users to understand their future needs and wishes and then implements new procedures and ideas.

Reputation

38. As Intel is a leader in its field, activities are widely reported and scrutinised in the United States and world-wide press. Articles featuring INTEL INSIDE branded products or commenting on Intel have been featured in the newspapers, in national press, on radio and television, and in special interest and general interest magazines in the United States, as well as in magazines and newspapers with a world-wide circulation. As a consequence of the continuous use of the INTEL INSIDE trademark by Intel, the extensive promotion of the mark and the saturation of press coverage, the INTEL INSIDE trademark has become widely recognized and enjoys an extensive reputation in the United States, and worldwide. The volume of articles referring to the INTEL INSIDE brand is enormous and examples of representative press clippings are produced in the accompanying Notice of Reliance.
39. The extensive use of the mark INTEL INSIDE and the success of the INTEL INSIDE marketing campaign has meant that the mark has amassed a very considerable reputation in the United States and elsewhere. The INTEL INSIDE mark has become famous and synonymous with technologically advanced products and services of the highest quality, reliability, and innovation.

Brand Management

40 As part of its licensing program, Intel has issued use guidelines to its licensees and maintains a website for licensee information in order to to ensure that the INTEL INSIDE mark maintains its high quality image and to ensure that a consistent corporate image is maintained. Intel also undertakes significant efforts to police third party use of similar marks, insuring that the INTEL INSIDE Mark remains singular and strong.

I declare under penalty of perjury that the foregoing is true and correct and that this document is executed on this 21 day of November, 2002, at Santa Clara, California.



Leslie Skinner

ALL PAPER FROM THE 1990S IS 100% RECYCLED

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

Intel Corporation,

Opposer,

v.

Steven Emeny,

Applicant.

§
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Opposition No. 123,312

Application Serial No. 75/825,218

International Classes: 35, 38 & 42

Published: April 24, 2001

SUPPLEMENTAL AFFIDAVIT OF LESLIE SKINNER

I, Leslie Skinner, declare and state as follows:

1. I am an attorney at Intel Corporation in the Trademark & Brands Group. I work within a team responsible for the INTEL INSIDE and INTEL INSIDE & Design trademarks on a worldwide basis. I have been with Intel in Santa Clara, California since October 1992. I confirm that I am authorized to testify on behalf of Intel Corporation ("Intel"). I have access to Intel's records and confirm that the facts and information given below are taken from those records or from my own personal knowledge. I am submitting this supplemental affidavit in support of Intel's Supplemental Notice of Reliance.
2. In my November 29, 2002 affidavit, I recounted Intel's advertising expenditures through 1999, which included expenditures related to the INTEL INSIDE mark. I have now had the opportunity to ascertain Intel's advertising expenditures specific to the INTEL INSIDE mark for the years 1998 - 2002 in the United States which are approximately (in US dollars):

1998	\$154 million
1999	\$219 million
2000	\$168 million
2001	\$140 million
2002	\$116 million

3. Over the years, Intel has used television as a means to reach its consumers. Attached as Exhibit A is a videocassette containing a historical overview of Intel's television advertising campaigns, from the first television INTEL advertisement aired in the United States during the mid 1970's, to the first advertisement promoting the INTEL INSIDE mark in 1991, up to and including all INTEL INSIDE advertisements through today.
4. Intel's web presence is extremely strong, and the INTEL INSIDE mark is integral to the content on Intel's website. To elaborate on estimates previously provided, the entire Intel web site worldwide (www.intel.com) consists of tens of thousands of web pages, and it averages 40,000,000 hits per week. The home page alone (www.intel.com/index.htm) averages 1,500,000 million hits per week.
5. Through Intel's enforcement efforts, Intel has preserved the massive goodwill and recognition in the INTEL INSIDE mark and "[word] INSIDE" brand and format. It follows that Intel's INTEL INSIDE marks and family of "[word] INSIDE" marks are the only federally registered "[word] INSIDE" marks in the U.S.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 14th day of May, 2003, at Santa Clara, California.



Leslie Skinner



TTAB

550 SOUTH HOPE STREET
SUITE 1100
LOS ANGELES, CA 90071-2627
PHONE 213.892.1800
FAX 213.892.2300

A LIMITED LIABILITY PARTNERSHIP

Writer's Direct Dial:
(213) 892-1820
ghajarb@howrey.com

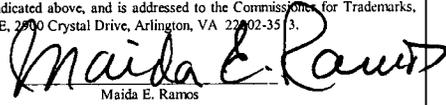
FILE: 11357.0076.00US00

January 4, 2005

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 Maida E. Ramos

RE: *Opposition No. 123,312*
Mark: IDEAS INSIDE
Applicant: Steven Emeny
Opposer: Intel Corporation

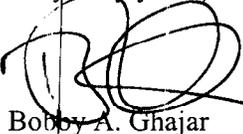
Dear Madam:

Enclosed for filing in connection with the above-referenced application are the following documents:

1. Opposer's Motion for Summary Judgment on the Issue of Applicant's Bona Fide Intent to Use, and Suspension Pending Disposition of Summary Judgment;
2. Opposer's Memorandum of Law in Support of its Motion for Summary Judgment on the Issue of Applicant's Bona Fide Intent to Use, and Suspension Pending Disposition of Summary Judgment;
3. Declaration of Bobby A. Ghajar, together with Exhibits 1-9; and
4. A return postcard to acknowledge receipt of the opposition. Please date stamp and return the postcard to us by mail.

Please forward any reply to this communication directly to our Falls Church, Virginia office for docketing purposes. The mailing address is 2941 Fairview Park Drive, Suites 200 & 300, Falls Church, VA 22042 and the Falls Church fax number is 703-336-6950.

Very truly yours,


Bobby A. Ghajar

Enclosures

cc: Leslie Skinner, Esq. (w/encls.)
Katy Basile, Esq. (w/encls.)



01-04-2005

U.S. Patent & TMO/TM Mail Rcpt Dt. #77