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

In Re:

Applicant's Mark: BUNCO NIGHT

Serial No.: 76/265,772

Filed: May 31, 2001

Published: In the Official Gazette on December 25, 2001


04-15-2002
U.S. Patent & TMO/TM Mail Rcpt Dt. #11

Joyce Lopeteguy,)
)
 Opposer,)
)
 v.)
)
 IGT Corporation,)
)
 Applicant.)
 _____)

Opposition No. 91151035

AMENDED NOTICE OF OPPOSITION

Serial No. 76/265,772

Opposer: Joyce Lopeteguy
Citizenship: Individual, United States Citizen
Address: 6717 Kimberly Avenue
Bakersfield, California 93308

In accordance with the provisions of Rule 15 of the Federal Rules of Civil Procedure, Opposer submits her Amended Notice of Opposition as follows:

Joyce Lopeteguy ("Opposer") believes she will be damaged by registration of the mark BUNCO NIGHT, U.S. Application Serial No. 76/265,772, for use in

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connection with gaming machines for use in gaming establishments and/or via a global computer information network in International Class 09 and U.S. Classes 021, 023, 026, 036 and 038. As grounds for its opposition to registration of the mark sought by IGT Corporation ("Applicant"), Opposer alleges:

1. Opposer is the owner of United States Trademark Registration No. 922,745 for the mark PARTY BUNCO, for use with card games, which issued on October 26, 1971, was renewed on October 26, 1991, and was renewed again on October 26, 2001. A copy of the registration is attached hereto as Exhibit A and by this reference is incorporated herein as though fully set forth.

2. Opposer is the owner of United States Trademark Registration No. 1,694,622 for the mark BUNCO, for use with parlor games, which issued on June 16, 1992. Renewal of this mark must be filed prior to June 16, 2002, and that process is now in motion. A copy of the registration is attached hereto as Exhibit B and by this reference is incorporated herein as though fully set forth.

3. Both of Opposer's registrations are valid and subsisting, are in full force and effect, and are incontestable.

4. Opposer has produced and sold numerous items pertaining to parlor and card games for several years prior to the May 31, 2001 filing date of Applicant's application, and such trademark rights of Opposer have not been abandoned.

5. Opposer has offered for sale, sold in retail establishments, and over the Internet through her website at *bunco.com* substantial quantities of items

pertaining to parlor and card games. Opposer's marks are associated with and identify the source of the products sold by Opposer and represent valuable and substantial goodwill of Opposer in her business.

6. Applicant's mark, BUNCO NIGHT, so resembles Opposer's BUNCO and PARTY BUNCO trademarks used in connection with Opposer's products, as to be likely, when applied to Applicant's products, to cause confusion, or to cause mistake, or to deceive.

7. Because of the similarity of Applicant's mark BUNCO NIGHT to Opposer's aforementioned registered trademarks, persons familiar with Opposer and her goods and services are likely to be misled into believing that Applicant's goods are sponsored by, or otherwise associated with, Opposer in some way, thereby damaging Opposer.

8. In view of the nature of Opposer's trademarks, Applicant's registration of the BUNCO NIGHT mark, if granted, will dilute and impair Opposer's trademarks and will result in loss of distinctiveness and exclusivity of Opposer's trademarks.

WHEREFORE, Opposer prays that this Opposition be sustained and that registration of the mark shown in Application Serial No. 76/265,772, filed on May 31, 2002, be denied.

Respectfully submitted,



Dated: April 9, 2002

Dennis B. Haase
Registration No. 22,037
Attorney for Opposer

LAW OFFICES OF DENNIS B. HAASE
Post Office Box 3592
Little Rock, Arkansas 72203
[501] 374-2100



10/26/1971

Nº 922745

Party Bunco (1971)

THE UNITED STATES OF AMERICA

This is to certify that from the records of the Patent Office it appears that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents,

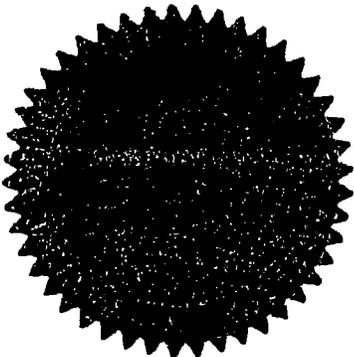
Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, and the said Mark has been duly registered this day in the Patent Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for Twenty Years unless sooner terminated as provided by law.

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent Office to be affixed this twenty-sixth day of October, 1971.


Robert P. Hulscher
Acting

COMMISSIONER OF PATENTS

EXHIBIT A



United States Patent Office

922,745

Registered Oct. 26, 1971

PRINCIPAL REGISTER
Trademark

Ser. No. 362,383, filed June 11, 1970

PARTY BUNCO

Joyce Ann Lopeteguy and Bette Lynn Lopeteguy (joint
owners)
2813 Karla St.
Bakersfield, Calif. 93308

For: EQUIPMENT SOLD AS A UNIT FOR PLAY-
ING A CARD GAME, in CLASS 22 (INT. CL. 28).
First use Feb. 10, 1970; in commerce Feb. 10, 1970.

copy done 1/11

The United States of America



Nº 922745

Party Bunco 1991

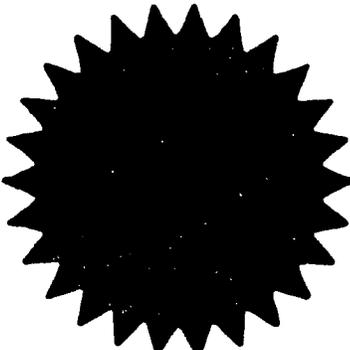
CERTIFICATE OF RENEWAL

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for renewal of registration of the Mark shown herein, a copy of said Mark and pertinent data from the Registration being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

Upon examination, it appeared that the applicant was entitled to have said Registration renewed under the Trademark Act of 1946, as amended, and said Registration has been duly renewed in the Patent and Trademark Office to the registrant named herein.

This Registration shall remain in force for TEN years from the date that said Registration was due to expire unless sooner terminated as provided by law.



In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this third day of December 1991.

Harry F. Manbeck, Jr.

Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office
10 Year Renewal

Reg. No. 922,745

Registered Oct. 26, 1971

Renewal Term Begins Oct. 26, 1991

TRADEMARK
PRINCIPAL REGISTER

PARTY BUNCO

LOPETEGUY, JOYCE ANN (UNITED
STATES CITIZEN)
6717 KIMBERLY STREET
BAKERSFIELD, CA 93308 AND

LOPETEGUY, BETTE LYNN (UNITED
STATES CITIZEN)
6717 KIMBERLY STREET
BAKERSFIELD, CA 93308

FOR: EQUIPMENT SOLD AS A UNIT
FOR PLAYING A CARD GAME, IN
CLASS 22 (INT. CL. 28).

FIRST USE 2-10-1970; IN COMMERCE
2-10-1970.

SER. NO. 72-362,383. FILED 6-11-1970.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Dec. 3, 1991.*

COMMISSIONER OF PATENTS AND TRADEMARKS



UNITED STATES DEPARTMENT OF COMMERCE
 Patent and Trademark Office
 OFFICE OF ASSISTANT COMMISSIONER FOR TRADEMARKS
 2900 Crystal Drive
 Arlington, Virginia 22202-3513

REGISTRATION NO: 0922745 SERIAL NO: 72362383 MAILING DATE: 11/26/2001
 REGISTRATION DATE: 10/26/1971
 MARK: PARTY BUNCO
 REGISTRATION OWNER: JOYCE ANNE LOPETEGUY
 CORRESPONDENCE ADDRESS:

DENNIS B. HAASE
 CALHOUN & HAASE
 319 EAST MARKHAM POST OFFICE BOX 3592
 LITTLE ROCK, AR 72203

NOTICE OF ACCEPTANCE

15 U.S.C. Sec. 1058(a)(3)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 8 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE SECTION 8 AFFIDAVIT IS ACCEPTED.

NOTICE OF RENEWAL

15 U.S.C. Sec. 1059(a)

THE COMBINED AFFIDAVIT AND RENEWAL APPLICATION FILED FOR THE ABOVE-IDENTIFIED REGISTRATION MEETS THE REQUIREMENTS OF SECTION 9 OF THE TRADEMARK ACT, 15 U.S.C. Sec. 1058.

ACCORDINGLY, THE REGISTRATION IS RENEWED.

THE REGISTRATION WILL REMAIN IN FORCE FOR CLASS(ES):
 022.

GRANATA, SHARON D.
 PARALEGAL SPECIALIST
 POST-REGISTRATION DIVISION
 (703)308-9500

PLEASE SEE THE REVERSE SIDE OF THIS NOTICE FOR INFORMATION CONCERNING REQUIREMENTS FOR MAINTAINING THIS REGISTRATION

JUL 1991

The United States of America



Nº 1694622

Bunco 1991

CERTIFICATE OF REGISTRATION

This is to certify that the records of the Patent and Trademark Office show that an application was filed in said Office for registration of the Mark shown herein, a copy of said Mark and pertinent data from the Application being annexed hereto and made a part hereof,

And there having been due compliance with the requirements of the law and with the regulations prescribed by the Commissioner of Patents and Trademarks,

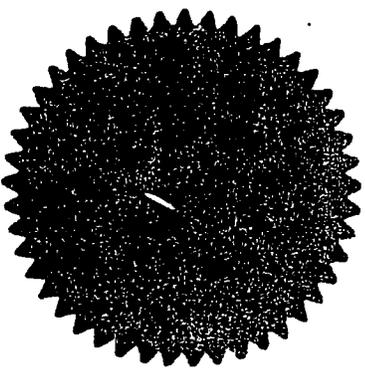
Upon examination, it appeared that the applicant was entitled to have said Mark registered under the Trademark Act of 1946, as amended, and the said Mark has been duly registered this day in the Patent and Trademark Office on the

PRINCIPAL REGISTER

to the registrant named herein.

This registration shall remain in force for TEN years unless sooner terminated as provided by law.

In Testimony Whereof I have hereunto set my hand and caused the seal of the Patent and Trademark Office to be affixed this sixteenth day of June 1992.



Doyle S. Landry

Acting Commissioner of Patents and Trademarks

EXHIBIT B



Int. Cl.: 28

Prior U.S. Cl.: 22

United States Patent and Trademark Office

Reg. No. 1,694,622

Registered June 16, 1992

**TRADEMARK
PRINCIPAL REGISTER**

BUNCO

JOYCE & LYNN LOPETEGUY (PARTNERSHIP)
6717 KIMBERLY ST.
BAKERSFIELD, CA 93308

FIRST USE 2-10-1970; IN COMMERCE
2-10-1970.

SER. NO. 74-185,211, FILED 7-15-1991.

FOR: PARLOR GAMES, IN CLASS 28 (U.S.
Cl. 22).

WILLIAM O'BRIEN, EXAMINING ATTORNEY

CERTIFICATE OF MAILING

In Re the Notice of Opposition of

JOYCE LOPETEGUY, Opposer

IGT CORPORATION, Applicant

Serial No. 76/265,772; Filed May 31, 2001, Published on December 25, 2001

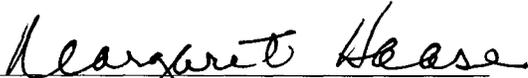
For: BUNCO NIGHT

AMENDED NOTICE OF OPPOSITION

I hereby certify that tow copies of the AMENDED NOTICE OF
OPPOSITION are being deposited with the United States Postal Service, first class
mail, charges prepaid, in an envelope addressed to:

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

on April 9, 2002.


Margaret Haase

Dated: April 9, 2002