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Typed or Printed Name of Person Mailing Paper or Fee: Shirley Fajardo

Signature: Shirley Fajardo

TRADEMARK: MONSTERSNAPS

IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Registration Application Serial No. 76/278,209 published in the Official Gazette (Trademarks) on January 31, 2002:

MONSTER CABLE PRODUCTS, INC.)
)
 v.)
)
 JOEL BARRY SHAMITOFF)
)
 _____)

Opposition No. 91152044

Box TTAB - FEE
Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514


03-15-2004
U.S. Patent & TMO/TM Mail Rcpt Dt. #22

TRANSMITTAL LETTER

Dear Sir:

In connection with the above-referenced trademark application, transmitted herewith are the following:

1. Amended Notice of Opposition (7 pages), Exhibits A-Z (53 pages) in triplicate;
2. Post card in acknowledgment of all transmitted materials.

Please date-stamp the enclosed post card and return same to the undersigned in acknowledgment of receipt of all transmitted materials.

Respectfully submitted,



Matthew A. Powelson
Attorney for Opposer
MONSTER CABLE PRODUCTS, INC.

RWP/sgs
Date: March 15, 2004
LARIVIERE, GRUBMAN & PAYNE, LLP
Post Office Box 3140
Monterey, CA 93942
(831) 649-8800

"Express Mail" mailing label number: EL974230014 US

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Typed or Printed Name of Person Mailing Paper or Fee: Shirley Fajardo

Signature: Shirley Fajardo

TRADEMARK: MONSTERSNAPS

IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Registration Application Serial No. 76/278,209 published in the Official Gazette (Trademarks) on January 31, 2002:

MONSTER CABLE PRODUCTS, INC.)

v.)

JOEL BARRY SHAMITOFF)

) Opposition No. 91152044

Box TTAB - FEE
Assistant Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3514

AMENDED NOTICE OF OPPOSITION

MONSTER CABLE PRODUCTS, INC., a California corporation ("Opposer"), whose address is 455 Valley Drive, Brisbane, CA 94005-1209, believes that it will be damaged by the registration of the mark "MONSTERSNAPS" in International Class 28 (Toys and Sporting Goods)

on the Principal Register, as shown in the above-referenced application made by Joel Barry Shamitoff ("Applicant"), and hereby opposes same.

The grounds for opposition are as follows:

1. Opposer has prior rights to the trademark MONSTER, as it first used said mark on May 18, 1978, and caused said mark to be placed in commerce on August 18, 1978 in connection with other goods, such as electrical and musical items.

2. Opposer is and has been for many years engaged in the manufacture, advertising and retail sales of the above mentioned goods and services. In connection therewith Opposer has used in interstate commerce throughout the United States the above-stated trademarks since long prior to the Applicant's application to register the trademark MONSTER.

3. Opposer owns Federal Trademark Registration No. 2,184,002, which was granted on August 25, 1998, for the trademark MONSTER for Class 9, namely electrical and music signal transmitting cable connectors. A true copy of said registration is attached hereto as Opposer's Exhibit A.

4. Opposer owns Federal Trademark Registration No. 2,197,793, which was granted on October 20, 1998, for the trademark MONSTER for Class 16, namely newsletters, magazines, catalogs and newspapers providing entertainment industry and cable industry news. A true copy of said registration is attached hereto as Opposer's Exhibit B.

5. Opposer owns Federal Trademark Registration No. 1,690,903, which was granted on June 2, 1992, for the trademark MONSTER STYLE for Class 41, for educational services, namely conducting classes and seminars in the field of audio systems. A true copy of said registration is attached hereto as Opposer's Exhibit C.

6. Opposer owns Federal Trademark Registration No. 1,342,164, which was granted on June 18, 1985, for the trademark MONSTER CABLE for Class 9 for electrical signal transmitting cable and connectors. A true copy of said registration is attached hereto as Opposer's Exhibit D.

7. Opposer owns Federal Trademark Registration No. 1,340,229, which was granted on June 11, 1985, for the trademark MONSTER CABLE for Class 9 for musical and voice signal transmitting cable and connectors. A true copy of said registration is attached hereto as Opposer's Exhibit E.

8. Opposer owns Federal Trademark Registration No. 1,384,076, which was granted on February 25, 1986, for the trademark MONSTER CABLE (STYLIZED) for Class 9 for computer cables. A true copy of said registration is attached hereto as Opposer's Exhibit F.

9. Opposer owns Federal Trademark Registration No. 1,144,700, which was granted on December 30, 1980, for the trademark MONSTER CABLE (STYLIZED) for Class 6 for speaker wire. A true copy of said registration is attached hereto as Opposer's Exhibit G.

10. Opposer owns Federal Trademark Registration No. 1,336,372, which was granted on May 21, 1985, for the trademark MONSTER CABLE SPECIAL for Class 9, audio cable. A true copy of said registration is attached hereto as Opposer's Exhibit H.

11. Opposer owns Federal Trademark Registration No. 1,844,244, which was granted on July 12, 1994, for the trademark MONSTER HOME THEATRE for Class 9, audio cables. A true copy of said registration is attached hereto as Opposer's Exhibit I.

12. Opposer owns Federal Trademark Registration No. 1,738,114, which was granted on December 8, 1992, for the trademark MONSTER DESIGN for Class 9, cable connectors for use with audio equipment. A true copy of said registration is attached hereto as Opposer's Exhibit J.

13. Opposer owns Federal Trademark Registration No. 1,537,306, which was granted on May 2, 1989, for the trademark MONSTER MUSIC for Class 9, compact discs. A true copy of said registration is attached hereto as Opposer's Exhibit K.

14. Opposer owns Federal Trademark Registration No. 1,665,277, which was granted on November 19, 1991, for the trademark MONSTER MUSIC for Classes 41 and 42, production and compact discs, audio tapes and phonographic records, distributorship services in the field of prerecorded compact discs, audio tapes and phonographic records of various artists. A true copy of said registration is attached hereto as Opposer's Exhibit L.

15. Opposer owns Federal Trademark Registration No. 1,824,258, which was granted on March 1, 1994, for the trademark MONSTER POWER for Class 9 for magnetic circuit breakers, power distribution blocks, junction boxes, fuse holders and battery connectors. A true copy of said registration is attached hereto as Opposer's Exhibit M.

16. Opposer owns Federal Trademark Registration No. 1,759,527, which was granted on March 23, 1993, for the trademark MONSTER SOUND for Class 9, audio equipment, namely electrical cables and connectors and parts thereof. A true copy of said registration is attached hereto as Opposer's Exhibit N.

17. Opposer owns Federal Trademark Registration No. 1,428,215, which was granted on February 10, 1987, for the trademark MONSTER VIDEO for Class 9 for video cables. A true copy of said registration is attached hereto as Opposer's Exhibit O.

18. Opposer owns Federal Trademark Registration No. 1,351,414, which was granted on July 30, 1985, for the trademark MONSTER TIPS for Class 9 for electrical audio connectors for

connections of home stereo and video components. A true copy of said registration is attached hereto as Opposer's Exhibit P.

19. Opposer owns Federal Trademark Registration No. 1,812,892, which was granted on December 21, 1993, for the trademark MONSTER CONNECTION for Class 16 for newsletters about consumer electronics. A true copy of said registration is attached hereto as Opposer's Exhibit Q.

20. Opposer owns Federal Trademark Registration No. 1,414,284, which was granted on October 21, 1986, for the trademark I AM A MONSTER for Class 25, namely tee shirts and jackets. A true copy of said registration is attached hereto as Opposer's Exhibit R.

21. Opposer owns Federal Trademark Registration No. 2,220,851, which was granted on January 26, 1999, for the trademark MONSTER CENTRAL for Class 9, namely electrical signals and distribution panels. A true copy of said registration is attached hereto as Opposer's Exhibit S.

22. Opposer owns Federal Trademark Registration No. 2,185,607 which was granted on September 9, 1998, for the trademark MONSTER COMPUTER for Class 9, namely computer cables. A true copy of said registration is attached hereto as Opposer's Exhibit T.

23. Opposer owns Federal Trademark Registration No. 2,215,211 which was granted on December 29, 1998, for the trademark MONSTER MICROPHONE for Class 9, namely microphones. A true copy of said registration is attached hereto as Opposer's Exhibit U.

24. Opposer owns Federal Trademark Registration No. 2,211,670, which was granted on December 15, 1998, for the trademark MONSTER MOUNTS for Class 9, namely loudspeaker mounting units. A true copy of said registration is attached hereto as Opposer's Exhibit V.

25. Opposer owns Federal Trademark Registration No. 2,153,562, which was granted on April 28, 1998, for the trademark MONSTER MULTIMEDIA for Class 9, namely Audio and video products, cable switch boxes. A true copy of said registration is attached hereto as Opposer's Exhibit W.

26. Opposer owns Federal Trademark Registration No. 2,227,322, which was granted on March 2, 1999, for the trademark MONSTER NETWORKING for Class 9, namely cables for the transmission of data signals. A true copy of said registration is attached hereto as Opposer's Exhibit X.

27. Opposer owns Federal Trademark Registration No. 2,183,518, which was granted on August 25, 1998, for the trademark MONSTER INTERNET for Class 9, namely computer cables, telephone cables and modems. A true copy of said registration is attached hereto as Opposer's Exhibit Y.

28. Opposer owns Federal Trademark Registration No. 2,782,260, which was granted on November 11, 2003, for the trademark DUNGEON DICE MONSTERS for Class 28, namely stand alone video output game machines, stand alone video machines, hand-held unit for playing video games, and instructional material sold therewith; board games and card games and instructions, dice and game pieces sold as a unit; toys, namely, play and action figures and accessories sold therewith. A true copy of said assignment is attached hereto as Opposer's Exhibit Z.

29. Opposer's products bearing the above-stated trademarks have been extensively and continuously offered to the public through various channels of trade. By reason of such distribution and advertising, the public has come to recognize marks bearing the word "MONSTER" as signifying Opposer and its individual products and family of products. Opposer

has built up extensive goodwill in connection with the sale of products under its trademarks and family of marks.

30. Opposer is also the licensor of additional marks employing the term "Monster".

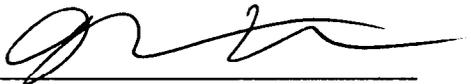
31. The intended trademark MONSTERSNAPS is confusingly similar to Opposer's above-stated individual trademarks and the MONSTER family of marks, and registration of Applicant's proposed mark and continued use by Applicant on its goods is likely to cause confusion, deception and mistake. Applicant's use of said intended trademark interferes with Opposer's use of its above-stated trademarks and family of marks, and use or registration of its mark by Applicant will seriously damage Opposer. Furthermore, opposer's MONSTER and family of MONSTER marks are famous and became famous before opposer's date of application for Application Serial No. 76/278,209, and Applicant's use is likely to dilute the distinctive quality of opposer's famous MONSTER and family of MONSTER marks.

WHEREFORE, Opposer MONSTER CABLE PRODUCTS, INC. prays that Application Serial No. 76/278,209 be rejected, and that the registration of the mark therein shown for the goods therein specified be refused and denied.

Respectfully submitted,

LARIVIERE, GRUBMAN & PAYNE, LLP

Dated: March 15, 2004.

By: 

Matthew A. Powelson
19 Upper Ragsdale Drive
Suite 200
P.O. Box 3140
Monterey, CA 93942-3140
(831) 649-8800

Attorneys for Opposer

FILE COPY

Int. Cl.: 9

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

Reg. No. 2,184,002

United States Patent and Trademark Office

Registered Aug. 25, 1998

TRADEMARK
PRINCIPAL REGISTER

MONSTER

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SOUTH SAN FRANCISCO, CA 940806761

FIRST USE 5-18-1978; IN COMMERCE
5-19-1978.

SER. NO. 75-332,159, FILED 7-7-1997.

FOR: ELECTRICAL AND MUSICAL SIGNAL
TRANSMITTING CABLE AND CONNECTORS,
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

SHAUNIA WALLACE, EXAMINING ATTOR-
NEY

Int. Cl.: 16

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

Reg. No. 2,197,793

United States Patent and Trademark Office

Registered Oct. 20, 1998

**TRADEMARK
PRINCIPAL REGISTER**

MONSTER

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SOUTH SAN FRANCISCO, CA 940806761

DUSTY NEWS, IN CLASS 16 (U.S. CLS. 2, 5, 22,
23, 29, 37, 38 AND 50).
FIRST USE 6-1-1989; IN COMMERCE
6-1-1989.

FOR: NEWSLETTERS, MAGAZINES, CATA-
LOGS AND NEWSPAPERS PROVIDING EN-
TERTAINMENT INDUSTRY AND CABLE IN-

SER. NO. 75-332,160, FILED 7-7-1997.
SHAUNIA WALLACE, EXAMINING ATTOR-
NEY

Int. Cl.: 41

Prior U.S. Cl.: 107

United States Patent and Trademark Office

Reg. No. 1,690,903
Registered June 2, 1992

**SERVICE MARK
PRINCIPAL REGISTER**

MONSTER STYLE

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SO. SAN FRANCISCO, CA 94080

FOR: EDUCATIONAL SERVICES, NAMELY,
CONDUCTING CLASSES AND SEMINARS IN
THE FIELD OF AUDIO SYSTEMS, IN CLASS 41
(U.S. CL. 107).

FIRST USE 12-1-1990; IN COMMERCE
12-1-1990.

OWNER OF U.S. REG. NOS. 1,144,700,
1,537,306, AND OTHERS.

SN 74-022,436, FILED 1-25-1990.

JENNIFER BRUST, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cl.: 21

Reg. No. 1,342,164

United States Patent and Trademark Office Registered June 18, 1985

TRADEMARK
PRINCIPAL REGISTER

MONSTER CABLE

MONSTER CABLE PRODUCTS, INC (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR ELECTRICAL SIGNAL TRANSMIT-
TING CABLE AND CONNECTORS THERE-
FOR, IN CLASS 9 (U.S. CL. 211).
FIRST USE 5-18-1978. IN COMMERCE
5-19-1978

OWNER OF U.S. REG. NO. 1,144,700

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

SER. NO. 465,662. FILED 2-14-1984

G T GLYNN, EXAMINING ATTORNEY

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Int. Cl.: 9

Prior U.S. Cls.: 21 and 36

Reg. No. 1,340,229

United States Patent and Trademark Office Registered June 11, 1985

TRADEMARK
PRINCIPAL REGISTER

MONSTER CABLE

MONSTER GABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: MUSICAL AND VOICE SIGNAL
TRANSMITTING CABLE AND CONNECTORS
THEREFOR, IN CLASS 9 (U.S. CLS. 21 AND 36).
FIRST USE 5-18-1978; IN COMMERCE
5-18-1978.

OWNER OF U.S. REG. NO. 1,144,700.

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

SER. NO. 465,419, FILED 2-13-1984.

J. TINGLEY, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cl.: 26

United States Patent and Trademark Office

Reg. No. 1,384,076

Registered Feb. 25, 1986

TRADEMARK
PRINCIPAL REGISTER

The logo for Monster Cable. The word "Monster" is written in a stylized, blocky font where the letters are filled with horizontal lines. To the right of "Monster" is the word "Cable" in a bold, serif font.

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: COMPUTER CABLES. IN CLASS 9 (U.S.
CL. 36).

FIRST USE 11-26-1984. IN COMMERCE
11-26-1984.

OWNER OF U.S. REG. NO. 1,144,700.

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

THE HORIZONTAL LINING FEATURES
WHICH APPEAR WITHIN THE MARK ON THE
DRAWING ARE INTENDED SOLELY FOR
CONTRAST PURPOSES.

SER. NO. 519,714. FILED 1-26-1985.

G. T. GLYNN, EXAMINING ATTORNEY

EXHIBIT G

Int. Cl.: 6

Prior U.S. Cls.: 13 and 14

United States Patent and Trademark Office

Reg. No. 1,144,700

Registered Dec. 30, 1960

TRADEMARK
Principal Register

**MONSTER
CABLE**

Noel Lee (U.S.A. citizen)
511-11th Ave.
San Francisco, Calif. 94118

For: SPEAKER WIRE, in CLASS 6 (U.S. Cls. 13
and 14).

First use May 18, 1978; in commerce May 19,
1978.

The word "Cable" is disclaimed apart from the
mark as shown.

Ser. No. 176,069, filed Jun. 26, 1978.

M. E. BODSON, Primary Examiner

Int. Cl.: 9

Prior U.S. Cl.: 21

United States Patent and Trademark Office

Reg. No. 1,336,372

Registered May 21, 1985

TRADEMARK
PRINCIPAL REGISTER

MONSTER CABLE SPECIAL

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND ST.
SAN FRANCISCO, CA 94107

FOR: AUDIO CABLE, IN CLASS 9 (U.S. CL.
21).

FIRST USE 11-18-1981; IN COMMERCE
1-20-1982.

OWNER OF U.S. REG. NO. 1,144,700.

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

SER. NO. 465,361, FILED 2-13-1984.

CRAIG D. TAYLOR, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cl.: 21

United States Patent and Trademark Office

Reg. No. 1,844,244

Registered July 12, 1994

TRADEMARK
PRINCIPAL REGISTER

MONSTER HOME THEATRE

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
S. SAN FRANCISCO, CA 94080

FOR: AUDIO CABLES, IN CLASS 9 (U.S. CL
21).

FIRST USE 6-0-1993: IN COMMERCE
6-0-1993.
OWNER OF U.S. REG. NOS. 1,719,927, 1,738,144
AND OTHERS.

SER. NO. 74-430,913, FILED 8-31-1993.

SASHA CARTER, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21 and 36

Reg. No. 1,738,114

United States Patent and Trademark Office

Registered Dec. 8, 1992

TRADEMARK
PRINCIPAL REGISTER

MONSTER DESIGN

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SOUTH SAN FRANCISCO, CA 940806761

FOR: CABLE CONNECTORS FOR USE WITH
AUDIO EQUIPMENT, IN CLASS 9 (U.S. CLS. 21
AND 36).

FIRST USE 1-1-1988; IN COMMERCE
1-1-1988.
OWNER OF U.S. REG. NOS. 1,144,700, 1,619,663
AND OTHERS.

SER. NO. 74-219,197, FILED 11-5-1991.

TODD BRAVERMAN, EXAMINING ATTOR-
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Int. Cl.: 9

Prior U.S. Cl.: 36

United States Patent and Trademark Office

Reg. No. 1,537,306
Registered May 2, 1989

TRADEMARK
PRINCIPAL REGISTER

MONSTER MUSIC

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: COMPACT DISCS, IN CLASS 9 (U.S. CL.
36).
FIRST USE 6-3-1988; IN COMMERCE
6-3-1988.

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

SER. NO. 754,953, FILED 9-29-1988.

PATRICK HINES, EXAMINING ATTORNEY

Int. Cls.: 41 and 42

Prior U.S. Cls.: 101 and 107

United States Patent and Trademark Office

Reg. No. 1,665,277
Registered Nov. 12, 1991

SERVICE MARK
PRINCIPAL REGISTER

1997

MONSTER MUSIC

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SO. SAN FRANCISCO, CA 94080

FOR: PRODUCTION OF COMPACT DISCS,
AUDIO TAPES AND PHONOGRAPHIC
RECORDS, IN CLASS 41 (U.S. CL. 107).
FIRST USE 1-1-1988; IN COMMERCE
1-1-1988.

FOR: DISTRIBUTORSHIP SERVICES IN THE
FIELD OF PRERECORDED COMPACT DISCS,
AUDIO TAPES AND PHONOGRAPHIC

RECORDS OF VARIOUS ARTISTS, IN CLASS
42 (U.S. CL. 101).
FIRST USE 1-1-1988; IN COMMERCE
1-1-1988.
OWNER OF U.S. REG. NOS. 1,144,700, 1,537,306
AND OTHERS.
NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "MUSIC", APART FROM THE
MARK AS SHOWN.

SER. NO. 74-024,108, FILED 2-12-1990.
JENNIFER BRUST, EXAMINING ATTORNEY

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Int. Cl.: 9

Prior U.S. Cls.: 21 and 26

United States Patent and Trademark Office

Reg. No. 1,824,258

Registered Mar. 1, 1994

TRADEMARK
PRINCIPAL REGISTER

MONSTER POWER

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
S. SAN FRANCISCO, CA 94080

FOR: MAGNETIC CIRCUIT BREAKERS,
POWER DISTRIBUTION BLOCKS, JUNCTION
BOXES, FUSE HOLDERS, AND BATTERY
CONNECTORS, IN CLASS 9 (U.S. CLS. 21 AND
26).

FIRST USE 2-1-1992; IN COMMERCE
2-1-1992
NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "POWER", APART FROM THE
MARK AS SHOWN.

SER. NO. 74-391,928, FILED 5-18-1993.

ANNA W. MANVILLE, EXAMINING ATTOR-
NEY

Int. Cl.: 9

Prior U.S. Cl.: 21

Reg. No. 1,759,527

United States Patent and Trademark Office Registered Mar. 23, 1993

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TRADEMARK
PRINCIPAL REGISTER

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MONSTER SOUND

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MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SO. SAN FRANCISCO, CA 94080

FIRST USE 10-29-1990. IN COMMERCE
(10-29-1990)
NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "SOUND". APART FROM THE
MARK AS SHOWN.

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FOR: AUDIO EQUIPMENT; NAMELY, ELEC-
TRICAL CABLES AND CONNECTORS AND
PARTS THEREOF. IN CLASS 9 (U.S. CL. 21).

SER. NO. 74-106,666. FILED 10-17-1990.
J. TINGLEY, EXAMINING ATTORNEY

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Int. Cl.: 9

Prior U.S. Cl.: 21

United States Patent and Trademark Office

Reg. No. 1,428,215

Registered Feb. 10, 1967

TRADEMARK
PRINCIPAL REGISTER

MONSTER VIDEO

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: VIDEO CABLES, IN CLASS 9 (U.S. CL.
21).
FIRST USE 1-7-1966; IN COMMERCE
2-7-1966.

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

SER. NO. 601,696, FILED 6-2-1966.

BARRY SOLOMON, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cl.: 21

United States Patent and Trademark Office

Reg. No. 1,351,414

Registered July 30, 1985

TRADEMARK
PRINCIPAL REGISTER

MONSTER TIPS

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MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: ELECTRICAL AUDIO CONNECTORS
FOR CONNECTING HOME STEREO AND
VIDEO COMPONENTS, IN CLASS 9 (U.S. CL.
21).

FIRST USE 1-1-1981: IN COMMERCE
1-1-1981.

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

SER. NO. 465,664, FILED 2-14-1984.

J. TINGLEY, EXAMINING ATTORNEY

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Int. Cl.: 16

Prior U.S. Cl.: 38

United States Patent and Trademark Office

Reg. No. 1,812,892

Registered Dec. 21, 1993

TRADEMARK
PRINCIPAL REGISTER

MONSTER CONNECTION

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
274 WATTIS WAY
SO. SAN FRANCISCO, CA 94080

FOR: NEWSLETTER ABOUT CONSUMER
ELECTRONICS, IN CLASS 16 (U.S. CL. 38).

FIRST USE 12-30-1990; IN COMMERCE
12-30-1990.

SN 74-112,954, FILED 11-6-1990.

CHARLES BOTTORFF, EXAMINING ATTOR-
NEY

Int. Cl.: 25

Prior U.S. Cl.: 39

United States Patent and Trademark Office

Reg. No. 1,414,284

Registered Oct. 21, 1986

TRADEMARK
PRINCIPAL REGISTER

I AM A MONSTER

MONSTER CABLE PRODUCTS, INC. (CALI-
FORNIA CORPORATION)
101 TOWNSEND STREET
SAN FRANCISCO, CA 94107

FOR: T-SHIRTS AND JACKETS, IN CLASS 25
(U.S. CL. 39).
FIRST USE 12-20-1983; IN COMMERCE
1-16-1984.

OWNER OF U.S. REG. NOS. 1,144,700, 1,384,076
AND OTHERS.

SER. NO. 465,665, FILED 2-14-1984.

AMOS T. MATTHEWS, JR., EXAMINING AT-
TORNEY

Int. Cl.: 9

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

United States Patent and Trademark Office

Reg. No. 2,220,851

Registered Jan. 26, 1999

**TRADEMARK
PRINCIPAL REGISTER**

MONSTER CENTRAL

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON, HM 12, BERMUDA

FOR: ELECTRICAL SIGNALS DISTRIBUTION PANEL, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 8-25-1998; IN COMMERCE 8-25-1998.

OWNER OF U.S. REG. NOS. 1,336,372, 1,844,244, AND OTHERS.

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

SN 75-237,886, FILED 2-7-1997.

ALICE BENMAMAN, EXAMINING ATTORNEY

Int. Cl.: 9

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

Reg. No. 2,185,607

United States Patent and Trademark Office

Registered Sep. 1, 1998

**TRADEMARK
PRINCIPAL REGISTER**

MONSTER COMPUTER

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON HM 12, BERMUDA

FOR: COMPUTER CABLES, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

FIRST USE 12-0-1996; IN COMMERCE
12-0-1996.

OWNER OF U.S. REG. NOS. 1,340,299, 1,844,244
AND OTHERS.

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

SER. NO. 75-281,610, FILED 4-24-1997.

ALICE BENMAMAN, EXAMINING ATTORNEY

Int. Cl.: 9

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

Reg. No. 2,215,211

United States Patent and Trademark Office

Registered Dec. 29, 1998

**TRADEMARK
PRINCIPAL REGISTER**

MONSTER MICROPHONE

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON, HM 12, BERMUDA

FOR: MICROPHONES, IN CLASS 9 (U.S. CLS.
21, 23, 26, 36 AND 38).
FIRST USE 4-16-1998; IN COMMERCE
4-16-1998.

OWNER OF U.S. REG. NOS. 1,144,700,
1,844,244, AND OTHERS.

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

SN 75-232,196, FILED 1-28-1997.

ALICE BENMAMAN, EXAMINING ATTORNEY

Int. Cl.: 9

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

Reg. No. 2,211,670

United States Patent and Trademark Office

Registered Dec. 15, 1998

TRADEMARK
PRINCIPAL REGISTER

MONSTER MOUNTS

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON, HM 12, BERMUDA

FOR: LOUDSPEAKER MOUNTING UNITS,
IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).
FIRST USE 4-2-1998; IN COMMERCE
4-2-1998.

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

SN 75-232,314, FILED 1-28-1997.

MELVIN AXILBUND, EXAMINING ATTOR-
NEY

EXHIBIT W

Int. Cl.: 9

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

Reg. No. 2,153,56

United States Patent and Trademark Office

Registered Apr. 28, 1997

TRADEMARK
PRINCIPAL REGISTER

MONSTER MULTIMEDIA

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE
31 CHURCH STREET
HAMILTON, HM 12, BERMUDA

FOR: AUDIO AND VIDEO PRODUCTS,
NAMELY, CABLES, SWITCH BOXES, AND
JUNCTION BOXES, IN CLASS 9 (U.S. CLS. 21,
23, 26, 36 AND 38).

FIRST USE 3-28-1997; IN COMMERCE
3-28-1997.

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

SER. NO. 75-232,317, FILED 1-28-1997.

MELVIN AXILBUND, EXAMINING ATTORNEY

EXHIBIT X



Int. Cl.: 9

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

Reg. No. 2,227,322

United States Patent and Trademark Office

Registered Mar. 2, 1999

TRADEMARK
PRINCIPAL REGISTER

MONSTER NETWORKING

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON, HM 12, BERMUDA

FOR: CONNECTORS AND CABLES FOR
THE TRANSMISSION OF DATA SIGNALS, IN
CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 1-5-1997; IN COMMERCE
6-10-1997.

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

SER. NO. 75-302,013, FILED 5-28-1997.

JAMES A. RAUEN, EXAMINING ATTORNEY

Int. Cl.: 9

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

Reg. No. 2,183,51

United States Patent and Trademark Office

Registered Aug. 25, 1997

TRADEMARK
PRINCIPAL REGISTER

MONSTER INTERNET

MONSTER CABLE INTERNATIONAL, LTD.
(BERMUDA CORPORATION)
THE REID HOUSE, 31 CHURCH STREET
HAMILTON, HM 12, BERMUDA.

FIRST USE 3-0-1997; IN COMMERCE
3-0-1997.

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

FOR: COMPUTER CABLES, TELEPHONE
CABLES, AND MODEMS, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

SER. NO. 75-232,198, FILED 1-28-1997.

PAULA MAYS, EXAMINING ATTORNEY

Z



TRADEMARK ASSIGNMENT

WHEREAS, Konami Corporation, a corporation organized under the laws of the Japan located and doing business at 2-4-1, Marunouchi, Chiyoda-ku, Tokyo, 100-6330 JAPAN (hereinafter "Assignor"), is the owner of the following U.S. trademarks, which cover the goods identified in the registrations, copies of which are attached as Exhibits 1 and 2, respectively:
DUNGEON DICE MONSTERS, U.S. Reg. No. 2,782,260, issued November 11, 2003 (copy attached as Exhibit 1); and
DUNGEON DICE MONSTERS, U.S. Reg. No. 2,782,261, issued November 11, 2003 (copy attached as Exhibit 2) (hereinafter collectively the "Assigned Marks"); and

WHEREAS, Monster Cable Products, Inc., a corporation organized under the laws of the State of California, located and doing business at 455 Valley Drive, Brisbane, California 94055-1209 (hereinafter "Assignee"), desires to acquire all right, title and interest in the Assigned Marks;

WHEREAS, Assignor and Assignee previously entered into a License Agreement effective September 26, 2003, which requires, among other things, that Assignor assign its rights in and to the Assigned Marks to Assignee;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, said Assignor does hereby sell, assign, set over, and transfer to said Assignee the entire right, title and interest in and to the Assigned Marks, together with the goodwill connected with the use of and symbolized by the Assigned Marks, the same and the rights of said Assignor to be held and enjoyed by said Assignee for its own use and enjoyment, and for use and enjoyment of its successors, assigns or other legal representatives, to the end of the term or terms for which the trademark registrations may be renewed or reissued, as fully or



entirely as the same would have been held and enjoyed by said Assignor if this assignment and sale had not been made, together with all claims for damages by reason of past infringement of said Assigned Marks, with the right to sue for and collect the same for its own use and behalf, and for the use of its successors, or other legal representatives.

IN TESTIMONY WHEREOF, said Assignor has caused its name to be signed under seal this 8th day of January, 2004.

KONAMI CORPORATION

Signature:

Kagehiko Kozuki

Name:

Kagehiko Kozuki

Title/Position:

Representative Director

JHK/BBD/kan {I:\att\JHK\Konami\1394-214170US-assign.doc}