

TTAB

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

In the Matter of Application No. 76/389,730  
Published in the Official Gazette of December 17, 2002

SUPERSCOPE TECHNOLOGIES, INC.,

Opposer,

v.

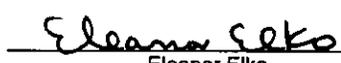
TOM BUNCH,

Applicant.

Opposition No. 156,510

**CERTIFICATE OF MAILING**

I hereby certify that on December 4, 2003, this paper is being deposited with the U.S. Postal Service by "Express Mail Post Office to Addressee" service with Express Mail Label No. EV171935715US for delivery to the Commissioner for Trademarks, Box TTAB NO FEE, 2900 Crystal Drive, Arlington, VA 22202-3513.

  
Eleanor Elko

U.S. Patent & Trademark Office  
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-03  
Rcp10t.#78  


**OPPOSER'S NOTICE OF MOTION AND MOTION FOR SUMMARY JUDGMENT**

**TO APPLICANT AND HIS COUNSEL OF RECORD:**

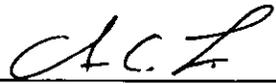
PLEASE TAKE NOTICE that pursuant to Rule 56 of the Federal Rules of Civil Procedure, opposer Superscope Technologies, Inc. ("Opposer") hereby moves the Trademark Trial and Appeal Board for an order granting Opposer summary judgment sustaining its opposition to the application filed by applicant Tom Bunch ("Applicant") to register the mark "SUPERSCOPE RECORDS" for "vinyl phonograph records and compact discs containing pre-recorded musical performances," on the ground that there is no genuine issue of material fact that confusion is likely with Opposer's registered "SUPERSCOPE" mark for CD players, CD recorders, and related goods, and that Opposer is accordingly entitled to judgment as a matter of law.

This motion will be based upon this notice, the attached brief in support of the motion, Opposer's notice of opposition and Applicant's response thereto, the accompanying declarations of Fred Hackendahl and Joan Kupersmith Larkin, all facts of which the Board may take judicial notice, and such other arguments and evidence as may be presented to the Board on this motion.

Dated: December 4, 2003

Respectfully submitted,

SEYFARTH SHAW LLP

By: \_\_\_\_\_

Christopher C. Larkin  
Joan Kupersmith Larkin  
Attorneys for Opposer  
SUPERSCOPE TECHNOLOGIES, INC.

2029 Century Park East, Suite 3300  
Los Angeles, CA 90067-3063  
Telephone: (310) 277-7200  
Facsimile: (310) 201-5219

## **OPPOSER'S BRIEF IN SUPPORT OF ITS MOTION FOR SUMMARY JUDGMENT**

This motion presents a straightforward issue: Are purchasers of records and CDs sold under the mark "SUPERSCOPE RECORDS" likely to believe that those goods come from, or are affiliated with, the company that sells CD players, CD recorders, and related goods under the registered mark "SUPERSCOPE"? The only possible answer that a reasonable fact finder could give is "yes." Records and CDs, and the various pieces of equipment used to play them, are related and complementary goods and are commonly sold by companies under the same mark. Confusion is likely as a matter of law where, as here, those goods are sold under virtually identical marks, and Opposer is entitled to summary judgment sustaining this opposition.

### **Summary of Undisputed Facts**

The opposed application seeks registration of the mark "SUPERSCOPE RECORDS" for "vinyl phonograph records and compact discs containing pre-recorded musical performances" on the basis of Applicant's alleged bona fide intention to use the mark in commerce. Applicant has disclaimed the exclusive right to use the generic term "RECORDS" apart from the mark as shown.

Opposer owns United States Trademark Reg. No. 2,674,939 for the mark "SUPERSCOPE" for "CD players; CD recorders and players; cassette recorders and players; audio mixers; microphones; remote controls for audio equipment; audio and video processors; and digital audio recorders and players." Hackendahl Decl. ¶ 2; Ex. 1. Opposer also owns United States Trademark Regs. Nos. 748,808 for the mark "SUPERSCOPE" for "magnetic tape recorders, reproducers, and parts therefor" and 1,172,114 for the mark "SUPERSCOPE" for "amplifiers, preamplifiers, receivers, loud speakers." Hackendahl Decl. ¶¶ 3-4; Exs. 2-3.

Applicant admitted in his response to Opposer's notice of opposition that the goods identified in Opposer's pleaded registrations "are used to play and manipulate pre-recorded

music,” Resp. ¶ 12, which music is the subject of the goods identified in the opposed application. Accordingly, there is no dispute that the parties’ goods are used together and are thus related and complementary. There is also no dispute that the parties’ goods can be and are promoted together, as Applicant also acknowledged in his response that on Opposer’s “web site [it] offers, for demonstration purposes only, pre-recorded music produced by third parties.” Resp. ¶ 12.

The inherent relatedness of the parties’ goods is confirmed by the fact that there are at least nine registrations, issued on the basis of use in commerce, of the same mark for CDs and/or records, and one or more of the goods identified in Opposer’s registrations, as well as a number of such registrations issued under Section 44 of the Lanham Act. Larkin Decl. ¶¶ 2-3; Exs. 1-2.

#### **ARGUMENT**

#### **THERE IS NO GENUINE ISSUE OF MATERIAL FACT THAT APPLICANT’S “SUPERSCOPE RECORDS” MARK IS CONFUSINGLY SIMILAR TO OPPOSER’S REGISTERED “SUPERSCOPE” MARK**

Summary judgment is appropriate where “there is no genuine issues as to any material fact and . . . the moving party is entitled to judgment as a matter of law.” Fed.R.Civ.P. 56(c). “Where a movant has supported its motion with affidavits or other evidence, which, unopposed, would establish its right to judgment, the non-movant may not rest upon general denials in its pleadings or otherwise, but must proffer countering evidence sufficient to create a genuine factual dispute. A dispute is *genuine* only if, on the entirety of the record, a reasonable jury could resolve a factual matter in favor of the non-movant.” *Sweats Fashions, Inc. v. Pannill Knitting Co.*, 833 F.2d 1560, 4 USPQ2d 1793, 1795 (Fed. Cir. 1987) (emphasis in original).

In deciding the issue of likelihood of confusion under § 2(d) of the Lanham Act,<sup>1</sup> the Board is, of course, guided by the factors set forth in *In re E.I. DuPont de Nemours & Co.*, 476

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<sup>1</sup>There is no issue of priority on this motion because Opposer relies upon its prior registrations of its “SUPERSCOPE” mark. *See, e.g., King Candy Co. v. Eunice King’s Kitchen, Inc.*, 496 F.2d

F.2d 1357, 177 USPQ 563 (CCPA 1973), but only those *DuPont* factors for which there is record evidence and which are pertinent in a particular case need to be considered. *Kellogg Co. v. Pack 'Em Enters., Inc.*, 14 USPQ2d 1545, 1550 (TTAB 1990), *aff'd*, 951 F.2d 330, 21 USPQ2d 1142 (Fed. Cir. 1991). The two most important *DuPont* factors are the similarity of the marks and the similarity of the goods, *see, e.g., In re Azteca Restaurant Enters. Inc.*, 50 USPQ2d 1209 (TTAB 1999), and the Board need consider only those factors to conclude that confusion is likely here as a matter of law and that Opposer is entitled to summary judgment.

## I.

### **THE MARKS ARE ESSENTIALLY IDENTICAL.**

Applicant's mark consists of Opposer's registered mark "SUPERSCOPE" combined with the disclaimed generic term "RECORDS." "[W]hen the PTO requires a disclaimer of a descriptive segment of a composite mark, the disclaimed segment is 'not usually regarded as the dominant portion of a mark.'" 3 J. McCarthy, *McCarthy on Trademarks and Unfair Competition*, § 23:45 at 23-136 (4th ed. 2003), citing *Bank of America Nat'l Trust & Sav. Ass'n v. American Nat'l Bank*, 201 USPQ 842 (TTAB 1978). The dominant portion of Applicant's mark--the thing that will be remembered by consumers and used to call for Applicant's goods--is Opposer's mark "SUPERSCOPE," and that portion of Applicant's mark is entitled to greater weight in the comparison of the marks in their entireties. *See, e.g., In re Nat'l Data Corp.*, 753 F.2d 1056, 224 USPQ 749, 751 (Fed. Cir. 1985); *Fossil Inc. v. Fossil Group*, 49 USPQ2d 1451, 1456 (TTAB 1998).

Applicant's mark "SUPERSCOPE RECORDS" appears simply to be a variation of Opposer's registered house mark that identifies a new division or product line of the company

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1400, 182 USPQ 108, 110 (CCPA 1974). Opposer's standing is established by its ownership of those registrations.

that sells “SUPERSCOPE” CD players, recorders, and related goods. *See Spoons Restaurants Inc v. Morrison Inc.*, 23 USPQ2d 1735, 1742 (TTAB 1991). The marks are thus essentially identical. This reduces the degree of similarity between the parties’ goods that is required to make confusion likely. *See, e.g., In re Concordia Intern. Forwarding Corp.*, 222 USPQ 355, 356 (TTAB 1983) (“[i]f the marks are the same or almost so, it is only necessary that there be a viable relationship between the goods or services in order to support a holding of likelihood of confusion”).

## II.

### **THE GOODS ARE SO CLOSELY RELATED THAT CONFUSION IS LIKELY.**

The only other *DuPont* factor that the Board must consider to decide this motion is the similarity of the parties’ goods. *See, e.g., In re Martin’s Famous Pastry Shoppe, Inc.*, 748 F.2d 1565, 223 USPQ 1289, 1290 (Fed. Cir. 1984); *In re Hyper Shoppes (Ohio), Inc.*, 837 F.2d 463, 6 USPQ2d 1025, 1026 (Fed. Cir. 1988); *In re Concordia, supra*. There is no genuine issue of material fact that they are sufficiently similar to make confusion likely as a matter of law.

It is well settled, of course, that “goods do not have to be identical or even competitive in order to find that there is a likelihood of confusion. It is necessary only that they be related in some manner such that their sale under the same or a similar mark would be likely to lead to the conclusion that they originate at the same source or that there is some association between the sources of each.” *National Football League v. Jasper Alliance Corp.*, 16 USPQ2d 1212, 1215 (TTAB 1990); *see also In re International Telephone and Telegraph Corp.*, 197 USPQ 910 (TTAB 1978); *In re Peebles, Inc.*, 23 USPQ2d 1795 (TTAB 1992).

The undisputed facts here show, however, that there is far more than merely a “viable relationship” between the parties’ goods. It is self evident that records and CDs, and the equipment used to play them, are related goods; Applicant’s goods are worthless without

Opposer's, and a CD purchaser would necessarily be an owner or user of a CD player.

Beginning over 40 years ago, the Board has recognized that sound recordings, and the equipment used to play them, are very closely related goods, making confusion likely when they are sold under similar marks. *See In re Webcor, Inc.*, 122 USPQ 97, 98 (TTAB 1959) (phonographs, tape recorders, and diskchangers, and phonograph records "are clearly of a nature that if marketed under the same or similar marks the purchasing public is likely to believe that they emanate from the same source"); *Lexicon, Inc. v. Lexicon Music, Inc.*, 225 USPQ 201, 205 (TTAB 1985) (confusion likely between "LEXICON" mark for phonograph records and tape recordings and "LEXICON" for "closely related" variable time speech processors, digital delay systems, and audio signal processors);<sup>2</sup> *see also Data Packaging Corp. v. Morning Star, Inc.*, 212 USPQ 109, 114 (TTAB 1981) ("cassettes, cartridges and other devices are so closely related to audio tapes in their sale and use that the very existence of one (i.e., the audio tape) without the other (i.e., the cassette, cartridge, reel or other container which houses the tape in usable form) is almost inconceivable;" confusion found to be likely when the goods were sold under the marks "MORNING STAR" and design and "MORNINGSTAR").

The Board's analysis in these cases is fully consistent with marketplace realities today. A number of companies have registered the same mark for both records and/or CDs, and various equipment used to play them. Larkin Decl. Exs. 1-2. "[T]he fact that [the goods] are often made by the same manufacturers has a definite bearing on the likelihood that the public will think, when they do appear under the same mark, that they have the same source." *Sterling Drug, Inc. v. Sebring*, 185 USPQ 649, 652 (CCPA 1975); *see also In re Mucky Duck Mustard Co.*, 6

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<sup>2</sup>Music has been recorded on a variety of media and played on a variety of different equipment over the years. The principle discussed in the *Webcor* and *Lexicon* cases is obviously fully applicable to today's technology, which primarily involves CDs and CD players instead of vinyl records and turntables, or tapes and tape decks.

USPQ2d 1467, 1469, n.3 (TTAB 1988) (existence of a number of registrations and applications covering both mustard and restaurant services probative of fact that those goods and services were related). The parties' goods are so similar that confusion is inevitable when they are sold under the parties "SUPERSCOPE" and "SUPERSCOPE RECORDS" marks.

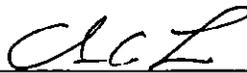
**CONCLUSION**

For all of the foregoing reasons, Opposer's motion for summary judgment should be granted in its entirety.

Respectfully submitted,

Dated: December 4, 2003

SEYFARTH SHAW LLP

By:   
\_\_\_\_\_  
Christopher C. Larkin  
Joan Kupersmith Larkin  
Attorneys for Opposer  
SUPERSCOPE TECHNOLOGIES, INC.

2029 Century Park East, Suite 3300  
Los Angeles, CA 90067-3063  
Telephone: (310) 277-7200  
Facsimile: (310) 201-5219

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2003, I served the foregoing Opposer's Notice Of Motion and Motion for Summary Judgment on the applicant by depositing a true copy thereof in a sealed envelope, postage prepaid, in First-Class U.S. mail addressed to applicant's counsel as follows:

Bruce Perkins, Esq.  
Fritz, Byrne, Head & Harrison LLP  
98 San Jacinto Boulevard, Suite 2000  
Austin, TX 78701-4288



\_\_\_\_\_  
Eleanor Elko

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

In the Matter of Application No. 76/389,730  
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SUPERSCOPE TECHNOLOGIES, INC.,

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TOM BUNCH,

Applicant.

Opposition No. 156,510

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Eleanor Elko

**DECLARATION OF FRED HACKENDAHL IN SUPPORT OF OPPOSER'S MOTION  
FOR SUMMARY JUDGMENT**

I, FRED HACKENDAHL, hereby declare:

1. I am the President of opposer Superscope Technologies, Inc. ("Opposer") and have been employed by Opposer for 10 years. I was also employed by Opposer's predecessor-in-interest for eight years. I make this declaration on the basis of my own personal knowledge and in support of Opposer's motion for summary judgment sustaining its opposition to the application of applicant Tom Bunch ("Applicant") to register "SUPERSCOPE RECORDS" for records and CDs.

2. Attached hereto as Exhibit 1 is a true and correct copy of the certificate of registration for United States Trademark Reg. No. 2,674,939 for the mark "SUPERSCOPE" for "CD players; CD recorders and players; cassette recorders and players; audio mixers; microphones; remote controls for audio equipment; audio and video processors; and digital audio recorders and players." This registration is valid and subsisting and belongs to Opposer.

U.S. Patent & TMO/TM Mail Report #78  
12-04-2003

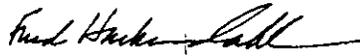


3. Attached hereto as Exhibit 2 is a true and correct copy of the certificate of registration for United States Trademark Reg. Nos. 748,808 for the mark "SUPERSCOPE" for "magnetic tape recorders, reproducers, and parts therefor." This registration is valid and subsisting, and belongs to Opposer by virtue of an assignment recorded in the Patent and Trademark Office on February 14, 1994 at Reel/Frame No. 1108/0352.

4. Attached hereto as Exhibit 3 is a true and correct of the certificate of registration for United States Trademark Reg. No. 1,172,114 for the mark "SUPERSCOPE" for "radio tuners, amplifiers, preamplifiers, receivers, loud speakers and headphones." When this registration was most recently renewed, the goods identified as "radio tuners" and "headphones" were deleted. This registration is valid and subsisting, and belongs to Opposer by virtue of an assignment recorded in the Patent and Trademark Office on February 14, 1994 at Reel/Frame No. 1108/0352.

Executed this 4<sup>TH</sup> day of December, 2003 at Aurora, Illinois.

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

  
FRED HACKENDAHL



Int. Cl.: 9

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

**United States Patent and Trademark Office**

**Reg. No. 2,674,939**

Registered Jan. 14, 2003

**TRADEMARK  
PRINCIPAL REGISTER**

**SUPERSCOPE**

SUPERSCOPE TECHNOLOGIES, INC. (ILLINOIS  
CORPORATION)  
2640 WHITE OAK CIRCLE, SUITE A  
AURORA, IL 60504

FOR: CD PLAYERS; CD RECORDERS AND  
PLAYERS; CASSETTE RECORDERS AND PLAY-  
ERS; AUDIO MIXERS; MICROPHONES; REMOTE  
CONTROLS FOR AUDIO EQUIPMENT; AUDIO  
AND VIDEO PROCESSORS; AND DIGITAL AUDIO

RECORDERS AND PLAYERS, IN CLASS 9 (U.S. CLS.  
21, 23, 26, 36 AND 38).

FIRST USE 10-0-1996; IN COMMERCE 10-0-1996.

OWNER OF U.S. REG. NOS. 748,808 AND 1,172,114.

SER. NO. 76-392,670, FILED 4-8-2002.

DAVID GARDINER, EXAMINING ATTORNEY

K



Patent Lawyers

5455 Wilshire Blvd.

Los Angeles 36, Calif.

**United States Patent Office**

**748,808**

Registered Apr. 30, 1963

**PRINCIPAL REGISTER  
Trademark**

Ser. No. 129,894, filed Oct. 13, 1961

**SUPERSCOPE**

Superscope, Inc. (California corporation)  
8150 Vineland Ave.  
Sun Valley, Calif.

For: MAGNETIC TAPE RECORDERS, REPRO-  
DUCERS, AND PARTS THEREFOR, in CLASS 36.  
First use August 1957; in commerce August 1957.  
Owner of Reg. No. 618,157.





**Int. Cl.: 9**

**Prior U.S. Cl.: 21**

**United States Patent and Trademark Office**

**Reg. No. 1,172,114**

**Registered Oct. 6, 1981**

**TRADEMARK**  
**Principal Register**

**SUPERSCOPE**

Superscope, Inc. (California corporation)  
20525 Nordhoff St.  
Chatsworth, Calif. 91311

For: RADIO TUNERS, AMPLIFIERS, PRE-AMPLIFIERS, RECEIVERS, LOUD SPEAKERS AND HEADPHONES, in CLASS 9 (U.S. Cl. 21).  
First use Jul. 17, 1972; in commerce Jul. 17, 1972.

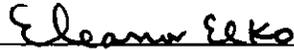
Ser. No. 280,042, filed Oct. 1, 1980.

G. T. GLYNN, Primary Examiner

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2003, I served the foregoing Declaration of Fred Hackendahl in Support of Opposer's Motion for Summary Judgment on the applicant by depositing a true copy thereof in a sealed envelope, postage prepaid, in First-Class U.S. mail addressed to applicant's counsel as follows:

Bruce Perkins, Esq.  
Fritz, Byrne, Head & Harrison LLP  
98 San Jacinto Boulevard, Suite 2000  
Austin, TX 78701-4288



\_\_\_\_\_  
Eleanor Elko

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

In the Matter of Application No. 76/389,730  
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SUPERSCOPE TECHNOLOGIES, INC.,

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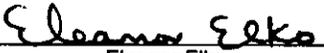
TOM BUNCH,

Applicant.

Opposition No. 156,510

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Eleanor Elko

**DECLARATION OF JOAN KUPERSMITH LARKIN IN SUPPORT OF OPPOSER'S  
MOTION FOR SUMMARY JUDGMENT**

I, JOAN KUPERSMITH LARKIN, hereby declare:

1. I am a member of the State Bar of California and a member of the firm of Seyfarth Shaw LLP, counsel for opposer Superscope Technologies, Inc. ("Opposer"). I make this declaration on the basis of my own personal knowledge and in support of Opposer's motion for summary judgment sustaining its opposition to the application of applicant Tom Bunch ("Applicant") to register "SUPERSCOPE RECORDS" for records and CDs.

2. Attached hereto as Exhibit 1 are true and correct copies of pages downloaded from the TARR system of the United States Patent and Trademark Office on December 3, 2003. Exhibit 1 contains nine subsisting registrations, issued on the basis of use in commerce, of marks for records and/or CDs, and one or more of the goods identified in Opposer's pleaded registrations, as well as several registrations of various "SONY" formative marks that indicate that the "SONY" house mark has been registered for both pre-recorded CDs and goods used to play them.

U.S. Patent & TMO/TM Mail Rept Dt #78

12-04-2003



3. There are also numerous registrations issued under Section 44 of the Lanham Act that cover CDs and/or records, and one or more of the goods identified in Opposer's pleaded registrations. A representative sample of such registrations, downloaded from the TARR database on December 3, 2003, is attached hereto as Exhibit 2.

Executed this 3rd day of December, 2003 at Los Angeles, California.

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

  
JOAN KUPERSMITH LARKIN



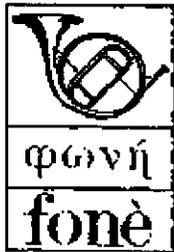
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**This page was generated by the TARR system on 2003-12-03 17:17:08 ET**

**Serial Number: 76372634**

**Registration Number: 2755296**

**Mark**



**(words only): FONE**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2003-08-26**

**Filing Date: 2002-02-19**

**Transformed into a National Application: No**

**Registration Date: 2003-08-26**

**Law Office Assigned: LAW OFFICE 103**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 - Warehouse (Newington)**

**Date In Location: 2003-09-02**

---

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

---

**1. RICCI, FONE' DI GIULIO CESARE**

**Address:**

**RICCI, FONE' DI GIULIO CESARE  
Via Goldoni  
50/54 - 57125 LIVORNO,  
Italy**

**Legal Entity Type:** Individual  
**Country of Citizenship:** Italy

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**GOODS AND/OR SERVICES**

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Records, namely long players; CDs, CD roms, DVDs, super audio CDs, audio and video cassettes all featuring music; amplifying apparatus, namely loudspeakers, line, digital, microphone and supply cables, pre-amplifiers, amplifiers, monitor speakers, super audio CD players for the reception, registration, processing, transmission and diffusion of data, images and sound

**International Class:** 009

**First Use Date:** 1983-00-00

**First Use in Commerce Date:** 1987-00-00

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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**Description of Mark:** The mark consists of the word "FONE" in Latin Characters and Greek Characters with a representation of a English Horn all on a yellow background.

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-08-26 - Registered - Principal Register

2003-06-03 - Published for opposition

2003-05-14 - Notice of publication

2003-03-16 - Approved for Pub - Principal Register (Initial exam)

2002-12-19 - Communication received from applicant

2002-12-24 - Communication received from applicant

2002-12-24 - PAPER RECEIVED

2002-06-20 - Non-final action mailed

2002-06-13 - Case file assigned to examining attorney

2002-04-12 - PAPER RECEIVED

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**CONTACT INFORMATION**

---

---

**Correspondent (Owner)**

Lawrence E. Abelman (Attorney of record)

LAWRENCE E. ABELMAN  
ABELMAN, FRAYNE & SCHWAB  
150 EAST 42ND STREET  
NEW YORK, NY 10017-5612

**Phone Number:** (212) 949-9022

**Fax Number:** (212) 949-9190

**Domestic Representative**

ABELMAN, FRAYNE & SCHWAB

**Phone Number:** (212) 949-9022

**Fax Number:** (212) 949-9190

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

**This page was generated by the TARR system on 2003-12-03 15:58:10 ET**

**Serial Number:** 75502289

**Registration Number:** 2484141

**Mark (words only):** AEI

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-09-04

**Filing Date:** 1998-06-15

**Transformed into a National Application:** No

**Registration Date:** 2001-09-04

**Law Office Assigned:** TMEG Law Office 102

**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 -Warehouse (Newington)

**Date In Location:** 2001-09-24

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

---

1. AEI MUSIC NETWORK INC.

**Address:**

AEI MUSIC NETWORK INC.

900 East Pine Street

Seattle, WA 98122

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Washington

---

**GOODS AND/OR SERVICES**

---

Audio, video and audio/visual equipment and pre-recorded media, namely satellite and FM tuners; satellite dishes, transmitters and receivers; low noise block converters for satellite dishes; alignment sending units and receiving units for satellite dishes; pre-recorded CDs, video tapes, audio tapes and cassettes, and laser discs featuring music, musical performances, news, sports, fashion and travel; pre-

recorded CDs, video tapes and laser discs featuring music, audio, video and news programming of interest to children, young adults and adults; optical discs; blank magnetic data carriers; storage, broadcast and retrieval media devices, namely, audio cartridge tape recorders and players, compact discs players, laser discs players, audio and video disc and cassette recorders and players; music and video systems comprising computer software for use in scheduling, receiving and playback of music, video, audio and graphics and computer hardware, namely, fax/modem, sound card, floppy drive, CD-ROM drive, hard drive, RAM, CPU, and interactive control panels; video and video special effects systems comprising video projectors, video monitors, video switches, computer interface boards, cables, and equipment housing; paging and intercom systems comprising message repeaters, mixers, speakers, amplifiers, audio processors, cables, and equipment housing; audio and audio special effects systems comprising CD players, tape players, mixers, speakers, amplifiers, audio processors, cables, and equipment housing

**International Class:** 009

**First Use Date:** 1971-07-00

**First Use in Commerce Date:** 1971-07-00

**Basis:** 1(a)

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### ADDITIONAL INFORMATION

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**Prior Registration Number(s):**

1248178

1586576

1617971

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### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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### PROSECUTION HISTORY

---

2001-09-04 - Registered - Principal Register

2001-06-12 - Published for opposition

2001-05-30 - Notice of publication

2001-01-02 - Approved for Pub - Principal Register (Initial exam)

2000-09-18 - Communication received from applicant

2000-05-23 - Communication received from applicant

1999-12-10 - Final refusal mailed

1998-12-31 - Non-final action mailed

---

### CONTACT INFORMATION

---

**Correspondent (Owner)**

LYNNE E GRAYBEAL (Attorney of record)

LYNNE E GRAYBEAL  
PERKINS COIE LLP  
1201 THRID AVENUE, SUITE 4800  
SEATTLE, WASHINGTON 98101  
United States

---

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

**This page was generated by the TARR system on 2003-12-03 15:59:44 ET**

**Serial Number:** 76380484

**Registration Number:** 2683185

**Mark (words only):** TURTLE BEACH

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2003-02-04

**Filing Date:** 2002-03-07

**Transformed into a National Application:** No

**Registration Date:** 2003-02-04

**Law Office Assigned:** TMEG Law Office 103

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 900 -Warehouse (Newington)

**Date In Location:** 2003-03-17

---

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

---

1. VOYETRA TURTLE BEACH, INC.

**Address:**

VOYETRA TURTLE BEACH, INC.

5 Odell Plaza

Yonkers, NY 107011706

United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Delaware

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**GOODS AND/OR SERVICES**

---

DIGITAL MUSIC PLAYERS AND RECORDERS; COMPUTER CONTROLLERS FOR REPRODUCING, PRODUCING AND RECORDING MUSIC AND GENERATING MUSIC NOTATION; RF AUDIO TRANSMITTERS; REMOTE CONTROLS FOR CD PLAYERS, FOR DVD PLAYERS AND FOR COMPUTERS; COMPUTER PERIPHERALS FOR CONNECTING

PERSONAL COMPUTERS TO CONSUMER ELECTRONICS HOME ENTERTAINMENT PRODUCTS; SOFTWARE FOR CONTROLLING REPRODUCING, PRODUCING AND RECORDING MUSIC AND GENERATING MUSIC NOTATION; COMPUTER VOICE ANNOTATION PROGRAMS; LOUDSPEAKERS; CD RECORDERS AND PLAYERS; MP3, CD, DVD AND COMPUTER RECORDERS, SAMPLERS AND COMPOSING INTERFACES FOR COMPUTERS; PRERECORDED SOUND SAMPLES ON CD, DVD AND COMPUTER MEMORIES IN THE FIELD OF MUSIC; MUSIC TEACHING SOFTWARE; HOME ENTERTAINMENT SYSTEMS CONTROLLERS; SOUND CARDS FOR COMPUTERS AND VIDEO GAMES; COMPUTER GAME PLAYERS AND SOFTWARE; DIGITAL AUDIO PLAYBACK DEVICE IN THE NATURE OF A NETWORK DIGITAL MUSIC PLAYER FOR CONNECTION TO HOME STEREO EQUIPMENT AND CONNECTABLE TO A PERSONAL COMPUTER FOR TRANSFER TO AUDIO DATA FROM THE PERSONAL COMPUTER TO THE DEVICE FOR DECODING TO PRODUCE AN ACOUSTIC OUTPUT THROUGH THE HOME STEREO EQUIPMENT; COMPUTER PROGRAMS FOR CONTROLLING SETTINGS ON PC SOUND CARDS; MUSIC SYNTHESIZERS; MUSIC INTERFACES FOR COMPUTERS

**International Class:** 009

**First Use Date:** 1993-12-31

**First Use in Commerce Date:** 1993-12-31

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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(NOT AVAILABLE)

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2003-02-04 - Registered - Principal Register

2002-11-12 - Published for opposition

2002-10-23 - Notice of publication

2002-08-29 - Approved for Pub - Principal Register (Initial exam)

2002-07-24 - Communication received from applicant

2002-07-26 - Communication received from applicant

2002-07-26 - PAPER RECEIVED

2002-07-03 - Non-final action mailed

2002-07-02 - Case file assigned to examining attorney

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**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Herbert Dubno (Attorney of record)

HERBERT DUBNO  
THE FIRM OF KARL F. ROSS, P.C.  
5676 RIVERDALE AVENUE, BOX 900  
BRONX, NY 10471-0900

United States

**Phone Number:** (718) 884-6600

**Fax Number:** (718) 601-1099

---

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

**This page was generated by the TARR system on 2003-12-03 16:00:30 ET**

**Serial Number:** 76347621

**Registration Number:** 2631481

**Mark (words only):** 5150 II

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-10-08

**Filing Date:** 2001-12-11

**Transformed into a National Application:** No

**Registration Date:** 2002-10-08

**Law Office Assigned:** TMO Law Office 113

**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 - Warehouse (Newington)

**Date In Location:** 2002-10-28

---

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

---

1. E.L.V.H., Inc.

**Address:**

E.L.V.H., Inc.  
3500 W. Olive Avenue, Suite 300  
Burbank, CA 91505  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

---

Amplifiers; audio speakers; pre-recorded CDs, DVDs, vinyl record albums, box sets of CDs, audio cassettes, video cassettes, musical video recordings, vinyl record albums, and other musical sound recordings featuring contemporary music, including CDs, audio cassette jackets, video cassette jackets, vinyl record album covers, and other product packaging which are respectively sold with them as a unit

**International Class:** 009  
**First Use Date:** 1999-02-01  
**First Use in Commerce Date:** 1999-02-01

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**  
1405761  
1729058  
2350390

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2002-10-08 - Registered - Principal Register  
2002-07-16 - Published for opposition  
2002-06-26 - Notice of publication  
2002-03-25 - Approved for Pub - Principal Register (Initial exam)  
2002-03-13 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**  
NICHELLE A. COOKE (Attorney of record)

MICHELLE COOKE  
NEFF LAW GROUP LLP  
CALIFORNIA BANK & TRUST TOWER  
21515 HAWTHORNE BLVD., STE. 650  
TORRANCE, CALIFORNIA 90503  
United States

---

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

**This page was generated by the TARR system on 2003-12-03 16:00:53 ET**

**Serial Number: 76347620**

**Registration Number: 2674548**

**Mark**

**5150<sup>II</sup>**

**(words only): 5150"**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2003-01-14**

**Filing Date: 2001-12-11**

**Transformed into a National Application: No**

**Registration Date: 2003-01-14**

**Law Office Assigned: TMO Law Office 113**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2003-03-03**

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

---

1. E.L.V.H., Inc.

**Address:**

E.L.V.H., Inc.  
3500 W. Olive Avenue, Suite 300  
Burbank, CA 91505  
United States

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

---

Amplifiers; audio speakers; pre-recorded CDs, DVDs, vinyl record albums, box sets of CDs, audio cassettes, video cassettes, musical video recordings, vinyl record albums, and other musical sound recordings featuring contemporary music, including compact disc liner notes, audio cassette jackets, video cassette jackets, vinyl record album covers, and other product packaging which are respectively sold with them as a unit

**International Class:** 009

**First Use Date:** 1999-02-01

**First Use in Commerce Date:** 1999-02-01

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

---

**Prior Registration Number(s):**

1405761

1729058

2350390

---

**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-01-14 - Registered - Principal Register

2002-10-22 - Published for opposition

2002-10-02 - Notice of publication

2002-08-20 - Published for opposition

2002-07-31 - Notice of publication

2002-04-22 - Approved for Pub - Principal Register (Initial exam)

2002-04-05 - Communication received from applicant

2002-04-05 - PAPER RECEIVED

2002-03-25 - Non-final action mailed

2002-03-13 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Michelle Cooke (Attorney of record)

MICHELLE COOKE  
NEFF LAW GROUP LLP  
CALIFORNIA BANK & TRUST TOWER  
21515 HAWTHORNE BLVD STE 650  
TORRANCE CA 90503  
United States

---

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

**This page was generated by the TARR system on 2003-12-03 16:03:39 ET**

**Serial Number:** 75610448

**Registration Number:** 2496698

**Mark (words only):** ONE NIGHT ONLY

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2001-10-09

**Filing Date:** 1998-12-22

**Transformed into a National Application:** No

**Registration Date:** 2001-10-09

**Law Office Assigned:** TMEG Law Office 103

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 900 - Warehouse (Newington)

**Date In Location:** 2001-10-29

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

---

1. Spring Communications, Inc.

**Address:**

Spring Communications, Inc.  
17835 Ventura Boulevard, Suite 206  
Encino, CA 91316  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

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PRE-RECORDED PHONOGRAPH RECORDS, COMPACT DISCS, AUDIO DIGITAL AND ANALOG TAPE CASSETTES, MINI DISCS, VIDEODISCS, VIDEO TAPE CASSETTES, CD-ROMS AND OTHER VIDEO AND SOUND RECORDINGS FEATURING WORDS AND MUSIC, PRE-RECORDED COMPACT DISCS CONTAINING DIGITAL INFORMATION FOR THE

DISPLAY OF FILMED PRODUCTS (DVD); ELECTRONIC PLAYBACK DEVICES, NAMELY, COMPACT DISC PLAYERS AND RECORDERS, AUDIO TAPE CASSETTE PLAYERS AND RECORDERS, VIDEODISC PLAYERS AND RECORDERS, DIGITAL MUSIC PLAYERS AND RECORDERS, SOFTWARE FOR TRANSMITTING, RECORDING, REPRODUCING, MODIFYING AND UTILIZING DATA, GRAPHICS, VIDEO AND SOUND VIA A GLOBAL COMPUTER NETWORK; AND SUNGLASSES

**International Class:** 009

**First Use Date:** 2000-09-04

**First Use in Commerce Date:** 2000-09-04

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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(NOT AVAILABLE)

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2001-10-09 - Registered - Principal Register

2001-06-08 - Allowed for Registration - Principal Register (SOU accepted)

2001-03-15 - Communication received from applicant

2001-01-03 - Non-final action mailed

2000-12-12 - Case file assigned to examining attorney

2000-12-07 - Statement of use processing complete

2000-09-13 - Amendment to Use filed

2000-06-13 - Notice of allowance - mailed

2000-03-21 - Published for opposition

2000-02-18 - Notice of publication

2000-01-11 - Approved for Pub - Principal Register (Initial exam)

1999-12-21 - Communication received from applicant

1999-08-02 - Case file assigned to examining attorney

1999-07-12 - Case file assigned to examining attorney

1999-06-25 - Non-final action mailed

1999-06-16 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Stephen J. Strauss (Attorney of record)

STEPHEN J STRAUSS  
FULWIDER PATTON LEE & UTECHT LLP  
HOWARD HUGHES CENTER  
6060 CENTER DR 10TH FL  
LOS ANGELES CA 90045  
United States

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

**This page was generated by the TARR system on 2003-12-03 16:04:36 ET**

**Serial Number:** 73825320

**Registration Number:** 2092357

**Mark (words only):** REAL WORLD

**Standard Character claim:** No

**Current Status:** Section 8 and 15 affidavits have been accepted and acknowledged.

**Date of Status:** 2003-10-22

**Filing Date:** 1989-09-14

**Transformed into a National Application:** No

**Registration Date:** 1997-09-02

**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 - Warehouse (Newington)

**Date In Location:** 2003-10-23

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

---

1. REAL WORLD HOLDINGS LIMITED

**Address:**

REAL WORLD HOLDINGS LIMITED

Mill Lane, Box, Corsham

Wiltshire SN13 8PL,

United Kingdom

**Legal Entity Type:** Company

**State or Country Where Organized:** United Kingdom

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**GOODS AND/OR SERVICES**

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COMPUTER HARDWARE AND SOFTWARE FOR USE IN THE MUSIC AND VIDEO RECORDING AND EDITING STUDIOS AND BROADCAST STUDIOS; ELECTRONIC APPARATUS AND EQUIPMENT, NAMELY, MUSIC AND VIDEO RECORDING STUDIOS AND EDITING STUDIOS; APPARATUS AND EQUIPMENT USED IN BROADCASTING STUDIOS

FOR THE PRODUCTION OF RECORDED MASTERS AND THE BROADCASTING OF MATERIAL BOTH AURALLY AND VISUALLY, NAMELY, SIGNAL PROCESSORS, MICROPHONES, HEADPHONES, CAMERAS, CONTROL EQUIPMENT, NAMELY, MIXING CONSOLES, MULTI-TRACK TAPE RECORDERS AND STEREO RECORDS, DISTRIBUTORS, COPYING, EDITING AND PLAYBACK EQUIPMENT, AND COMPONENT PARTS THEREFOR; ON-STAGE, ELECTRONICALLY AND COMPUTER-OPERATED MUSICAL EQUIPMENT, NAMELY, SYNTHESIZERS AND SOUND MODIFIERS; PHONOGRAPH RECORDS; PRE-RECORDED AUDIO TAPES AND COMPACT DISCS FEATURING MUSIC; PRE-RECORDED VIDEO TAPES; AND MOTION PICTURE FILMS FEATURING VARIOUS ENTERTAINMENT THEMES

**International Class:** 009

**First Use Date:** 1986-01-00

**First Use in Commerce Date:** 1986-01-00

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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**Prior Registration Number(s):**  
1775545

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2003-10-22 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-08-29 - Section 8 (6-year) and Section 15 Filed

2003-08-29 - PAPER RECEIVED

1997-09-02 - Registered - Principal Register

1997-06-10 - Published for opposition

1997-05-09 - Notice of publication

1997-03-21 - Approved for Pub - Principal Register (Initial exam)

1997-02-03 - Communication received from applicant

1996-08-02 - Final refusal mailed

1996-06-27 - Communication received from applicant

1995-12-28 - Non-final action mailed

1995-10-10 - Communication received from applicant  
1995-04-07 - Inquiry as to suspension mailed  
1994-11-11 - Letter of suspension mailed  
1994-09-06 - Communication received from applicant  
1994-03-03 - Inquiry as to suspension mailed  
1993-10-26 - Unresponsive paper received  
1993-09-02 - Letter of suspension mailed  
1993-07-15 - Communication received from applicant  
1993-01-26 - Inquiry as to suspension mailed  
1992-09-01 - Divisional processing completed  
1992-07-28 - Divisional request received  
1992-06-10 - Inquiry as to suspension mailed  
1991-09-13 - Letter of suspension mailed  
1991-08-26 - Examiner's amendment mailed  
1991-03-12 - Communication received from applicant  
1990-09-19 - Non-final action mailed  
1990-06-26 - Communication received from applicant  
1989-12-26 - Non-final action mailed  
1989-11-24 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

James R. Menker (Attorney of record)

James R. Menker  
Pillsbury Winthrop LLP  
P.O. BOX 10500  
McLEAN, VIRGINIA 22102

**Domestic Representative**

Pillsbury Winthrop LLP

---

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

**This page was generated by the TARR system on 2003-12-03 17:25:37 ET**

**Serial Number:** 78204913

**Registration Number:** 2784486

**Mark (words only):** JOSSIE CORDOBA

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2003-11-18

**Filing Date:** 2003-01-19

**Transformed into a National Application:** No

**Registration Date:** 2003-11-18

**Law Office Assigned:** LAW OFFICE 102

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2003-11-18

---

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

---

1. Cordoba, Joceyln

**Address:**

Cordoba, Joceyln  
1326 SE 17th Street, Suite 520  
Fort Lauderdale, FL 33334  
United States

**Legal Entity Type:** Individual

**Country of Citizenship:** United States

**Phone Number:** 954.822.2677

---

**GOODS AND/OR SERVICES**

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MOTION PICTURE FILMS, AND PRE-RECORDED COMPACT DISCS, LASER DISCS, CD ROMS, DVD's, DVD ROMS, VIDEO TAPES, CASSETTES, AND OTHER PRE-RECORDED OPTICAL, ELECTRONIC, AND MAGNETIC MEDIA FEATURING MUSIC AND

PERFORMANCES BY MUSICIANS; AUDIO AND VISUAL RECORDINGS IN ALL FORMS, NAMELY, CASSETTE TAPES, COMPACT DISCS, PHONOGRAPH RECORDS, PRE-RECORDED AUDIO AND VIDEO TAPES, DISCS AND CASSETTES FEATURING MUSIC AND MUSICAL PERFORMANCES, AND ENTERTAINMENT; CAMERAS; CD PLAYERS, AND RECORDERS; TAPE AND CASSETTE PLAYERS AND RECORDERS; TELEVISIONS AND MONITORS; VIDEO RECORDERS AND PLAYERS; RADIO; SPEAKERS; HEADPHONES; TUNERS; RECEIVERS; AMPLIFIERS; EQUALIZERS; TELEPHONES; COMPUTER PROGRAMS RECORDED ON DISCS, CARTRIDGES AND TAPES FEATURING MUSIC AND MUSICAL PERFORMANCES AND ENTERTAINMENT; EYEWEAR AND CASES AND PARTS THEREFOR

**International Class:** 009

**First Use Date:** 1990-11-01

**First Use in Commerce Date:** 1997-02-25

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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**Name Portrait Consent:** The name "JOSSIE CORDOBA" identifies a living individual whose consent is of record.

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2003-11-18 - Registered - Principal Register

2003-08-26 - Published for opposition

2003-08-06 - Notice of publication

2003-06-30 - Approved for Pub - Principal Register (Initial exam)

2003-06-30 - Examiners amendment e-mailed

2003-06-29 - Case file assigned to examining attorney

---

#### CONTACT INFORMATION

---

**Correspondent (Owner)**

Joceyln Cordoba

1326 SE 17th Street Suite 520

Fort Lauderdale FL USA 33334

**Phone Number:** 954.822.2677



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

**This page was generated by the TARR system on 2003-12-03 17:30:06 ET**

**Serial Number:** 75592049

**Registration Number:** 2601489

**Mark (words only):** PM3

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-07-30

**Filing Date:** 1998-11-19

**Transformed into a National Application:** No

**Registration Date:** 2002-07-30

**Law Office Assigned:** TMEG Law Office 102

**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 -Warehouse (Newington)

**Date In Location:** 2002-08-19

---

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

---

1. Lucasfilm Ltd.

**Address:**

Lucasfilm Ltd.  
5858 Lucas Valley Road  
Nicasio, CA 94946  
United States

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** California

---

**GOODS AND/OR SERVICES**

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pre-recorded audio and video tapes; compact discs; laser discs; DVD discs; video discs; phonograph records; CD-ROMs all featuring music, movies, dramatic readings, and electronic games; home sound systems; stereo systems; home entertainment systems; karaoke systems and home theater systems in which the major components are amplifiers, preamplifiers, tuners, stereo receivers, signal processors,

headphones, antennas, audio recorders, audio mixers, compact disc players, recorders, microphones, disc recorders, loudspeakers, audio mixers, multiplexers, tape players, tape recorders, tape drives, audio speakers, electronic effect pedals for use with sound amplifiers, and loudspeaker systems consisting of loudspeakers, amplifiers and one or more of the following - radio tuner, compact disc player and tape players, stereo sound receivers; theater and cinema sound system equipment; sound reproduction equipment; equipment for mixing multi-channel soundtracks and equipment for monitoring multi-channel soundtrack in which the major components are amplifiers, preamplifiers, tuners, stereo receivers, signal processors, headphones, antennas, audio cassette recorders, audio mixers, compact disc players, recorders, microphones, disc recorders, loudspeakers, audio mixers, multiplexers, tape players, tape recorders, tape drives, audio speakers, electronic effect pedals for use with sound amplifiers, and loudspeaker systems consisting of loudspeakers, amplifiers and one or more of the following - radio tuner, compact disc player and tape players, stereo sound receivers

**International Class:** 009

**First Use Date:** 1999-05-00

**First Use in Commerce Date:** 1999-05-00

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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(NOT AVAILABLE)

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2002-07-30 - Registered - Principal Register

2002-04-22 - Allowed for Registration - Principal Register (SOU accepted)

2002-04-18 - Statement of use processing complete

2002-04-18 - Extension 3 granted

2002-04-01 - Amendment to Use filed

2002-04-01 - Extension 3 filed

2002-04-03 - PAPER RECEIVED

2001-10-03 - Extension 2 granted

2001-10-03 - Extension 2 filed

2001-04-23 - Extension 1 granted

2001-03-30 - Extension 1 filed

2000-10-03 - Notice of allowance - mailed

2000-07-11 - Published for opposition

2000-06-09 - Notice of publication

2000-04-17 - Approved for Pub - Principal Register (Initial exam)

1999-12-22 - Communication received from applicant

1999-06-23 - Non-final action mailed

1999-06-16 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

ROSEMARY S. TARLTON (Attorney of record)

ROSEMARY S. TARLTON  
MORRISON & FOERSTER, LLP  
425 MARKET ST.  
SAN FRANCISCO, CA 94105-2482  
United States

---

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

**This page was generated by the TARR system on 2003-12-03 16:33:10 ET**

**Serial Number: 74024541**

**Registration Number: 1682342**

**Mark**



**(words only): SONY CLASSICAL**

**Standard Character claim: No**

**Current Status: This registration has been renewed.**

**Date of Status: 2002-08-28**

**Filing Date: 1990-02-01**

**Transformed into a National Application: No**

**Registration Date: 1992-04-07**

**Law Office Assigned: TMEO Law Office # 06**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2002-09-03**

---

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

---

1. Sony Corporation

**Address:**

Sony Corporation  
6-7-35 Kitashinagawa  
Shinagawa-ku, Tokyo 141,  
Japan

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

compact discs, prerecorded video discs, prerecorded audio tapes and prerecorded video tapes featuring music

**International Class:** 009

**First Use Date:** 1990-04-10

**First Use in Commerce Date:** 1990-04-10

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "CLASSICAL"

**Description of Mark:** The mark, in part, consists of a stylized design of two musical notes.

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2002-08-28 - Registration renewed - 10 year

2002-08-28 - Section 8 (10-year) accepted/ Section 9 granted

2002-03-05 - Combined Section 8 (10-year)/Section 9 filed

2002-03-05 - PAPER RECEIVED

1998-09-04 - Section 8 (6-year) accepted & Section 15 acknowledged

1998-08-10 - Response received for Post Registration action

1998-07-13 - Post Registration action mailed Section 8 & 15

1998-04-01 - Section 8 (6-year) and Section 15 Filed

1992-04-07 - Registered - Principal Register

1992-01-02 - Allowed for Registration - Principal Register (SOU accepted)

1991-12-02 - Case file assigned to examining attorney

1991-11-08 - Statement of use processing complete

1991-10-07 - Amendment to Use filed  
1991-06-11 - Notice of allowance - mailed  
1991-03-19 - Published for opposition  
1991-02-15 - Notice of publication  
1990-12-19 - Approved for Pub - Principal Register (Initial exam)  
1990-11-26 - Communication received from applicant  
1990-06-04 - Non-final action mailed  
1990-05-14 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Robert B.G. Horowitz (Attorney of record)

ROBERT B G HOROWITZ  
COOPER & DUNHAM LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036  
United States

**Domestic Representative**

Robert B. G. Horowitz

---

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

**This page was generated by the TARR system on 2003-12-03 16:32:33 ET**

**Serial Number: 74250870**

**Registration Number: 1863070**

**Mark (words only): SONY PICTURES CLASSICS**

**Standard Character claim: No**

**Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.**

**Date of Status: 2001-01-27**

**Filing Date: 1992-03-02**

**Transformed into a National Application: No**

**Registration Date: 1994-11-15**

**Law Office Assigned: TMEO Law Office # 03**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2001-01-29**

---

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

---

1. Sony Corporation

**Address:**

Sony Corporation  
6-7-35 Kitashinagawa  
Shinagawa-ku, Tokyo 141,  
Japan

**Legal Entity Type: Corporation**

**State or Country of Incorporation: Japan**

---

**GOODS AND/OR SERVICES**

---

blank video tapes, video discs, and audio tapes; pre-recorded video tapes and video discs, and motion picture films featuring screenplays, musical performances, sporting events or newsworthy events; prerecorded audio tapes and compact discs featuring music or spoken words, namely fiction and non-fiction books, articles, dramatic works, poetry, news events, speeches, scientific and technical works

**International Class:** 009

**First Use Date:** 1993-03-18

**First Use in Commerce Date:** 1993-03-18

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "PICTURES CLASSICS"

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2001-01-27 - Section 8 (6-year) accepted & Section 15 acknowledged

2000-09-29 - Section 8 (6-year) and Section 15 Filed

1994-11-15 - Registered - Principal Register

1994-07-06 - Allowed for Registration - Principal Register (SOU accepted)

1994-07-05 - Case file assigned to examining attorney

1994-05-18 - Non-final action mailed

1994-05-12 - Case file assigned to examining attorney

1994-04-26 - Statement of use processing complete

1994-03-23 - Amendment to Use filed

1993-11-01 - Extension 1 granted

1993-09-20 - Extension 1 filed

1993-03-23 - Notice of allowance - mailed

1992-12-29 - Published for opposition

1992-11-27 - Notice of publication

1992-10-08 - Approved for Pub - Principal Register (Initial exam)

1992-09-21 - Communication received from applicant

1992-09-11 - Final refusal mailed

1992-08-03 - Communication received from applicant

1992-05-13 - Non-final action mailed

1992-04-29 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Robert B.G. Horowitz (Attorney of record)

ROBERT B.G. HOROWITZ  
COOPER & DUNHAM  
1185 AVENUE OF THE AMERICAS  
NEW YORK, NY 10036  
United States

**Domestic Representative**

Robert B.G. Horowitz

---

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

**This page was generated by the TARR system on 2003-12-03 16:32:51 ET**

**Serial Number:** 74210396

**Registration Number:** 1711369

**Mark (words only):** SONY CLASSICAL

**Standard Character claim:** No

**Current Status:** This registration has been renewed.

**Date of Status:** 2002-11-30

**Filing Date:** 1991-10-07

**Transformed into a National Application:** No

**Registration Date:** 1992-09-01

**Law Office Assigned:** TMEO Law Office # 06

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 900 -Warehouse (Newington)

**Date In Location:** 2002-12-03

---

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

---

1. Sony Corporation

**Address:**

Sony Corporation  
6 7 35 Kitashinagawa  
Shinagawa-ku, Tokyo 141,  
Japan

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

---

**GOODS AND/OR SERVICES**

---

compact discs, prerecorded video discs, prerecorded audio tapes and prerecorded video tapes featuring music

**International Class:** 009

**First Use Date:** 1990-04-10

**First Use in Commerce Date:** 1990-04-10

**Basis:** 1(a)

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**ADDITIONAL INFORMATION**

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**Disclaimer:** "CLASSICAL"

**Prior Registration Number(s):**

705902  
801885  
1305742  
1517856  
1549985  
1622127

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2002-11-30 - Registration renewed - 10 year  
2002-11-30 - Section 8 (10-year) accepted/ Section 9 granted  
2002-08-30 - Combined Section 8 (10-year)/Section 9 filed  
2002-08-30 - PAPER RECEIVED  
1998-05-29 - Section 8 (6-year) accepted & Section 15 acknowledged  
1998-04-06 - Section 8 (6-year) and Section 15 Filed  
1992-09-01 - Registered - Principal Register  
1992-06-09 - Published for opposition  
1992-05-11 - Notice of publication  
1992-01-27 - Approved for Pub - Principal Register (Initial exam)  
1991-12-13 - Communication received from applicant  
1991-11-25 - Non-final action mailed  
1991-11-14 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

ROBERT B G HOROWITZ (Attorney of record)

ROBERT B G HOROWITZ  
COOPER & DUNHAM LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036  
United States

**Domestic Representative**

Robert B.G. Horowitz

---

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

**This page was generated by the TARR system on 2003-12-03 16:33:34 ET**

**Serial Number: 73755377**

**Registration Number: 1622127**

**Mark**

**SONY**

**(words only): SONY**

**Standard Character claim: No**

**Current Status: This registration has been renewed.**

**Date of Status: 2001-03-01**

**Filing Date: 1988-10-03**

**Transformed into a National Application: No**

**Registration Date: 1990-11-13**

**Law Office Assigned: TMEO Law Office # 3**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2002-03-01**

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

---

**1. SONY CORPORATION**

**Address:**

SONY CORPORATION  
6-7-35 KITASHINAGAWA  
SHINAGAWA-KU, TOKYO,  
Japan

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** Japan

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### GOODS AND/OR SERVICES

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RADIOS, TELEVISIONS, TAPE RECORDERS (SOUND RECORDING AND REPRODUCTION MACHINES), AND ACCESSORIES AND PARTS THEREOF, NAMELY CABINET STANDS, CARRYING CASES, RECHARGEABLE BATTERY PACKS, CAR BATTERY CORDS, ANTENNAS, HAND STRAPS AND PARTS THEREOF; TAPE FOR TAPE RECORDERS, REELS FOR TAPE, AUDIOTAPES FEATURING MUSIC RECITAL AND EDUCATIONAL PROGRAMS, WIRED AND WIRELESS MICROPHONES, ANNOUNCING MACHINES, LOUDSPEAKERS FOR STEREOPHONIC AND MONOPHONIC SOUND REPRODUCTION, AUTOMATIC-TRANSFORMERS, ERASERS OF RECORDED TAPE, MICROPHONE-MIXERS, AMPLIFIERS, INVERTERS, MONOPRINTERS, SIGNAL TRACERS, SIGNAL INJECTORS, TRANSISTORS, BATTERIES, ELECTRIC VACUUM-TUBES, CONVERTERS (RECTIFIER UNITS FOR OPERATION OF BATTERY RADIO), PICKUPS; ELECTRIC-COMMUNICATING APPARATUS, NAMELY, FACSIMILE TELEPHONES AND TELEPHONES WITH TWO WAY VIDEO TRANSMITTERS; DICTATING MACHINES, TELEVISION CAMERAS, ELECTRICAL SOUND RECORDING APPARATUS, COMPRISING ELECTRIC RECORD PLAYERS, ELECTRICALLY DRIVEN RECORD CHANGERS, AND AUTOMATIC PHONOGRAPH RECORD CHANGERS, VIDEO TAPE RECORDERS, VIDEO DISC PLAYERS, VIDEO CAMERAS, RECORDED VIDEO TAPES FEATURING MOTION PICTURES AND MUSICAL PERFORMANCES, UNRECORDED VIDEO TAPES, COMPUTERS, WORD PROCESSORS, TELEPHONES, COMPUTER WORK STATIONS, COMPUTER PROGRAMS AND PROGRAM MANUALS ALL SOLD AS A UNIT FOR USE IN THE FIELD OF \* BUSINESS, INDUSTRY \* , FINANCIAL ACCOUNTING, OPERATING PROGRAMS, WORD PROCESSING AND DATABASE MANAGEMENT; COMPACT DISC PLAYERS, TRANSCEIVERS, HEADPHONES, PERSONAL STEREOs, CAR STEREOs, TUNERS, CARTRIDGES, SPEAKERS, UNRECORDED AUDIO CASSETTE TAPES, AND PRERECORDED CASSETTE TAPES FEATURING MUSICAL PERFORMANCES, EARPHONES, GRAPHIC EQUALIZERS, ELECTRIC JUICERS, ELECTRIC IRONS, NINE VOLT BATTERIES, BINOCULARS, RADIOS COMBINED WITH ALARM CLOCKS, SEMI-CONDUCTORS, TELEVISION TUBES, COMPUTER MONITORS, COMPUTER FLOPPY DISCS, MAGNETIC SCALES, VIDICONS, MAGNETIC HEADS FOR TAPE RECORDERS, CATHODE RAY TUBES, REMOTE CONTROL UNITS FOR TELEVISION RECEIVERS, MAGNETIC MEASURING APPARATUS AND DIGITAL COUNTER, BIMORPH TRACKING HEADS WHICH PROVIDE FOR VARIABLE PLAYBACK SPEEDS FOR VIDEO TAPE RECORDERS, DIGITAL MICRO METERS; PULSE CODE MODULATION AUDIO SYSTEMS, NAMELY PULSE CODE MODULATION AUDIO UNITS, MAGNETIC VIDEO RECORDERS AND/OR PLAYERS AND MAGNETIC MEDIA THEREFOR, NAMELY VIDEO TAPES FEATURING ENTERTAINMENT AND EDUCATIONAL PROGRAMS; HIGH FIDELITY SOUND UNITS USED AS EXTERNAL COMPONENT PARTS OF TELEVISION SYSTEMS, TELEVISION MONITORS WITH AND WITHOUT TELEVISION TUNERS; ELECTRONIC DIGITAL GAUGING SYSTEM COMPRISED OF DIGITAL DISPLAY UNITS, GAUGING PROBES, CALIBRATION RINGS AND CALIBRATION BLOCKS, NON-ELECTRIC SOUND AMPLIFIERS IN THE SHAPE OF HEADPHONES, COLOR TEMPERATURE SWITCHES FOR TELEVISION RECEIVERS, PROJECTION TELEVISIONS, VIDEO CAMERAS COMBINED WITH VIDEO TAPE RECORDERS, FLOPPY DISC DRIVES, COMPUTER JOYSTICKS, COMPUTER CONNECTION CABLES AND CONNECTORS, HIGH SPEED VIDEO TAPE DUPLICATING MACHINES, COLOR VIDEO PROJECTORS, MICRO TELEVISIONS, COMPACT DISC CHANGERS USED TO CHANGE PLAYBACK AND SELECTION OF MULTIPLE COMPACT DISCS, VIDEO CAMERA

LENSES, OPTICAL SCALES AND ENCODERS FOR (LINEAR OR ANGULAR) POSITION SENSING, UTILIZING LASERS, UNITS FOR MEASURING DISPLACEMENT (LINEAR OR ANGULAR) WHICH UTILIZE DIFFRACTION GRATING AND LASER UNITS, FLOPPY DISC VIDEO PLAYERS, FLOPPY DISC VIDEO CAMERAS, FLOPPY DISCS FOR USE IN VIDEO PLAYERS AND CAMERAS; VIDEO TAPE RECORDER ACCESSORIES, NAMELY, EDITORS, SWITCHERS, SPECIAL EFFECTS GENERATORS AND REMOTE CONTROLS; REPLACEABLE FLUORESCENT TELEVISION PICTURE TUBES WHICH FUNCTION AS SINGLE PIXELS IN GIANT TELEVISION SCREENS, TIME BASE CORRECTORS; VIDEO CAMERA CONTROL UNITS COMPRISED OF VIDEO CAMERA SIGNAL PROCESSOR, VIDEO CAMERA CONTROL POWER UNIT, VIDEO CAMERA OPERATIONAL CONTROL UNIT AND WAVE FORM MONITOR; VIDEO CAMERA ACCESSORIES, NAMELY, OPTICAL FIBER LINKS, VIDEO CAMERA IMAGE ENHANCERS AND VIDEO CAMERA CABLE; ELECTRONIC STILL CAMERAS AND PARTS AND ACCESSORIES THEREFOR, NAMELY, MAGNETIC DISKS

**International Class:** 009

**First Use Date:** 1969-12-15

**First Use in Commerce Date:** 1969-12-15

**Basis:** 1(a)

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#### ADDITIONAL INFORMATION

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**Prior Registration Number(s):**

1258436

1305742

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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#### PROSECUTION HISTORY

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2001-03-01 - Registration renewed - 10 year

2001-03-01 - Section 8 (10-year) accepted/ Section 9 granted

2000-09-26 - Combined Section 8 (10-year)/Section 9 filed

1996-11-30 - Section 8 (6-year) accepted & Section 15 acknowledged

1996-10-29 - Section 8 (6-year) and Section 15 Filed

1991-03-15 - Section 7 correction issued

1990-12-03 - Section 7 amendment filed

1990-11-13 - Registered - Principal Register

1990-08-21 - Published for opposition

1990-07-21 - Notice of publication

1990-05-21 - Approved for Pub - Principal Register (Initial exam)

1990-05-04 - Communication received from applicant

1989-11-02 - Non-final action mailed

1989-10-02 - Communication received from applicant

1989-09-25 - Non-final action mailed

1989-08-31 - Communication received from applicant

1989-06-06 - Non-final action mailed

1989-05-01 - Communication received from applicant

1988-11-15 - Non-final action mailed

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**CONTACT INFORMATION**

---

**Correspondent (Owner)**

ROBERT BG HOROWITZ (Attorney of record)

ROBERT BG HOROWITZ  
COOPER & DUNHAM LLP  
1185 AVENUE OF THE AMERICAS  
NEW YORK NY 10036  
United States

**Domestic Representative**

ROBERT B.G. HOROWITZ

---



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

**This page was generated by the TARR system on 2003-12-03 17:35:26 ET**

**Serial Number: 75052735**

**Registration Number: 2161224**

**Mark**



**(words only): HISPA VOX**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 1998-06-02**

**Filing Date: 1996-02-02**

**Transformed into a National Application: No**

**Registration Date: 1998-06-02**

**Law Office Assigned: TMEG Law Office 103**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 1999-03-19**

---

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

---

1. HISPAVOX, S.A.

**Address:**

HISPAVOX, S.A.  
Ciudad de la Imagen / Carretera de BoadillaKm. 2,200  
28223 POZUELO DE ALARCON (Madrid),  
Spain

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Spain

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**GOODS AND/OR SERVICES**

---

prerecorded phonographic records, microgrooves, magnetic audio and video tapes featuring music; sound amplifiers, audio cassette recorders, pre-recorded audio cassettes featuring music, audio discs featuring music, audio mixers, blank audio tapes, blank video tapes, music compact disc players, pre-recorded compact discs featuring music, pre-recorded digital audio tapes featuring music, pre-recorded digital video tapes featuring music, digital audio tape players, video discs featuring music, loudspeakers, musical sound recordings, video tape recorders, musical video recordings, phonograph record players, stereo amplifiers, stereo receivers, stereo tuners, head cleaning tapes for audio, head cleaning tapes for video, video monitors

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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**ADDITIONAL INFORMATION**

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**Translation:** The English translation of "VOX" is "voice", but "HISPA VOX" is an invented mark.

**Foreign Registration Number:** 286.863(6)

**Foreign Registration Date:** 1957-03-29

**Country:** Spain

**Foreign Expiration Date:** 2007-05-12

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**MADRID PROTOCOL INFORMATION**

---

(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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1998-12-16 - Section 7 correction issued

1998-08-19 - Section 7 amendment filed

1998-06-02 - Registered - Principal Register

1998-03-10 - Published for opposition

1998-02-07 - Notice of publication

1997-09-30 - Approved for Pub - Principal Register (Initial exam)

1997-09-11 - Communication received from applicant

1997-05-29 - Non-final action mailed

1997-05-15 - Non-final action mailed

1997-03-24 - Communication received from applicant

1996-09-30 - Non-final action mailed

1996-08-19 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

MICHAEL J BROWN (Attorney of record)

MICHAEL J BROWN  
TM & PANTENT COUNSELORS OF AMERICA PC  
915 BROADWAY 19TH FL  
NEW YORK NY 10010  
United States

**Domestic Representative**

Trademark Counselors of America, P.C.

---

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

**This page was generated by the TARR system on 2003-12-03 17:30:45 ET**

**Serial Number:** 75563583

**Registration Number:** 2403264

**Mark (words only):** ADIEMUS

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2000-11-14

**Filing Date:** 1998-10-02

**Transformed into a National Application:** No

**Registration Date:** 2000-11-14

**Law Office Assigned:** TMO 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 -Warehouse (Newington)

**Date In Location:** 2001-12-07

---

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

---

1. Karl Jenkins Music Limited

**Address:**

Karl Jenkins Music Limited  
93 Great Titchfield Street  
London W1P 7FP,  
United Kingdom

**Legal Entity Type:** Corporation

**State or Country of Incorporation:** United Kingdom

---

**GOODS AND/OR SERVICES**

---

Musical sound recordings and musical video recordings; phonograph records featuring music; pre-recorded audio cassettes featuring music; pre-recorded video cassettes featuring music; compact discs featuring music; minidisks featuring music; digital video discs featuring music; video cassette recorders and video tape players; audio cassette recorders and audio cassette players; radios; hi-fi speakers, hi-fi

receivers, hi-fi amplifiers; stereo amplifiers; stereo receivers; stereo tuners; compact disc recorders and compact disc players; musical recording equipment, musical mixing equipment, namely, phonograph record players, cd players, mini disc players, speakers; amplifiers; microphones; earphones; mini-disc recorders and mini-disc players; computers; computer software for recording or mixing music in audio and video production studios or in recording studios; parts for all aforesaid goods

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

Printed matter and materials, namely, magazines, books, leaflets; all in the field of music; instructional music manuals, manuals relating to instruction in the use of computer software; printed music books; brochures about music; printed instructional, educational and teaching materials in the field of music; record sleeves, sleeves for compact discs, sleeves for mini discs, sleeves for videos, sleeves for DVD

**International Class:** 016

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

Articles of clothing, namely, underwear, socks, outerwear, namely, jackets, overcoats, shirts, T-shirts, jerseys, ties, sweaters, pants, trousers, shorts, shirts; footwear; headwear

**International Class:** 025

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

Conducting entertainment exhibitions in the nature of motion picture films; entertainment, services, namely, live performances by \* a musical band or by \* a musical soloist via radio, television or a global computer network, or in person; entertainment services relating to music, entertainer services, and entertainment provided by a band or individual, namely, live musical concerts via radio, television, a global computer network, or in person; discotheques; television show production; theatre show production; audio and video recording and production, and recording studios

**International Class:** 041

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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#### ADDITIONAL INFORMATION

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**Foreign Application Number:** 2163296

**Foreign Registration Number:** 2163296

**Foreign Registration Date:** 1999-02-03

**Country:** United Kingdom

**Foreign Filing Date:** 1998-04-04

**Foreign Expiration Date:** 2008-04-04

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

---

2003-02-20 - PAPER RECEIVED

2001-10-04 - Section 7 correction issued

2001-01-12 - Section 7 amendment filed

2000-11-14 - Registered - Principal Register

2000-08-22 - Published for opposition

2000-07-21 - Notice of publication

2000-06-08 - Approved for Pub - Principal Register (Initial exam)

2000-06-08 - Case file assigned to examining attorney

2000-04-10 - Communication received from applicant

1999-11-30 - Final refusal mailed

1999-09-27 - Communication received from applicant

1999-03-29 - Non-final action mailed

1999-03-12 - Case file assigned to examining attorney

1999-02-16 - Communication received from applicant

1999-02-16 - ITU claim deleted

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

ALLAN RATNER (Attorney of record)

ALLAN RATNER  
RATNER & PRESTIA  
PO BOX 980  
VALLEY FORGE PA 19482-0980  
United States

**Domestic Representative**

PAUL F. PRESTIA



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

**This page was generated by the TARR system on 2003-12-03 17:29:00 ET**

**Serial Number: 75823376**

**Registration Number: 2434890**

**Mark (words only): SASHA**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2001-03-13**

**Filing Date: 1999-10-14**

**Transformed into a National Application: No**

**Registration Date: 2001-03-13**

**Law Office Assigned: TMO 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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2001-04-16**

---

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

---

1. Coe, Alexander

**Address:**

Coe, Alexander  
31/33 Ansleigh Place  
London W11 4BW,  
United Kingdom

**Legal Entity Type: Individual**

**Country of Citizenship: United Kingdom**

---

**GOODS AND/OR SERVICES**

---

Musical sound recordings; musical video recordings; audio tapes featuring music; prerecorded audio and video cassettes all featuring music, compact discs, phonograph records, cassettes, cartridges, audio and video discs all featuring electric music; computer game software; computer game programs; apparatus for recording, transmission, and reproducing of sound or images, namely turntables and accessories

therefore, dj mixes, drum machines, turntable cartridges, headphones, music sampling machines, recording machines, microphones, studio monitors, speakers, pre-amps, amplifiers, reverb and effects machines, graphic equalizers, cd players, cassette decks, dat machines, cd recorders and cd re-writers; photographic and cinematographic apparatus and instruments, namely, cameras, slide projectors, video cameras, video projectors, editing machines and projector screens; coin-counter operated games, video recorders and video reproducing apparatus, namely, video recording discs, video recording instruments, video recording materials and video recording tapes; video game amusement apparatus, namely, video game cartridges, discs, tapes, programs, computer game joysticks and controllers for use with video games; electronic amusement apparatus adapted for use with television receivers, namely, games, discs, cartridges, tapes, joysticks and controllers adapted for use with electronic amusement apparatus; sunglasses; cases for sunglasses; radios, audio and video tape recorders, compact disc players, audio and video; tape recorders, radio-cassette tape recorders

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

COIN OR COUNTER-FREED VIDEO ARCADE MACHINES AND PINBALL MACHINES

**International Class:** 028

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

MANAGEMENT SERVICES FOR PERFORMING ARTISTS

**International Class:** 035

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

ENTERTAINMENT AND LEISURE SERVICES NAMELY; DISCOTHEQUE SERVICES; DANCE CLUB SERVICES; PRODUCTION OF MOTION PICTURE FILMS AND VIDEO TAPES, PRODUCTION OF RADIO AND TELEVISION PROGRAMS, RECORDING STUDIO SERVICES; PUBLISHING SERVICES, NAMELY, MUSIC PUBLISHING SERVICES; ARRANGING AND CONDUCTING OF CONFERENCES RELATING TO MUSIC; ORGANIZATION OF EVENTS, NAMELY, MUSICAL EVENTS AND RECREATIONAL COMPETITIONS IN THE NATURE OF DANCING, DJ'ING AND SINGING; AMUSEMENT ARCADES; LIVE MUSIC PERFORMANCES BY BANDS, ROCK GROUPS, SINGERS, DJ'S AND DANCE ACTS; CONCERT BOOKING; CASINO SERVICES; CINEMA THEATER SERVICES; DANCE PERFORMANCES; LIVE MUSIC CONCERTS; FASHION SHOWS; ARRANGING TICKET RESERVATIONS FOR SHOWS AND OTHER ENTERTAINMENT EVENTS; DISC-JOCKEY SERVICES

**International Class:** 041

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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#### ADDITIONAL INFORMATION

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**Foreign Application Number:** 2194673  
**Foreign Registration Number:** 2194673  
**Foreign Registration Date:** 1999-10-01  
**Country:** United Kingdom  
**Foreign Filing Date:** 1999-04-15  
**Foreign Expiration Date:** 2009-04-15

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2001-03-13 - Registered - Principal Register  
2000-12-19 - Published for opposition  
2000-11-17 - Notice of publication  
2000-10-10 - Approved for Pub - Principal Register (Initial exam)  
2000-10-05 - Case file assigned to examining attorney  
2000-10-05 - Case file assigned to examining attorney  
2000-10-05 - Examiner's amendment mailed  
2000-07-21 - Communication received from applicant  
2000-03-17 - Unresponsive paper received  
2000-03-27 - Non-final action mailed  
2000-02-29 - Case file assigned to examining attorney

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**CONTACT INFORMATION**

---

**Correspondent (Owner)**  
Raymond M. Mehler (Attorney of record)

RAYMOND M MEHLER  
COOK ALEX MCFARRON MANZO CUMMINGS ET AL  
200 WEST ADAMS STREET  
SUITE 2850  
CHICAGO, ILLINOIS 60606  
United States

**Domestic Representative**

Cook, Alex, McFarron, Manzo, Cummings &  
Mehler, Ltd.

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

**This page was generated by the TARR system on 2003-12-03 17:26:29 ET**

**Serial Number: 76293653**

**Registration Number: 2746057**

**Mark**



**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2003-08-05**

**Filing Date: 2001-08-01**

**Transformed into a National Application: No**

**Registration Date: 2003-08-05**

**Law Office Assigned: LAW OFFICE 116**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 - Warehouse (Newington)**

**Date In Location: 2003-08-12**

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

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1. "dj honda" RECORDINGS Co. Ltd. Japan

**Address:**

"dj honda" RECORDINGS Co. Ltd. Japan  
16-6, Ebisuminami 2-chome  
Shibuya-ku, Tokyo,  
Japan

**Legal Entity Type: Joint Stock Company**

**State or Country Where Organized: Japan**

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**GOODS AND/OR SERVICES**

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Apparatus for games, namely game machines adapted for use with television receivers only; video tapes featuring animated cartoons; cinematographic cameras; magnetic encoded cards; cinematographic film featuring a variety of subjects for entertainment purposes; apparatus, namely machines for editing cinematographic films; blank audio and video compact discs; computer game software; adult and children's educational software featuring instruction in history, world culture and art; prerecorded audio video tapes, discs, optical compact discs and cartridges featuring music, poetry, historical documentaries, news, science fiction, business education topics, cultural advice and art history; blank optical, magnetic and floppy discs; juke boxes for computers; musical juke boxes; blank magnetic data carriers; metronomes; needles for record players; blank optical data carriers; phonograph records featuring music; audio and video receivers; record players; slide projectors; photographic slide transparencies; sound recording apparatus, namely tape and disc recorders; sound transmitting apparatus, namely pickup cartridge of record players, pickup device for mini discs, laser discs and digital versatile disks, microphone, telephone, speakers and amplifiers; blank magnetic sound recording carriers; blank sound recording discs and strips; sound reproduction apparatus, namely cassette players, digital audio tape recorders, record players and CD players; speed regulators for record players; audio tape recorders; magnetic tape units for computers; tone arms for record players; blank, audio and video tapes, discs and cartridges; video cassette recorders, facsimile machines, telephone apparatus, namely, telephones and telephone straps, telescopes, ordinary spectacles, sunglasses, spectacle cases, blank record discs, metronomes

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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**ADDITIONAL INFORMATION**

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**Foreign Application Number:** 2001-008286

**Foreign Registration Number:** 4522185

**Foreign Registration Date:** 2001-02-02

**Country:** Japan

**Foreign Filing Date:** 2001-02-02

**Foreign Expiration Date:** 2011-11-16

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-08-05 - Registered - Principal Register

2003-05-13 - Published for opposition

2003-04-23 - Notice of publication

2003-03-31 - Approved for Pub - Principal Register (Initial exam)  
2003-03-17 - Previous allowance count withdrawn  
2002-12-13 - Approved for Pub - Principal Register (Initial exam)  
2002-11-05 - Communication received from applicant  
2002-11-05 - PAPER RECEIVED  
2002-05-29 - Non-final action mailed  
2002-05-20 - Non-final action mailed  
2002-04-03 - Communication received from applicant  
2001-10-03 - Non-final action mailed  
2001-09-20 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

NORM J RICH (Attorney of record)

NORM J RICH  
FOLEY & LARDNER  
3000 K ST NW STE 500  
WASHINGTON DC 20007-5101

**Domestic Representative**

Foley & Lardner

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

**This page was generated by the TARR system on 2003-12-03 17:20:14 ET**

**Serial Number: 76067470**

**Registration Number: 2655486**

**Mark**



**(words only): M!**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2002-12-03**

**Filing Date: 2000-06-09**

**Transformed into a National Application: No**

**Registration Date: 2002-12-03**

**Law Office Assigned: TMEG 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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 - Warehouse (Newington)**

**Date In Location: 2003-04-29**

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

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1. Entertainment Depot S.A.

**Address:**

Entertainment Depot S.A.  
Av. del Campo 1520  
1427 Buenos Aires,  
Argentina

**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Argentina

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**GOODS AND/OR SERVICES**

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Blank audio cassettes, blank DVDs, blank CDs, blank video cassettes; recorded DVD's, compact discs, audio types, mini discs featuring movies, music and books, CD-ROM recorders, amplifiers, car amplifiers, car equalizers, car speakers, car compact disc players, car stereos, baffles, turntables, cassette players, compact disc players, consoles, micro-components, midi-components, mini-components, portable mini-disc players, organs, displays, pre-amplifiers, racks, radios, radio-clocks, radio recorders with and without CD, DVD players, tuner-amplifiers, tuners, television sets, translating machines that are machines which translate languages, mono and stereo video recorders, portable audio tape players, headphones, batteries, cables, recordable CDs, blank VHS video tapes, blank VHS-C tapes for video cameras, 8 mm camera tapes, DCC-mini-disc-dat-digital video-cassette, plastic CD holders, metal CD holders, portable CD holders; automatic vending machines; cash registers; calculating machines; and computers; computer hardware, namely keyboards, scanners, boards, speakers, palms, notebooks, multimedia, mice, monitors, microphones and headsets, joysticks, internet, printers, stabilizers and UPS, storage, digital cameras and accessories; computer software, featuring, utilities, paper, operative systems, books, MP editions, games entertainment and education; diskettes, tapes and inks, digital cameras, and mini discs

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

fiction and non-fiction books and collections of books, booklets, pamphlets and magazines of general interest

**International Class:** 016

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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**ADDITIONAL INFORMATION**

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**Foreign Registration Number:** 1620276

**Foreign Registration Date:** 1996-10-28

**Country:** Argentina

**Foreign Expiration Date:** 2006-10-28

**Foreign Registration Number:** 1620277

**Foreign Registration Date:** 1996-10-28

**Country:** Argentina

**Foreign Expiration Date:** 2006-10-28

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2002-12-03 - Registered - Principal Register  
2002-09-10 - Published for opposition  
2002-08-21 - Notice of publication  
2002-04-30 - Approved for Pub - Principal Register (Initial exam)  
2002-04-16 - Communication received from applicant  
2002-04-24 - Communication received from applicant  
2002-04-16 - PAPER RECEIVED  
2001-10-19 - Final refusal mailed  
2001-09-06 - Communication received from applicant  
2001-09-06 - Communication received from applicant  
2001-09-06 - Communication received from applicant  
2001-04-19 - Non-final action mailed  
2001-02-13 - Communication received from applicant  
2000-12-22 - Non-final action mailed  
2000-12-21 - Case file assigned to examining attorney  
2000-12-14 - Case file assigned to examining attorney

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**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Russell H. Falconer (Attorney of record)

RUSSELL H. FALCONER  
BAKER BOTTS LLP  
30 ROCKEFELLER PLAZA  
NEW YORK, NY 10112  
United States

**Domestic Representative**

Baker Botts LLP



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

**This page was generated by the TARR system on 2003-12-03 17:19:14 ET**

**Serial Number:** 76124788

**Registration Number:** 2608827

**Mark (words only):** T-BABE

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2002-08-20

**Filing Date:** 2000-09-08

**Transformed into a National Application:** No

**Registration Date:** 2002-08-20

**Law Office Assigned:** TMEG 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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 900 -Warehouse (Newington)

**Date In Location:** 2002-12-18

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

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1. Glasgow Records Limited

**Address:**

Glasgow Records Limited  
Lovat House Gavell Road  
Kilsyth, Glasgow, G65 9BS  
United Kingdom

**Legal Entity Type:** Company

**State or Country Where Organized:** United Kingdom

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**GOODS AND/OR SERVICES**

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cosmetics, namely, make-up; make-up removing preparations, toilet water; non-medicated creams and lotions for conditioning, cleansing, moisturizing, vitalizing and toning of the face and skin; soap; face packs; mud packs; facial masks; essential oils for personal use; cosmetic oils for personal use; perfume oils; shampoos and hair conditioners

**International Class:** 003

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

decorative metal badges and key rings

**International Class:** 006

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

apparatus for recording, transmission, or reproduction of sound or images, namely audio cassette recorders, video tape recorders, DVD players, CD and CD-ROM players; blank magnetic data carriers; blank audio and video discs, tapes, and cassettes; pre-recorded audio and video discs, tapes, cassettes, compact discs and records featuring music; computer hardware; computer software in the field of fictional computer generated characters; data storage media, namely, blank CDs, CD-ROMs, DVDs, audio and video cassettes; modems; electronic downloadable magazines in the field of entertainment in the form of computer generated characters; computer game programs, tapes, cassettes and discs; telecommunications products, namely, telephones, mobile telephones

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

printed magazines in the field of entertainment in the form of computer generated characters; posters; art prints; stationery; writing papers; paper bags; cardboard cut-out figures; calendars; postcards; iron-on transfers, photographic albums; cardboard and paper boxes; pens, pencils; diaries; playing cards; and fantasy comic books

**International Class:** 016

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

goods made of leather or imitation leather, namely, luggage trunks; travelling bags; umbrellas; parasols; walking sticks; all-purpose sport bags; holdalls; rucksacks; wallets; key cases; purses; pouches; golf umbrellas; and golf umbrellas sets

**International Class:** 018

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

clothing, namely, footwear and head wear

**International Class:** 025

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

toys, games and playthings, namely, action figures, mechanical and electrical action toys, dolls, plush toys, soft sculpture toys, baby multiple activity toys, fantasy character toys, infant toys, inflatable toys, musical toys, stuffed toys, talking toys, wind-up toys, water squirting toys, board games, card games, role-playing games, jigsaw puzzles

**International Class:** 028**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**Basis:** 44(e)

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**ADDITIONAL INFORMATION**

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**Foreign Application Number:** 2226145**Foreign Registration Number:** 2226145**Foreign Registration Date:** 2001-02-16**Country:** United Kingdom**Foreign Filing Date:** 2000-03-17**Foreign Expiration Date:** 2010-03-17

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2002-12-17 - Section 7 request abandoned

2002-10-01 - Section 7 amendment filed

2002-10-01 - PAPER RECEIVED

2002-08-20 - Registered - Principal Register

2002-05-28 - Published for opposition

2002-05-08 - Notice of publication

2002-03-12 - Section 44(d) claim - Deleted

2002-03-04 - Approved for Pub - Principal Register (Initial exam)

2002-02-11 - Communication received from applicant

2001-12-14 - Letter of suspension mailed

2001-11-28 - Examiner's amendment mailed

2001-10-16 - Final refusal mailed

2001-10-15 - Previous allowance count withdrawn

2001-10-12 - Approved for Pub - Principal Register (Initial exam)

2001-08-22 - Communication received from applicant

2001-02-22 - Non-final action mailed

2001-02-15 - Case file assigned to examining attorney

2000-10-06 - Communication received from applicant

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**CONTACT INFORMATION**

---

**Correspondent (Owner)**

J. Scott Evans (Attorney of record)

J. SCOTT EVANS  
ADAMS, SCHWARTZ & EVANS  
2180 TWO WACHOVIA CENTER  
301 S TRYON ST  
CHARLOTTE NC 28282  
United States

**Domestic Representative**

J. Scott Evans

---

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

**This page was generated by the TARR system on 2003-12-03 17:18:40 ET**

**Serial Number: 76288762**

**Registration Number: 2699577**

**Mark (words only): TRIATON**

**Standard Character claim: No**

**Current Status: Registered.**

**Date of Status: 2003-03-25**

**Filing Date: 2001-07-23**

**Transformed into a National Application: No**

**Registration Date: 2003-03-25**

**Law Office Assigned: TMEG Law Office 103**

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location: 900 -Warehouse (Newington)**

**Date In Location: 2003-04-08**

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

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1. TRIATON GmbH

**Address:**

TRIATON GmbH  
Oberschlesienstrasse 16  
Krefeld, 48707  
Fed Rep Germany

**Legal Entity Type: LIMITED LIABILITY COMPANY**

**State or Country Where Organized: Fed Rep Germany**

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**GOODS AND/OR SERVICES**

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ELECTRICAL, ELECTRONIC AND OPTICAL MEASURING, SIGNALING, CONTROL OR TEACHING EQUIPMENT AND INSTRUMENTS, NAMELY, COMPUTERS, COMPUTER MONITORS, VIDEO CAMERAS, VIDEO RECORDERS, AND TELEVISIONS; EQUIPMENT FOR RECORDING, TRANSMITTING, PROCESSING AND REPRODUCING SOUND IMAGES OR

DATA, NAMELY, RADIOS, TELEVISIONS, COMPACT DISK PLAYERS, TAPE RECORDERS AND TELECOMMUNICATIONS EQUIPMENT IN THE NATURE OF RADIO AND TELEPHONE TRANSMITTERS, COMPUTERS AND PERSONAL DIGITAL ASSISTANT DEVICES CAPABLE OF COMMUNICATION THROUGH TELEPHONE LINES OR BY WIRELESS MEANS; BLANK MACHINE-READABLE DATA RECORDING MEDIA, NAMELY, COMPUTER DISKETTES, COMPACT DISKS, AUDIO RECORDING TAPE, VIDEO RECORDING TAPE, AND DIGITAL VIDEO DISKS; VENDING MACHINES AND MECHANISMS FOR COIN-OPERATED EQUIPMENT; DATA PROCESSING EQUIPMENT, NAMELY, HAND-HELD DATA STORAGE AND COMMUNICATIONS DEVICES, NAMELY, PDAs OR PERSONAL DIGITAL ASSISTANT DEVICES, AND COMPUTERS; ACCESSORY EQUIPMENT FOR A TELEVISION OR FOR OTHER ELECTRONIC EQUIPMENT, NAMELY, ELECTRONIC GAME CONSOLES, VIDEO CASSETTE PLAYERS, DIGITAL VIDEO DISK PLAYERS, AND COMPUTER MODEMS FOR CONNECTION TO REMOTE DATABASES AND FOR ELECTRONIC COMMUNICATION; PROGRAMMED MACHINE-READABLE DATA MEDIA, NAMELY, COMPUTER DISKETTES, COMPACT DISKS, AUDIO RECORDING TAPE, VIDEO RECORDING TAPE, AND DIGITAL VIDEO DISKS FEATURING EDUCATIONAL COMPUTER PROGRAMS PROVIDING INSTRUCTION IN BUSINESS MANAGEMENT SOLUTIONS FOR COMMERCE CONDUCTED OVER THE INTERNET AND ELECTRONIC DATABASES IN THE FIELD OF COMMERCE CONDUCTED OVER THE INTERNET, COMPUTER GAMES, MUSIC, PHOTOGRAPHS AND MOTION PICTURES; EXPOSED CAMERA AND X-RAY FILM; PRERECORDED CASSETTES, CDs, CD-ROMs, TAPES, COMPUTER DISKETTES AND DIGITAL VIDEO DISKS FEATURING EDUCATIONAL RECORDINGS, RECORDINGS FOR ENTERTAINMENT, MUSIC, PHOTOGRAPHS AND MOTION PICTURES; INTERACTIVE, ELECTRONIC, USER-ORIENTED COMPUTER SOFTWARE, NAMELY, EDUCATIONAL COMPUTER PROGRAMS AND DATABASES PROVIDING INSTRUCTION IN BUSINESS MANAGEMENT SOLUTIONS FOR COMMERCE CONDUCTED OVER THE INTERNET, COMPUTER GAMES, MUSIC, PHOTOGRAPHS AND MOTION PICTURES FOR EDUCATION AND ENTERTAINMENT COMPUTER HARDWARE AND SOFTWARE FOR USE IN ARCHIVING DATA

**International Class:** 009

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

STATIONERY; OFFICE SUPPLIES, NAMELY WRITING INSTRUMENTS, HOLDERS FOR DESKTOP CALENDARS AND BLOTTERS, AND RACKS FOR HANGING FILE FOLDERS; PAPER, NAMELY TYPING PAPER, COPIER PAPER AND COMPUTER PAPER, CARDBOARD AND GOODS MADE FROM PAPER AND CARDBOARDS, NAMELY BLOTTERS, FILE FOLDERS, CALENDARS, ENVELOPES, NOTEBOOKS, NOTEPADS, LABELS, PAGE DIVIDERS AND INDEXES; PRINTED MATERIALS, NAMELY BOOKS, MANUALS, JOURNALS AND NEWSLETTERS IN THE FIELDS OF ELECTRONIC COMMUNICATION, DATA STORAGE AND RETRIEVAL, OFFICE AND BUSINESS MANAGEMENT, ADVERTISING, AND EDUCATION AND INSTRUCTION OF CUSTOMERS; BOOKBINDINGS; ADHESIVES FOR PAPER PRODUCTS, STATIONERY OR FOR HOUSEHOLD PURPOSES; PRINTED AND PAPER TEACHING MATERIAL IN THE FIELDS OF ELECTRONIC COMMUNICATION, DATA STORAGE AND RETRIEVAL, OFFICE AND BUSINESS MANAGEMENT, AND EDUCATION AND INSTRUCTION OF CUSTOMERS; PLASTIC PACKAGING MATERIAL, NAMELY FILM, BAGS AND BUBBLE PACK FOR WRAPPING OR PACKAGING; PLAYING CARDS; PRINTING TYPE; PHOTOGRAPHS

**International Class:** 016

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

ADVERTISING AND BUSINESS SERVICES, NAMELY BUSINESS MARKETING CONSULTATION SERVICES; MARKET RESEARCH AND ANALYSIS; BUSINESS MANAGEMENT; BUSINESS ADMINISTRATION SERVICES, NAMELY, ACCOUNTING AND BOOKKEEPING FOR OTHERS; BUSINESS CONSULTING SERVICES; OFFICE WORK, NAMELY, PHOTOCOPYING AND TELEPHONE ANSWERING SERVICES; PREPARATION OF BUSINESS STATISTICAL INFORMATION; BOOKKEEPING; HOLDING AUCTIONS; INVESTIGATIONS INTO BUSINESS MATTERS; PERSONNEL MANAGEMENT AND RECRUITING CONSULTATION SERVICES; TEMPORARY EMPLOYMENT AGENCY SERVICES; REPRODUCTION OF DOCUMENTS; ADVERTISING AGENCY SERVICES, ADVERTISING SERVICE, NAMELY, DIRECT MAIL ADVERTISING AND DISTRIBUTION OF SAMPLES OF GOODS FOR OTHERS; NEGOTIATING AND CONCLUDING BUSINESS FOR OTHERS; LEASING OF OFFICE MACHINES AND EQUIPMENT; ORGANIZATION OF EXHIBITIONS FOR COMMERCIAL AND PUBLICITY PURPOSES AS REQUESTED BY CUSTOMERS IN INDUSTRY, ENTERTAINMENT AND EDUCATION FIELDS; PROCUREMENT SERVICES FOR OTHERS, NAMELY, PURCHASING SERVICES IN THE FIELDS OF INSTALLATION AND MAINTENANCE OF BUILDING SYSTEMS AND EQUIPMENT, SUPERVISION OF INSTALLATION AND MAINTENANCE CONTRACTORS, AND ACCOUNTING AND BUSINESS INVOICING SERVICES IN THE FIELD OF BUILDING SYSTEMS AND EQUIPMENT; FACILITIES MANAGEMENT OF TECHNICAL OPERATIONS; TALENT AGENCY SERVICES; PREPARATION OF TECHNICAL EXPERT BUSINESS REPORTS; LEASING OF VENDING MACHINES; OPINION POLLING FOR ADVERTISING OR BUSINESS PURPOSES; PROVISION OF ADVERTISING SPACE FOR OTHERS VIA ELECTRONIC MEDIA, JOURNALS AND NEWSLETTERS FOR COMMERCIAL PURPOSES

**International Class:** 035

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

INSTALLATION, MAINTENANCE AND REPAIR OF TELECOMMUNICATIONS EQUIPMENT; INSTALLATION AND MAINTENANCE OF TECHNICAL EQUIPMENT, NAMELY COMPUTER NETWORKS; INSTALLATION OF THE INFORMATION AND COMMUNICATIONS INFRASTRUCTURE OF BUILDINGS; RESIDENTIAL AND COMMERCIAL CLEANING SERVICES; PLANNING AND ADVICE RELATING TO DESIGN AND CONSTRUCTION WORK; ADAPTATION AND IMPLEMENTATION OF COMPUTER HARDWARE

**International Class:** 037

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

TELECOMMUNICATIONS SERVICES, NAMELY OPERATION OF TELECOMMUNICATIONS NETWORKS; TECHNICAL SUPPORT SERVICES OF AN ONLINE RETAIL STORE, NAMELY PROVIDING TELECOMMUNICATIONS CONNECTIONS TO GLOBAL COMPUTER NETWORK; ONLINE SERVICE PROVIDER, NAMELY PROVIDING MULTIPLE USER ACCESS TO A GLOBAL COMPUTER NETWORK; ONLINE SERVICE PROVIDER, NAMELY TRANSMISSION OF DATA, IMAGES AND DOCUMENTS VIA COMPUTER TERMINAL AND ELECTRONIC

MAIL SERVICES; LEASING OF TELECOMMUNICATIONS EQUIPMENT; PROVISION OF INTERNET AND INTRANET COMMUNICATION FACILITIES, NAMELY COLLOCATION SERVICES WHEREBY CUSTOMERS INSTALL TELECOMMUNICATIONS EQUIPMENT IN CONDITIONED EQUIPMENT FACILITIES, AND THE TECHNICAL OPERATION AND ADMINISTRATION OF PREMISES; TELECOMMUNICATIONS AND COMPUTER NETWORK PLANNING

**International Class:** 038

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

COMPUTER SOFTWARE DESIGN FOR OTHERS IN THE FIELD OF DATA PROCESSING AND TELECOMMUNICATIONS; UPDATING OF COMPUTER SOFTWARE; AND PROVIDING A DATABASE FEATURING GENERAL AND LOCAL NEWS, AND INFORMATION OF INTEREST TO SPECIFIC GEOGRAPHIC AREAS; LEASING OF DATA PROCESSING EQUIPMENT, NAMELY, COMPUTERS; SOFTWARE DEVELOPMENT FOR OTHERS, NAMELY, OF INTERACTIVE ELECTRONIC USER-ORIENTED SOFTWARE; TECHNICAL ADVICE, EXPERTS' ADVISORY SERVICES AND PREPARATION OF TECHNICAL EXPERT REPORTS IN THE FIELD OF COMPUTER SOFTWARE DESIGN; UPDATING OF DATA AND SOFTWARE USING INFORMATION FROM POINT OF SALE TERMINALS; CONSULTATION AND ADVICE IN THE FIELD OF ELECTRONIC MEDIA; ARCHITECTURAL DESIGN; SERVICES OF A PHYSICIST; ENGINEERING SERVICES; DETECTIVE AGENCY SERVICES; LANGUAGE AND BRAILLE TRANSLATIONS; MATERIALS TESTING; ACCOMMODATION SERVICES, NAMELY, MAKING RESERVATIONS AND BOOKING FOR TEMPORARY LODGING; MONITORING OF THE TECHNICAL EQUIPMENT INSTALLED IN TELECOMMUNICATIONS FACILITIES; SECURITY GUARD SERVICES; TECHNICAL CONSULTATION AND EXPERT ADVISORY SERVICES IN THE FIELD OF DATA PROCESSING AND TELECOMMUNICATIONS; ONLINE COMPUTER SERVICES, NAMELY, PROVIDING A WIDE VARIETY OF GENERAL INFORMATION IN THE FIELDS OF MESSAGES, E-MAIL, VOICE MAIL, DOCUMENTS, FILES, PERSONAL DATA, NEWS, WEATHER, SPORTS, AND TRAVEL BY MEANS OF DATABASES AVAILABLE THROUGH A GLOBAL COMPUTER NETWORK

**International Class:** 042

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**Basis:** 44(e)

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#### ADDITIONAL INFORMATION

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**Foreign Registration Number:** 30027198

**Foreign Registration Date:** 2000-11-07

**Country:** Fed Rep Germany

**Foreign Expiration Date:** 2010-04-30

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#### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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2003-03-25 - Registered - Principal Register  
2002-12-31 - Published for opposition  
2002-12-11 - Notice of publication  
2002-10-28 - Approved for Pub - Principal Register (Initial exam)  
2002-10-23 - Examiner's amendment mailed  
2002-10-21 - EXAMINERS AMENDMENT E-MAILED  
2002-06-06 - Final refusal mailed  
2002-04-29 - Case file assigned to examining attorney  
2002-03-28 - Communication received from applicant  
2002-03-28 - PAPER RECEIVED  
2001-10-01 - Non-final action mailed  
2001-09-21 - Case file assigned to examining attorney

---

**CONTACT INFORMATION**

---

**Correspondent (Owner)**

Peter M. Ferrell III (Attorney of record)

PETER M. FERRELL III  
EILEEN T. BROWN ASSOCIATES LLC  
90 CRYSTAL RUN RD STE 401  
MIDDLETOWN NY 10941-7102  
United States

**Phone Number:** 845-703-1661

**Fax Number:** 845-703-1558

**Domestic Representative**

Eileen T. Brown

**Phone Number:** 845-703-1661

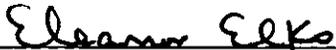
**Fax Number:** 845-703-1558

---

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2003, I served the foregoing Declaration of Joan Kupersmith Larkin in Support of Opposer's Motion for Summary Judgment on the applicant by depositing a true copy thereof in a sealed envelope, postage prepaid, in First-Class U.S. mail addressed to applicant's counsel as follows:

Bruce Perkins, Esq.  
Fritz, Byrne, Head & Harrison LLP  
98 San Jacinto Boulevard, Suite 2000  
Austin, TX 78701-4288

  
\_\_\_\_\_  
Eleanor Elko