

UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

Wolfson

THIS OPINION IS NOT A
PRECEDENT OF THE T.T.A.B.

Mailed: August 5, 2008

Opposition Nos. **91163307** and
91163331

SARAMAR, L.L.C., SARA LEE
CORPORATION AND HBI BRANDED
APPAREL ENTERPRISES LLC

v.

ARCTICSHIELD, INC.

Before Quinn, Holtzman and Walsh,
Administrative Trademark Judges.

By the Board:

On July 7, 2008, the Board found that opposers' motion for summary judgment was well-taken, but noted that the copy of the registration upon which opposers based their assertion of priority did not show current status or title, and that opposers had not submitted any other proof of the status and title of their pleaded registration.

Accordingly, the Board allowed opposers time to submit a status and title copy thereof to demonstrate the absence of a genuine issue of material fact with respect to the validity and ownership of the registration.

On July 21, 2008, opposers submitted a status and title copy of U.S. Trademark Registration No. 2913784. The submission is accepted.

In view thereof, opposers have shown that no genuine issues of material fact exist as to their pleaded claim of likelihood of confusion, and the motion for summary judgment is granted.

Accordingly, judgment is hereby entered against applicant, the opposition is sustained, and registration to applicant is refused.

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