

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

Digi International Inc.

Opposer,

V.

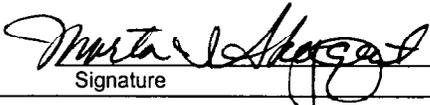
PC-POS (North America) Inc.

Respondent.

Opposition No. _____

NOTICE OF OPPOSITION

Commissioner of Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

EXPRESS MAIL MAILING LABEL	
NUMBER	ED113625691US
DATE OF DEPOSIT	<i>12-29-04</i>
I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451.	
 Signature	

Madam:

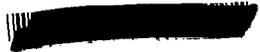
Digi International Inc., a Delaware corporation having a place of business at 11001 Bren Road East, Minnetonka, Minnesota 55343, believes that it will be damaged by the registration of application Serial No. 76/561,585 for the mark DIGIPOS ("Respondent's Mark"), in International Class 9, and hereby opposes the same through this Notice of Opposition.

As grounds for opposing registration of the marks set forth in the above-referenced applications, it is alleged as follows:

01/06/2005 HPHAM1 00000059 76561585

01 FC:6402

300.00 OP


12-30-2004

U.S. Patent & TMO/TM Mail Rcpt Dt. #74

1. The Respondent seeks to register the subject mark as a trademark for: “Computer hardware, peripheral equipment and software for use in controlling point-of-sale transactions, and managing point-of-sale information and all retail store management procedures” in International Class 9. Respondent’s application for registration of DIGIPOS was filed on November 21, 2003, and was published for opposition in the Official Gazette on August 31, 2004. Respondent claims a date of first use in commerce of January 30, 2002. A printout from the PTO database showing the details of the application is enclosed at Exhibit A.

2. Opposer is a well-known and well-respected manufacturer of computer connectivity hardware and software used to provide both wired and wireless connectivity between local and wide area networks, to facilitate both wired and wireless remote access to computer networks and to the Internet, and to provide both wired and wireless connectivity for intelligent devices to local and wide area networks and to the Internet. Opposer also provides services in the areas of installation, maintenance and repair of computer hardware and software; manufacture of computer hardware to the specification of others; training in the use of computer hardware and software; design for others in the field of computer network connectivity hardware and software; and technical support of hardware and software. All Opposer’s goods and services are offered and sold under Opposer’s distinctive DIGI house mark.

3. Opposer is the owner of United States Trademark Registration No. 1,666,495 for the mark DIGIBOARD in connection with “microcomputer hardware and computer programs for use in communications.” The Registration, which was issued

on the Principal Register on December 3, 1991, in International Class 9, has become incontestable pursuant to Opposer's filing of a Declaration Under Sections 8 & 15 of the Trademark Act. The filing date of the registration is June 22, 1990. The date of first use of the mark in commerce cited in the registration is July 23, 1985. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit B.

4. Opposer is the owner of United States Trademark Registration No. 2,019,613 for the mark DIGI & DESIGN in connection with "microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for terminal emulation, software for data communications in multi-user systems, software for data communications in local area networks, and software for remote local area network access." The Registration, which was issued on the Principal Register on November 26, 1996, in International Class 9, has become incontestable pursuant to Opposer's filing of a Declaration Under Sections 8 & 15 of the Trademark Act. The filing date of the registration is July 11, 1994. The date of first use of the mark in commerce cited in the registration is July 1994. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit C.

5. Opposer is the owner of United States Trademark Registration No. 2,132,925, for the mark DIGI INTERNATIONAL in connection with "microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for

terminal emulation, software for data communications in multi-user systems, software for data communications in local area networks, and software for remote local area network access.” The Registration was issued on the Principal Register on January 27, 1998, in International Class 9. The filing date of the registration is January 18, 1994. The date of first use of the mark in commerce cited in the registration is April 30, 1997. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit D.

6. Opposer is the owner of United States Trademark Registration No. 2,148,245, for the mark DIGI CLASSICBOARD in connection with “computer network connectivity hardware and software.” The Registration was issued on the Principal Register on March 31, 1998, in International Class 9. The filing date of the registration is June 13, 1996. The date of first use of the mark in commerce cited in the registration is September 13, 1996. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit E.

7. Opposer is the owner of United States Trademark Registration No. 2,193,984, for the mark DIGI CONNECTS & DESIGN in connection with “computer hardware and software for data communications and hardware and software designed to operate with data communications products” in Class 9. The Registration was issued on the Principal Register on October 6, 1998, in International Class 9. The filing date of the registration is April 4, 1995. The date of first use of the mark in commerce cited in the registration is December 1, 1995. A printout from the PTO

database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit F.

8. Opposer is the owner of United States Trademark Registration No. 2,200,945, for the mark DIGI & DESIGN in connection with “Computer network connectivity hardware and software”, in Class 9; “Maintenance and/or repair of computer network connectivity hardware”, in Class 37; “Manufacture of computer network connectivity hardware to the specification of others”, in Class 40; “Training, namely, providing classes and seminars in the use of computer network connectivity hardware and software”, in Class 41; and “Design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others”, in Class 42. The Registration was issued on the Principal Register on November 3, 1998. The filing date of the registration is December 18, 1996. The date of first use of the mark in commerce cited in the registration in Classes 9, 37, 40, 41 and 42 is July 1994. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit G.

9. Opposer is the owner of United States Trademark Registration No. 2,317,478, for the mark DIGI (Stylized) in connection with “microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for terminal emulation,

software for data communications in multi-user systems, software for data communications in local area networks, and software for remote local area network access”, in Class 9; “Maintenance and/or repair of computer network connectivity hardware”, in Class 37; “Manufacture of computer network connectivity hardware to the specification of others”, in Class 40; “Training, namely, providing classes and seminars in the use of computer network connectivity hardware and software”, in Class 41; and “Design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others”, in Class 42. The Registration was issued on the Principal Register on February 15, 2000. The filing date of the registration is November 5, 1996. The date of first use of the mark in commerce cited in the registration in Classes 9, 37, 40, 41 and 42 is July 23, 1985. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit H.

10. Opposer is the owner of United States Trademark Registration No. 2,319,992, for the mark DIGI in connection with “Computer network connectivity hardware and software”, in Class 9; “Maintenance and/or repair of computer network connectivity hardware”, in Class 37; “Manufacture of computer network connectivity hardware to the specification of others”, in Class 40; “Training, namely, providing classes and seminars in the use of computer network connectivity hardware and software”, in Class 41; and “Design for others of computer network connectivity

hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others”, in Class 42. The Registration was issued on the Principal Register on February 22, 2000. The filing date of the registration is November 5, 1996. The date of first use of the mark in commerce cited in the registration in Classes 9, 37, 40, 41 and 42 is July 23, 1985. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit I.

11. Opposer is the owner of United States Trademark Registration No. 2,369,665, for the mark DIGI & DESIGN in connection with “Maintenance and/or repair of computer network connectivity hardware”, in Class 37; “Manufacture of computer network connectivity hardware to the specification of others”, in Class 40; “Training, namely, providing classes and seminars in the use of computer network connectivity hardware and software”, in Class 41; and “Design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others”, in Class 42. The Registration was issued on the Principal Register on July 25, 2000. The filing date of the registration is December 3, 1996. The date of first use of the mark in commerce cited in the registration in Classes 37, 40, 41 and 42 is July 1994. A printout from the PTO database showing the

current status of the Registration is attached and made part of this Notice of Opposition as Exhibit J.

12. Opposer is the owner of United States Trademark Registration No. 2,392,683, for the mark DIGI INTERNATIONAL in connection with “Maintenance and/or repair of computer network connectivity hardware”, in Class 37; “Manufacture of computer network connectivity hardware to the specification of others”, in Class 40; “Training, namely, providing classes and seminars in the use of computer network connectivity hardware and software”, in Class 41; and “Design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others”, in Class 42. The Registration was issued on the Principal Register on October 10, 2000. The filing date of the registration is October 27, 1998. The date of first use of the mark in commerce cited in the registration in Classes 37, 40, 41 and 42 is July 1994. A printout from the PTO database showing the current status of the Registration, is attached and made part of this Notice of Opposition as Exhibit K.

13. Opposer is the owner of United States Trademark Registration No. 2,630,891, for the mark DIGI (Block Letter) in connection with “Computer network connectivity hardware and computer network connectivity software, namely, multi-modem communication adapters, multiport serial adapters, USB-to serial converters, USB expansion hubs, USB remote access servers, terminal servers, printer servers,

device servers, and network serial concentrators, all used to provide wired and wireless connectivity between local and wide area networks, to provide Universal Serial Bus (USB) connectivity, to provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access” in Class 9 and “Consulting and Design Services in Connection With Computer Network Connectivity Hardware, Wired and Wireless, and Computer Network Connectivity Software; Maintenance, Repair and Technical Support in the Field of Computer Network Connectivity Hardware and Computer Network Connectivity Software, Namely, Telephone Support Provided to Customers”, in Class 42. The Registration was issued on the Principal Register on October 8, 2002. The filing date of the registration is October 27, 1998. The date of first use of the mark in commerce cited in the registration in Classes 9 and 42 is July 23, 1985. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit L.

14. Opposer is the owner of United States Trademark Registration No. 2,912,411, for the mark DIGI CONNECT in connection with “Computer network connectivity hardware and computer network connectivity software” in Class 9. The Registration was issued on the Principal Register on December 21, 2004. The filing date of the registration is October 14, 2003. The date of first use of the mark in commerce cited in the registration in Classes 9 is December 1, 1995. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit M.

15. Opposer is the owner of United States Trademark Registration No. 2,765,124, for the mark DIGI ONE in connection with “Computer network connectivity hardware, namely, external and embedded computer hardware used to network enable serial components” in Class 9. The Registration was issued on the Principal Register on September 16, 2003. The filing date of the registration is September 7, 2001. The date of first use of the mark in commerce cited in the registration in Classes 9 is September 2001. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit N.

16. Opposer is the owner of United States Trademark Registration No. 2,701,154, for the mark DIGI NEO in connection with “Computer network connectivity hardware and computer network connectivity software” in Class 9. The Registration was issued on the Principal Register on March 25, 2003. The filing date of the registration is April 11, 2001. The date of first use of the mark in commerce cited in the registration in Classes 9 is May 24, 2001. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit O.

17. Opposer is the owner of United States Trademark Registration No. 2,743,267 for the mark DIGI CONNECTWARE in connection with “Computer Network Connectivity Hardware for Data Communications” in Class 9. The Registration was issued on the Principal Register on July 29, 2003. The filing date of the registration is January 9, 2001. The date of first use of the mark in commerce cited in the registration

in Classes 9 is March 31, 2001. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit P.

18. Opposer is the owner of United States Trademark Registration No. 2,802,150 for the mark DIGI ONE REALPORT in connection with “Computer network connectivity hardware and software, namely, external and embedded computer hardware and embedded computer software used to network enable serial components” in Class 9. The Registration was issued on the Principal Register on January 6, 2004. The filing date of the registration is February 26, 2003. The date of first use of the mark in commerce cited in the registration in Classes 9 is October 2001. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit Q.

19. Opposer is the owner of United States Trademark Registration No. 2,802,149 for the mark DIGI ONE IA REALPORT in connection with “Computer network connectivity hardware and software, namely, external and embedded computer hardware and embedded computer software used to network enable serial components for industrial automation environments and applications” in Class 9. The Registration was issued on the Principal Register on January 6, 2004. The filing date of the registration is February 26, 2003. The date of first use of the mark in commerce cited in the registration in Classes 9 is January 2002. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit R.

20. Opposer is the owner of United States Trademark Registration No. 2,624,198 for the mark WWW.DIGI.COM in connection with “computer network connectivity hardware and computer network connectivity software, namely, multi-modem communication adapters, multiport serial adapters, USB-to serial converters, USB expansion hubs, USB remote access servers, terminal servers, print servers, device servers, and network serial concentrators, all used to provide wired and wireless connectivity between local and wide area networks, to provide Universal Serial Bus (USB) connectivity, to provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access” in Class 9 and “consulting and design services in connection with computer network connectivity hardware and computer network connectivity software; maintenance and repair of computer network software; and technical support services, namely, troubleshooting of computer hardware and software problems via a telephone support service provided to purchasers and users of network connectivity hardware and software.” in Class 42. The Registration was issued on the Principal Register on September 24, 2002. The filing date of the registration is May 22, 2001. The date of first use of the mark in commerce cited in the registration in Classes 9 and 42 is March 31, 1999. A printout from the PTO database showing the current status of the Registration is attached and made part of this Notice of Opposition as Exhibit S.

21. Opposer has been using the formative DIGI in commerce in connection with computer connectivity hardware and software, and associated services, continually since at least as early as 1985. Opposer has acquired substantial common law rights in its

marks, registered and unregistered, long prior to November 21, 2003, the filing date for Respondent's mark.

22. Opposer has expended considerable amounts of money, time and effort in advertising, promoting and popularizing its marks, so that the public in general, and the purchasing public in particular, have come to know and recognize Opposer's marks and goods and services and to know that the same originate with and belong to Opposer. Opposer's DIGI brand connectivity hardware and software products are used to provide connectivity between local and wide area networks, to facilitate remote access to computer networks and to the Internet, to connect peripheral devices to the Internet, and to connect intelligent devices to local and wide area networks. Opposer's products are used extensively as components of point-of-sale systems in retail and distribution centers, pay-at-the-pump systems, and in interactive kiosks. Applicant claims to use the mark DIGIPOS for "computer hardware, peripheral equipment and software for use in controlling point-of-sale transactions, and managing point-of-sale information and all retail store management procedures." Therefore, confusion, mistake and deception in the trade and in the minds of purchasers as to the source or origin of the respective goods and services are likely to result.

23. Opposer's family of DIGI marks and Respondent's Mark are so close to one another in appearance, sound, and in connotation as to be likely to cause confusion. In fact, Respondent's mark is comprised of the identical mark DIGI combined with the POS which used throughout the industry as the generic acronym for "point-of-sale". Moreover, the goods and services involved are identical in some respects, and closely

related in other respects, and are likely to be sold through the same trade channels and appeal to the same class of purchaser as Opposer's goods and services.

24. Opposer is well and favorably known in the United States and has built up exclusive goodwill and a good reputation in connection with its family of DIGI marks, and Opposer's goodwill and reputation will be damaged and jeopardized by Respondent's use and registration of its DIGIPOS mark.

25. Opposer's family of DIGI marks is distinctive and well known within the relevant industry. Accordingly, Opposer's DIGI marks are strong marks that enjoy a broad scope of protection.

26. Opposer has priority over Respondent as a result of its earlier continuous use of its family of DIGI marks in connection with identical and/or closely related goods and services. Opposer has used the DIGI formative mark in commerce continuously for more than fifteen years prior to the filing dates of Respondent's Marks.

27. Respondent's Marks so resemble Opposer's Digi Marks as to be likely, when used in connection with Respondent's goods and services, to cause confusion, or to cause mistake or to deceive. Respondent's DIGIPOS mark and Opposer's family of DIGI marks are visually and phonetically similar. Purchasers and prospective purchasers are likely to be confused or mistaken as to the source of the goods or services, all to the detriment of Opposer. Registration of Respondent's mark therefore should be denied registration under 15 U.S.C. §§ 1052(d).

WHEREFORE, pursuant to Section 14 of the Lanham Act, 15 U.S.C. § 1063, Opposer respectfully requests that Application Serial No. 76/561,585 be rejected, and that the registration of the mark shown for the goods and services therein specified be refused and that the present opposition be sustained.

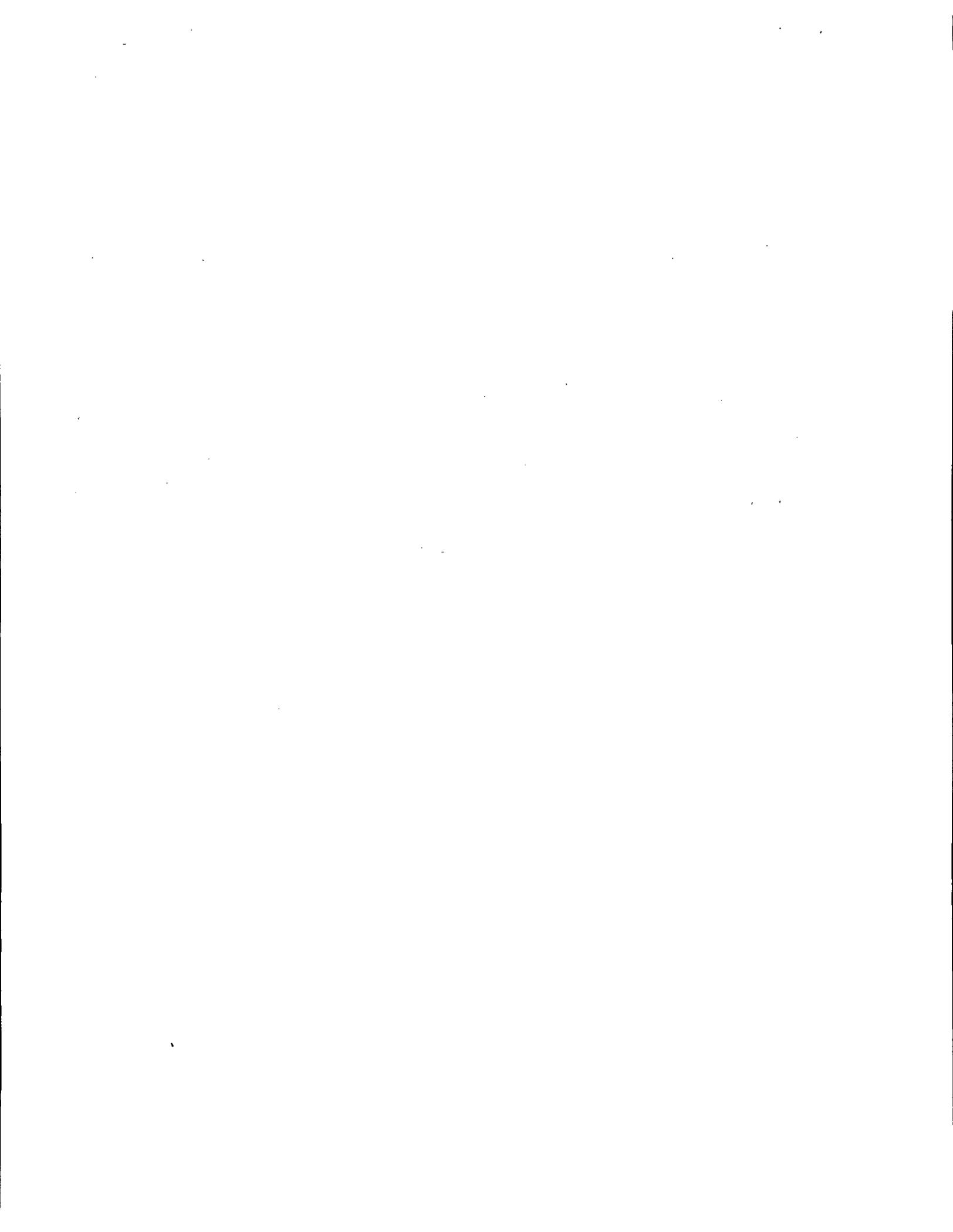
A duplicate copy of this Notice of Opposition and the fee in the amount of \$300 as required in Section 2.6(1) are enclosed herewith. The Commissioner is authorized to draw on the Deposit Account of Moss & Barnett., P.A., Account No. 502442, with reference to file 51307/469997, if the accompanying check is insufficient or inadvertently omitted. Please return the enclosed postcard to evidence receipt of this Notice of Opposition.

Respectfully submitted,

Date: December 29, 2004



Marsha Stolt, Esq.
Moss & Barnett, P.A.
4800 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402
(612) 347-0443
(612) 339-6686





UNITED STATES PATENT AND TRADEMARK OFFICE

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TRADEMARK

TESS HOME

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Record 1 out of 1

Check Status

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

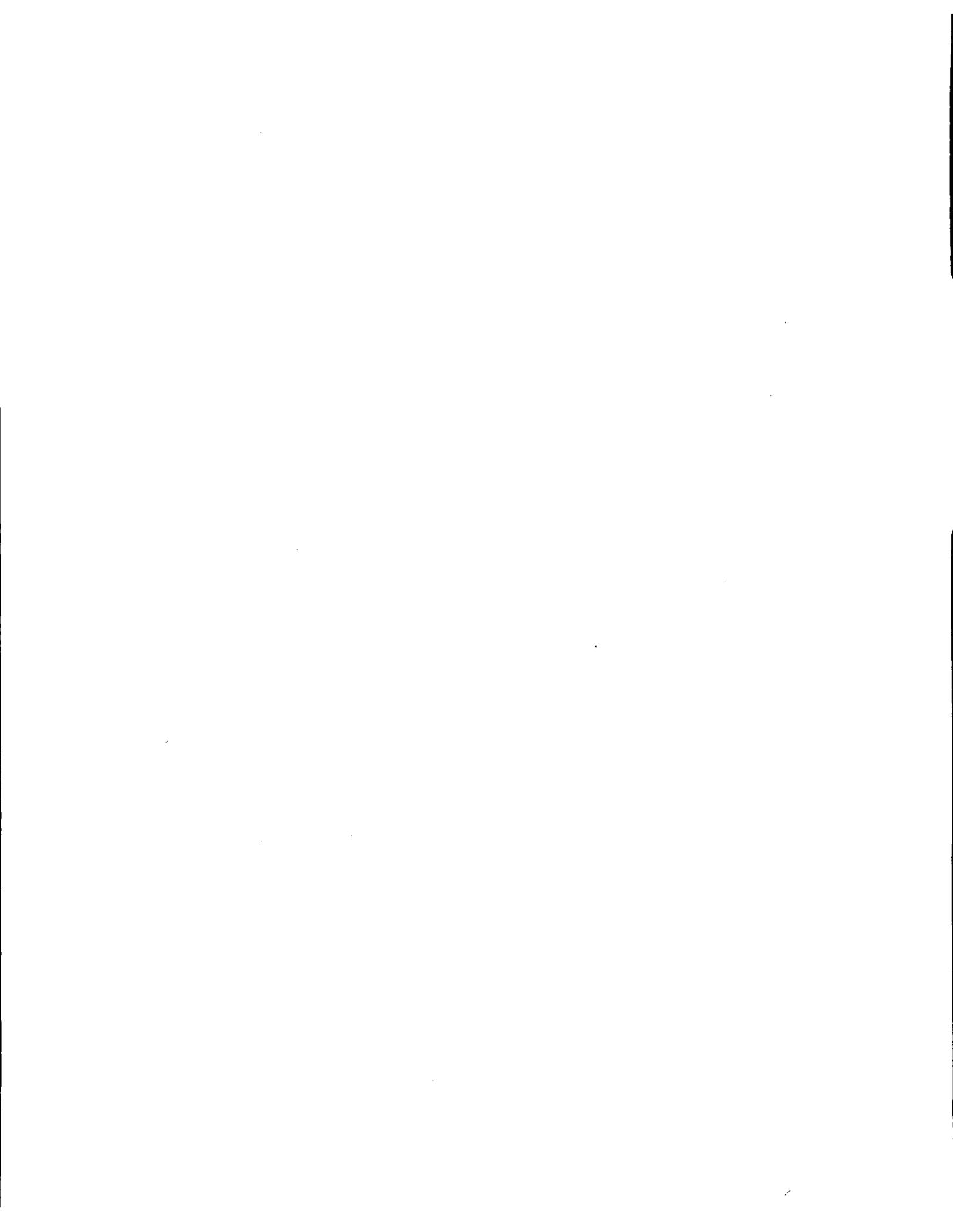
DIGIPOS

Word Mark	DIGIPOS
Goods and Services	IC 009. US 021 023 026 036 038. G & S: computer hardware, peripheral equipment and software for use in controlling point-of-sale transactions, and managing point-of-sale information and all retail store management procedures. FIRST USE: 19950201. FIRST USE IN COMMERCE: 20020130
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	76561585
Filing Date	November 21, 2003
Current Filing Basis	1A
Original Filing Basis	1A
Published for Opposition	August 31, 2004
Owner	(APPLICANT) PC-POS (NORTH AMERICA) INC. CORPORATION CANADA 309B Commissioners Road West London Ontario CANADA N6J 1Y4
Assignment Recorded	ASSIGNMENT RECORDED

Attorney of Record SERGE ANISSIMOFF
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

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This page was generated by the TARR system on 2004-12-29 15:50:35 ET

Serial Number: 74071818

Registration Number: 1666495

Mark (words only): DIGIBOARD

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-02-07

Filing Date: 1990-06-22

Transformed into a National Application: No

Registration Date: 1991-12-03

Register: Principal

Law Office Assigned: 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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-02-08

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

1. Digi International, Inc.

Address:

Digi International, Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

microcomputer hardware and computer programs for use in communications

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-02-07 - First renewal 10 year

2002-02-07 - Section 8 (10-year) accepted/ Section 9 granted

2001-12-07 - Combined Section 8 (10-year)/Section 9 filed

1997-06-25 - Section 8 (6-year) and Section 15 Filed

1997-09-19 - Section 8 (6-year) accepted & Section 15 acknowledged

1991-12-03 - Registered - Principal Register

1991-09-10 - Published for opposition

1991-08-14 - Notice of publication

1991-08-13 - Notice of publication

1991-08-10 - Notice of publication

1991-03-29 - Approved for Pub - Principal Register (Initial exam)

1991-02-13 - Communication received from applicant

1990-12-12 - Non-final action mailed

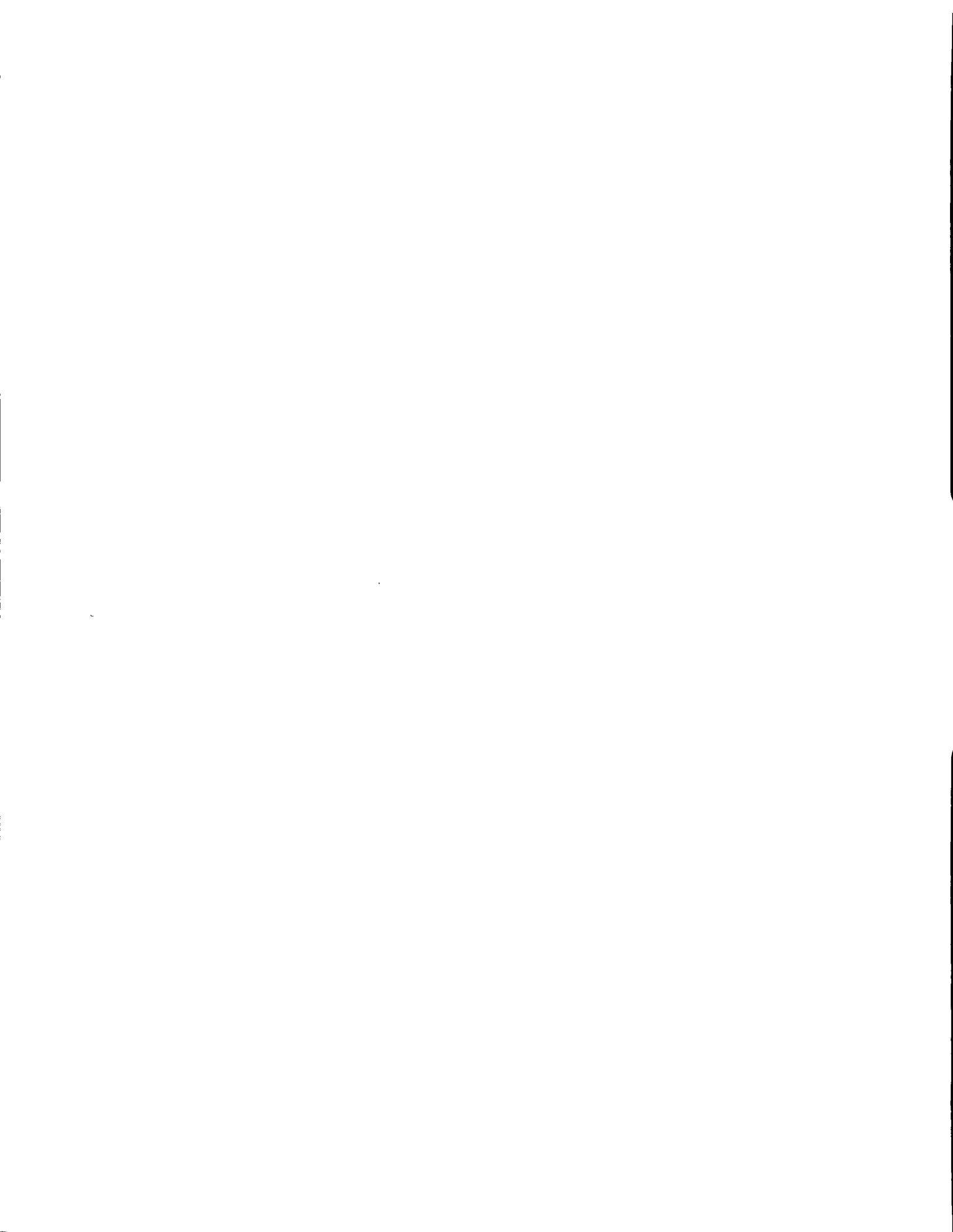
1990-11-16 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON PC
3300 DAIN RAUSCHER PLAZA
60 S. 6TH ST
MINNEAPOLIS MN 55402



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Serial Number: 74547516

Registration Number: 2019613

Mark



(words only): DIGI

Standard Character claim: No

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

Date of Status: 2002-03-04

Filing Date: 1994-07-11

Transformed into a National Application: No

Registration Date: 1996-11-26

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-03-05

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 BREN ROAD EAST
MINNETONKA, MN 55343

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for operating such microcomputer hardware, software for terminal emulation, software for data communications in multi-user systems, software for data communications in local area networks, and software for remote local area network access

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

ADDITIONAL INFORMATION

Lining and Stippling: The mark is lined to indicate the color green.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-04 - Section 8 (6-year) accepted & Section 15 acknowledged

2002-01-03 - Section 8 (6-year) and Section 15 Filed

1996-11-26 - Registered - Principal Register

1996-09-30 - Allowed for Registration - Principal Register (SOU accepted)

1996-09-27 - Case file assigned to examining attorney

1996-09-23 - Statement of use processing complete

1996-09-23 - Extension 1 granted

1996-07-16 - Extension 1 filed

1996-07-16 - Amendment to Use filed

1996-01-16 - Notice of allowance - mailed

1995-10-24 - Published for opposition

1995-10-24 - Published for opposition

1995-09-22 - Notice of publication

1995-08-07 - Approved for Pub - Principal Register (Initial exam)

1995-06-16 - Communication received from applicant

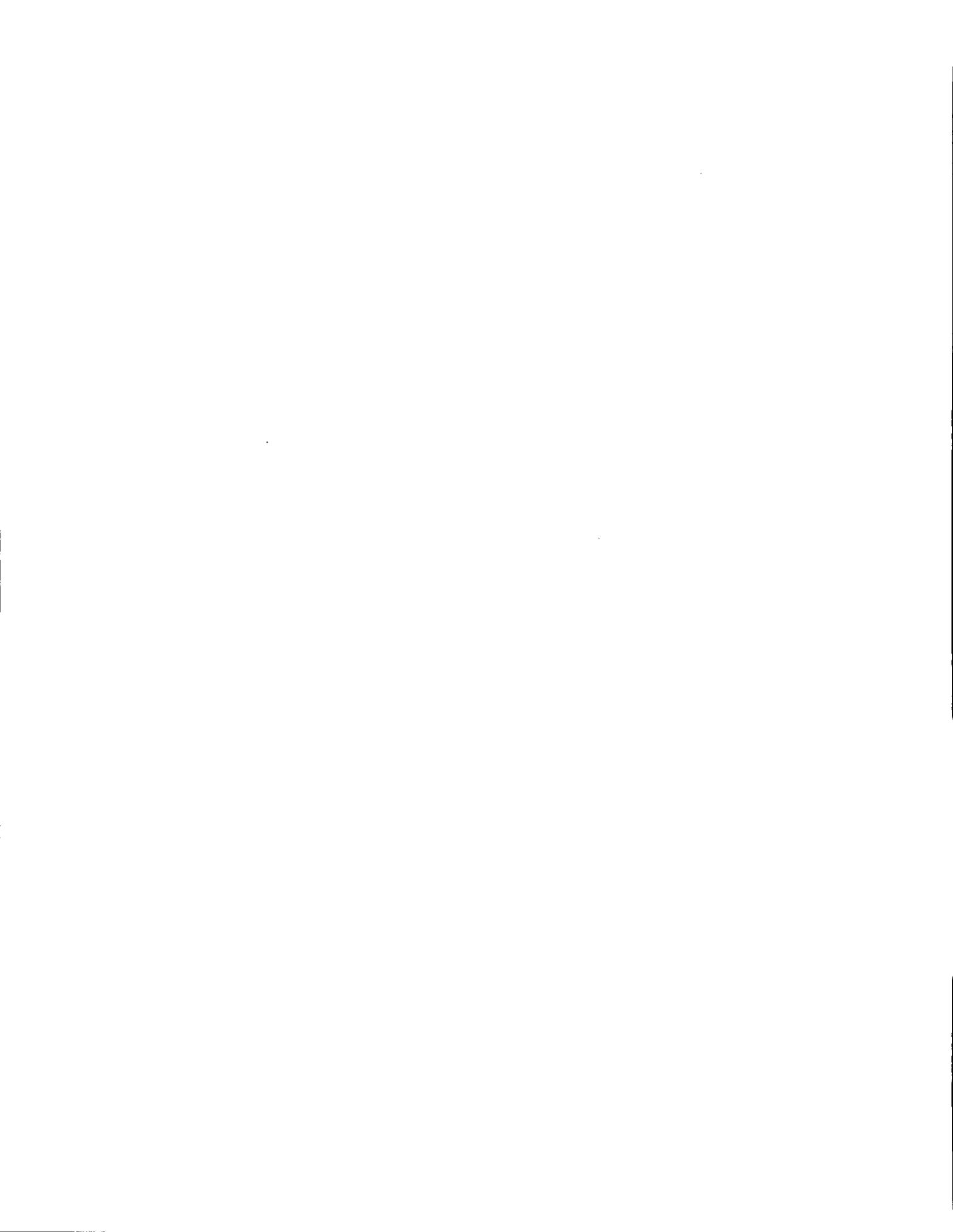
1994-12-16 - Non-final action mailed

1994-12-13 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT, ESQ.
FISH & RICHARDSON P.C., PA
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS MN 55402



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

This page was generated by the TARR system on 2004-12-29 15:49:45 ET

Serial Number: 74480054

Registration Number: 2132925

Mark (words only): DIGI INTERNATIONAL

Standard Character claim: No

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

Date of Status: 2003-10-30

Filing Date: 1994-01-18

Transformed into a National Application: No

Registration Date: 1998-01-27

Register: Principal

Law Office Assigned: LAW OFFICE 109

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

Current Location: 831 -Post Registration

Date In Location: 2003-11-24

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 BREN ROAD EAST
MINNETONKA, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

microcomputer hardware, circuit boards, microcomputer peripherals, and software, namely, software for operating such microcomputer hardware, software for terminal emulation, software for data communications in multi-user systems, software for data communications in local area networks, and software for remote local area network access, all for use in data communications

First Use Date: 1997-04-30

First Use in Commerce Date: 1997-04-30

Basis: 1(a)

ADDITIONAL INFORMATION

Disclaimer: "INTERNATIONAL"

Prior Registration Number(s):

1663234

1666496

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-10-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-07-21 - Section 8 (6-year) and Section 15 Filed

2003-07-21 - PAPER RECEIVED

1998-01-27 - Registered - Principal Register

1997-12-09 - Allowed for Registration - Principal Register (SOU accepted)

1997-12-01 - Statement of use processing complete

1997-10-27 - Amendment to Use filed

1997-05-18 - Extension 3 granted

1997-04-22 - Extension 3 filed

1996-12-15 - Extension 2 granted

1996-10-30 - Extension 2 filed

1996-08-01 - Extension 1 granted

1996-04-30 - Extension 1 filed

1995-10-31 - Notice of allowance - mailed

1995-08-08 - Published for opposition

1995-07-07 - Notice of publication

1995-05-19 - Approved for Pub - Principal Register (Initial exam)

1995-05-15 - Examiner's amendment mailed

1995-03-09 - Communication received from applicant

1994-09-06 - Non-final action mailed

1994-06-17 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON P.C., PA
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH ST.
MINNEAPOLIS MN 55402

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This page was generated by the TARR system on 2004-12-29 17:18:58 ET

Serial Number: 75118415

Registration Number: 2148245

Mark (words only): DIGI CLASSICBOARD

Standard Character claim: No

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

Date of Status: 2003-07-21

Filing Date: 1996-06-13

Transformed into a National Application: No

Registration Date: 1998-03-31

Register: Principal

Law Office Assigned: LAW OFFICE 105

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-09-11

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.
110001 BREN ROAD EAST
MINNETONKA, MN 55434
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Denmark

GOODS AND/OR SERVICES

International Class: 009

computer network connectivity hardware and software

First Use Date: 1996-09-13

First Use in Commerce Date: 1996-09-13

Basis: 1(a)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-31 - PAPER RECEIVED

2003-07-21 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-04-14 - Section 8 (6-year) and Section 15 Filed

2003-04-14 - PAPER RECEIVED

1998-09-18 - Section 7 correction issued

1998-04-20 - Section 7 amendment filed

1998-03-31 - Registered - Principal Register

1998-01-05 - Allowed for Registration - Principal Register (SOU accepted)

1997-12-22 - Examiner's amendment mailed

1997-12-17 - Previous allowance count withdrawn

1997-12-16 - Allowed for Registration - Principal Register (SOU accepted)

1997-12-10 - Case file assigned to examining attorney

1997-12-04 - Statement of use processing complete

1997-10-28 - Amendment to Use filed

1997-04-29 - Notice of allowance - mailed

1997-02-04 - Published for opposition

1997-01-04 - Notice of publication

1996-11-25 - Approved for Pub - Principal Register (Initial exam)

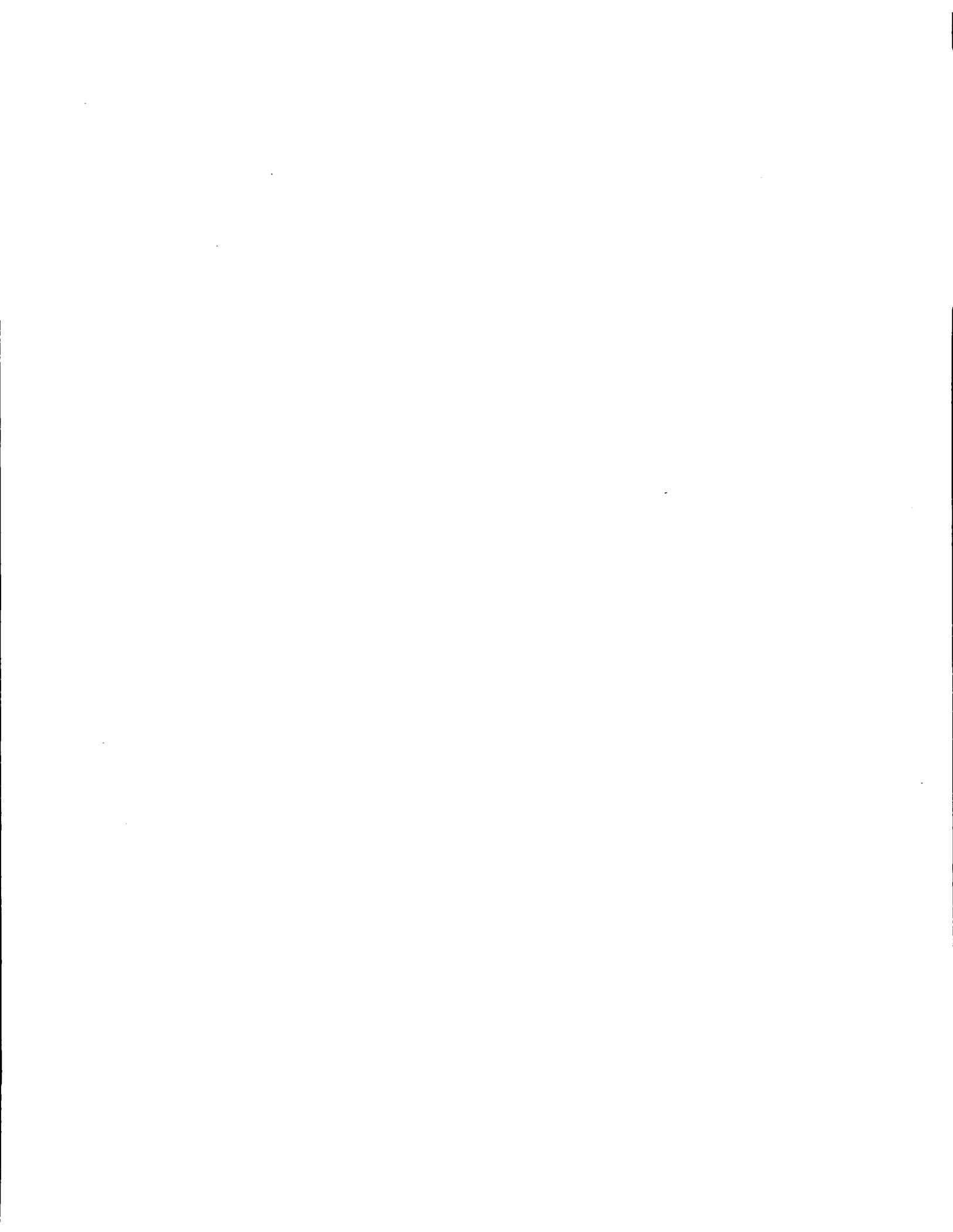
1996-11-07 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS MN 55402



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This page was generated by the TARR system on 2004-12-29 17:20:29 ET

Serial Number: 74655746

Registration Number: 2193984

Mark



(words only): DIGI CONNECTS

Standard Character claim: No

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

Date of Status: 2004-05-08

Filing Date: 1995-04-04

Transformed into a National Application: No

Registration Date: 1998-10-06

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-05-12

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 BREN ROAD EAST

MINNETONKA, MN 55343
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
computer hardware and software for data communications and hardware and software designed to operate with data communications products

First Use Date: 1995-12-01

First Use in Commerce Date: 1995-12-01

Basis: 1(a)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-03-18 - Section 8 (6-year) and Section 15 Filed

1998-10-06 - Registered - Principal Register

1998-07-28 - Allowed for Registration - Principal Register (SOU accepted)

1998-04-02 - Case file assigned to examining attorney

1998-03-23 - Statement of use processing complete

1998-02-10 - Amendment to Use filed

1997-09-03 - Extension 3 granted

1997-08-14 - Extension 3 filed

1997-03-24 - Extension 2 granted

1997-02-19 - Extension 2 filed

1996-11-08 - Extension 1 granted

1996-08-20 - Extension 1 filed

1996-02-20 - Notice of allowance - mailed

1995-11-28 - Published for opposition

1995-10-27 - Notice of publication

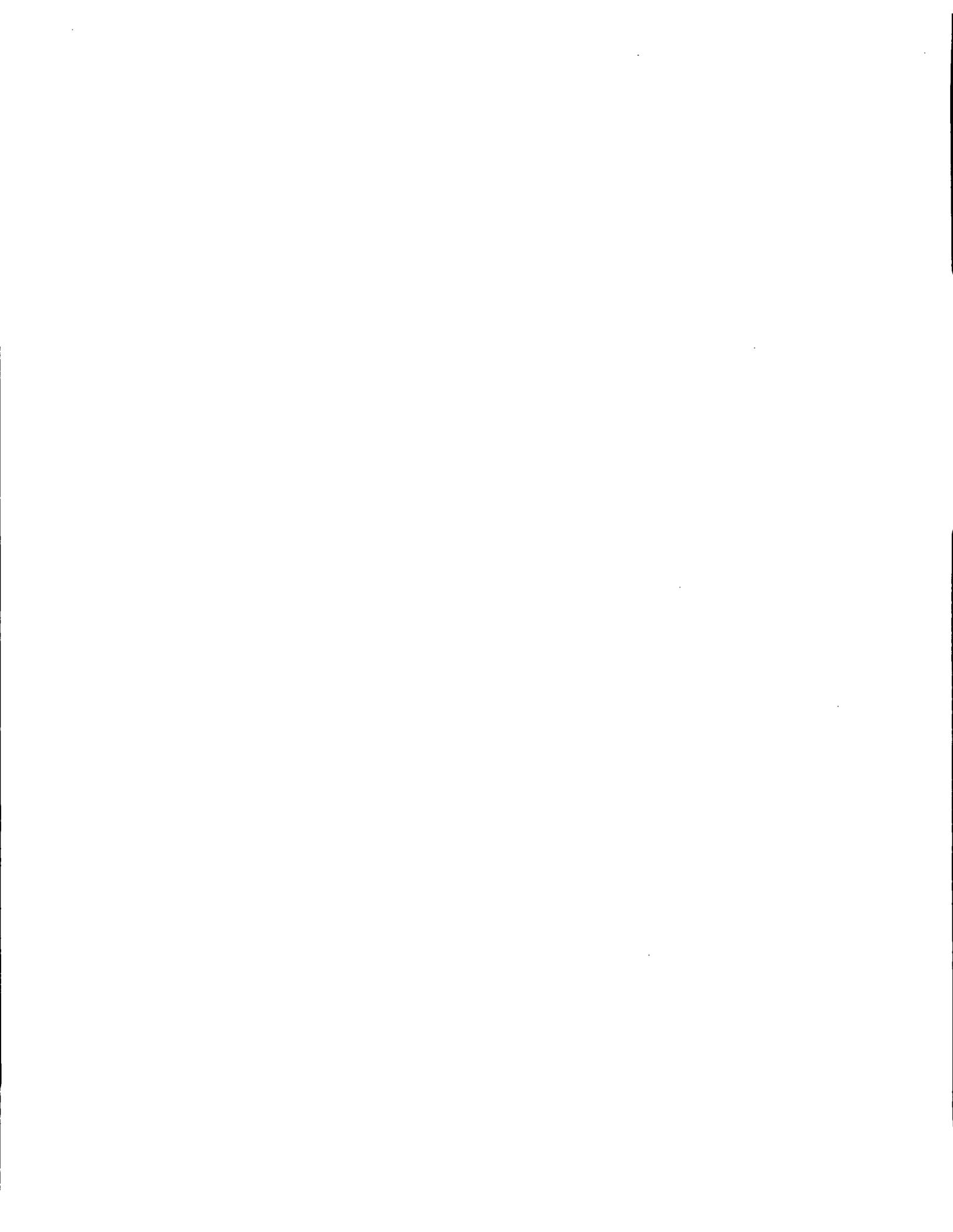
1995-09-20 - Approved for Pub - Principal Register (Initial exam)

1995-09-08 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT,
FISH y RICHARDSON, P.C.,P.A.
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS, MN 55402



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

This page was generated by the TARR system on 2004-12-29 15:46:41 ET

Serial Number: 75215067

Registration Number: 2200945

Mark



(words only): DIGI

Standard Character claim: No

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

Date of Status: 2004-03-10

Filing Date: 1996-12-18

Transformed into a National Application: No

Registration Date: 1998-11-03

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-12

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

computer network connectivity hardware and software

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 037

maintenance and/or repair of computer network connectivity hardware

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 040

manufacture of computer network connectivity hardware to the specification of others

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 041

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 042

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1663234

1666495

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-03-10 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-11-10 - Section 8 (6-year) and Section 15 Filed

1998-11-03 - Registered - Principal Register

1998-08-11 - Published for opposition

1998-07-13 - Notice of publication

1998-05-08 - Approved for Pub - Principal Register (Initial exam)

1998-02-20 - Communication received from applicant

1997-10-20 - Case file assigned to examining attorney

1997-08-20 - Non-final action mailed

1997-08-05 - Case file assigned to examining attorney

1997-07-31 - Case file assigned to examining attorney

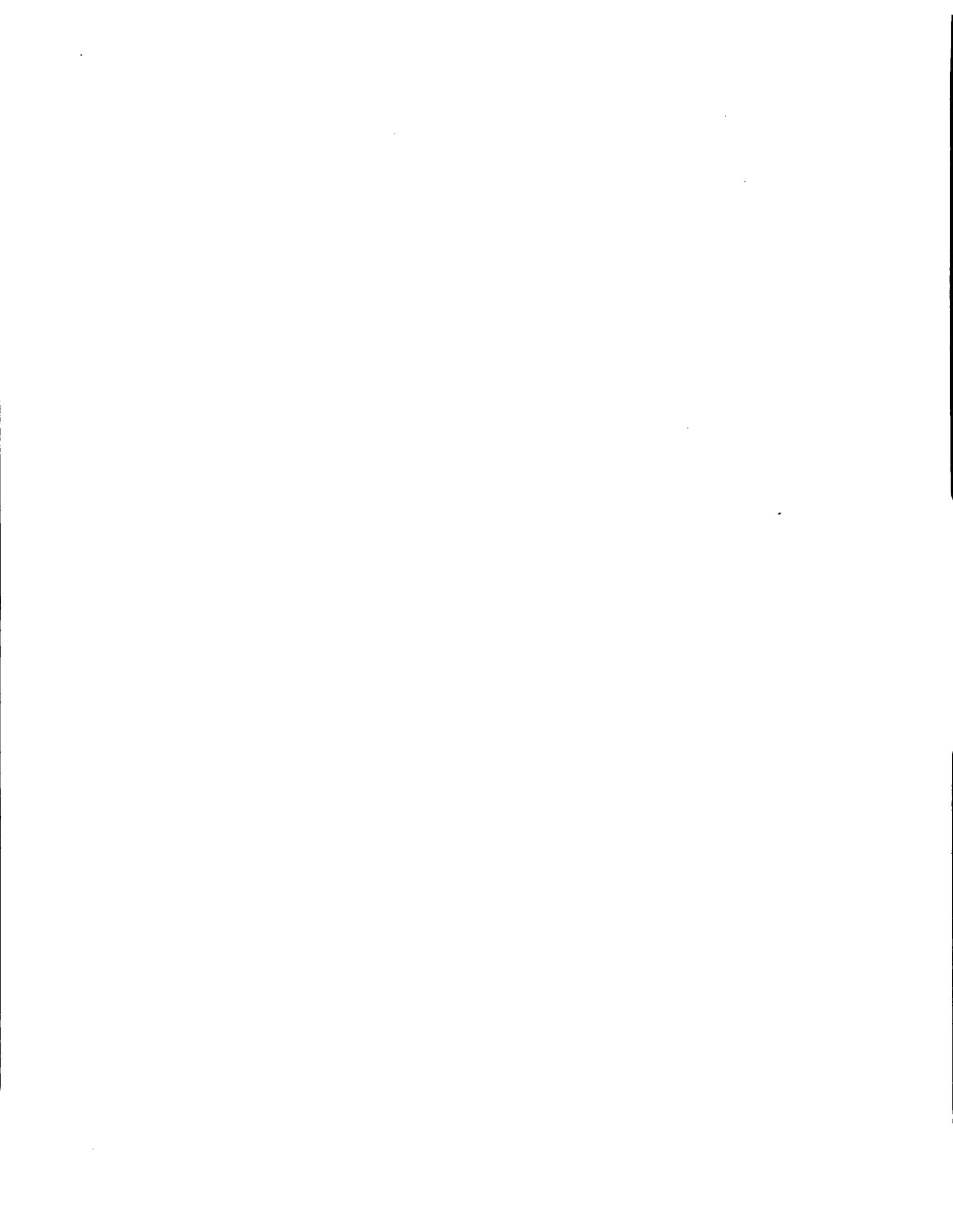
1997-07-31 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON P.C., P.A.
3300 DAIN RAUSCHER PLAZA
62 SOUTH SIXTH STREET
MINNEAPOLIS MN 55402



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

This page was generated by the TARR system on 2004-12-29 15:49:17 ET

Serial Number: 75193524

Registration Number: 2317478

Mark

Digi

(words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-02-15

Filing Date: 1996-11-05

Transformed into a National Application: No

Registration Date: 2000-02-15

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2000-02-23

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Microcomputer circuit boards and peripherals for use in connection with multi-user systems and local area networks; and microcomputer software, namely, software for operating such microcomputer hardware, software for terminal emulations, software for data communications in multi-user systems, software for data communications in local area networks and software for remote local area network access

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 037

maintenance and/or repair of computer network connectivity hardware

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 040

manufacture of computer network connectivity hardware to the specification of others

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 041

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 042

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1663234

1666495

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

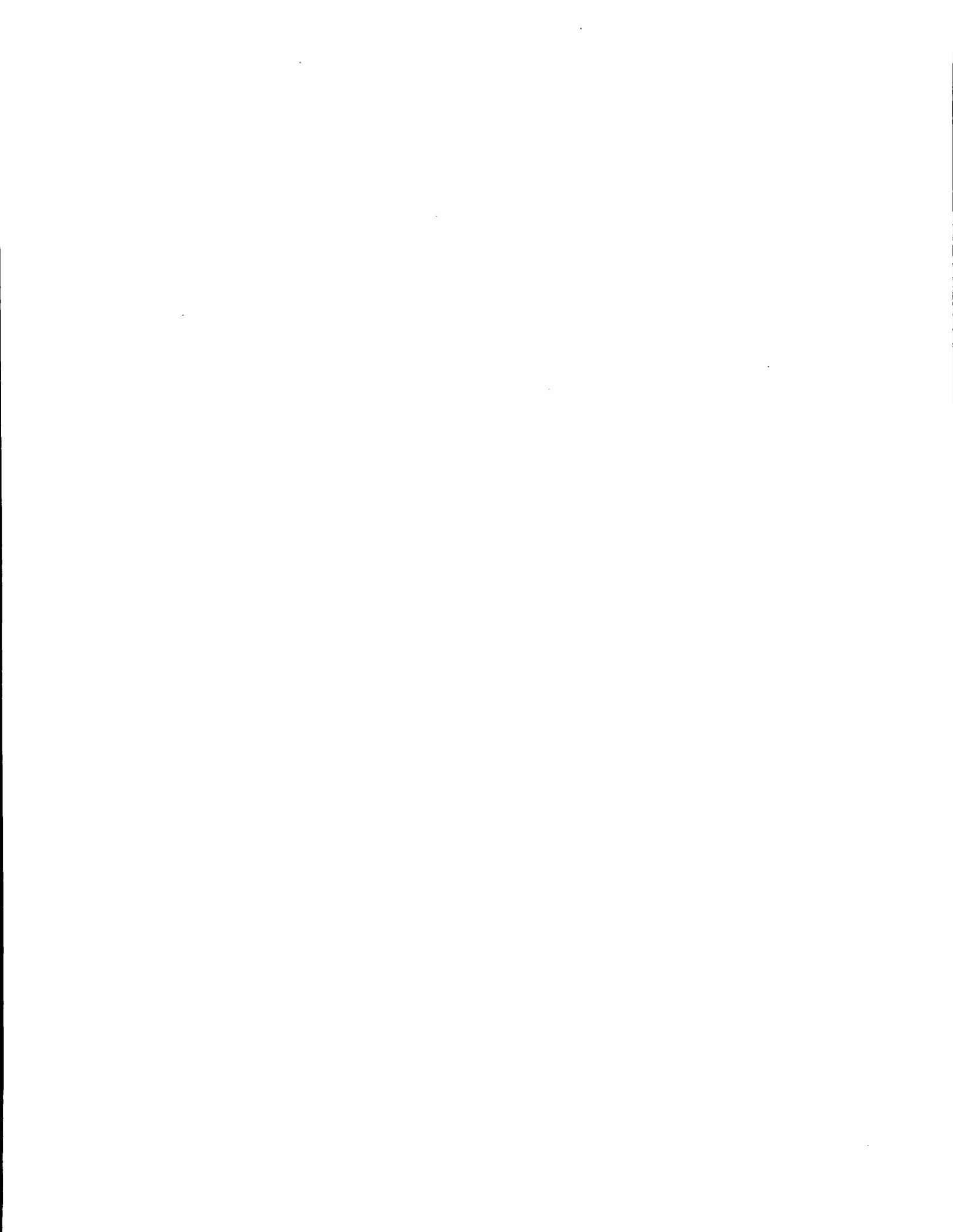
2000-02-15 - Registered - Principal Register
1999-11-23 - Published for opposition
1999-10-22 - Notice of publication
1999-08-05 - Approved for Pub - Principal Register (Initial exam)
1999-03-22 - Communication received from applicant
1998-01-27 - Letter of suspension mailed
1997-12-22 - Communication received from applicant
1997-10-21 - Case file assigned to examining attorney
1997-06-26 - Non-final action mailed
1997-06-23 - Case file assigned to examining attorney
1997-06-16 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
ARNOLD WHITE & DURKEE
PO BOX 4433
HOUSTON TX 77210-4433



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

This page was generated by the TARR system on 2004-12-29 15:48:52 ET

Serial Number: 75193725

Registration Number: 2319992

Mark (words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-02-22

Filing Date: 1996-11-05

Transformed into a National Application: No

Registration Date: 2000-02-22

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2000-03-21

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

computer network connectivity hardware and software

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 037

maintenance and/or repair of computer network connectivity hardware

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 040

manufacture of computer network connectivity hardware to the specification of others

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 041

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 042

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity hardware and software, namely, telephone support provided to purchasers and users of computer hardware and software, and writing of computer network connectivity software for others

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1663234

1666495

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2000-02-22 - Registered - Principal Register

1999-11-30 - Published for opposition

1999-10-29 - Notice of publication

1999-08-05 - Approved for Pub - Principal Register (Initial exam)

1999-03-22 - Communication received from applicant

1998-02-05 - Letter of suspension mailed

1997-12-22 - Communication received from applicant

1997-10-21 - Case file assigned to examining attorney

1997-06-26 - Non-final action mailed

1997-06-17 - Case file assigned to examining attorney

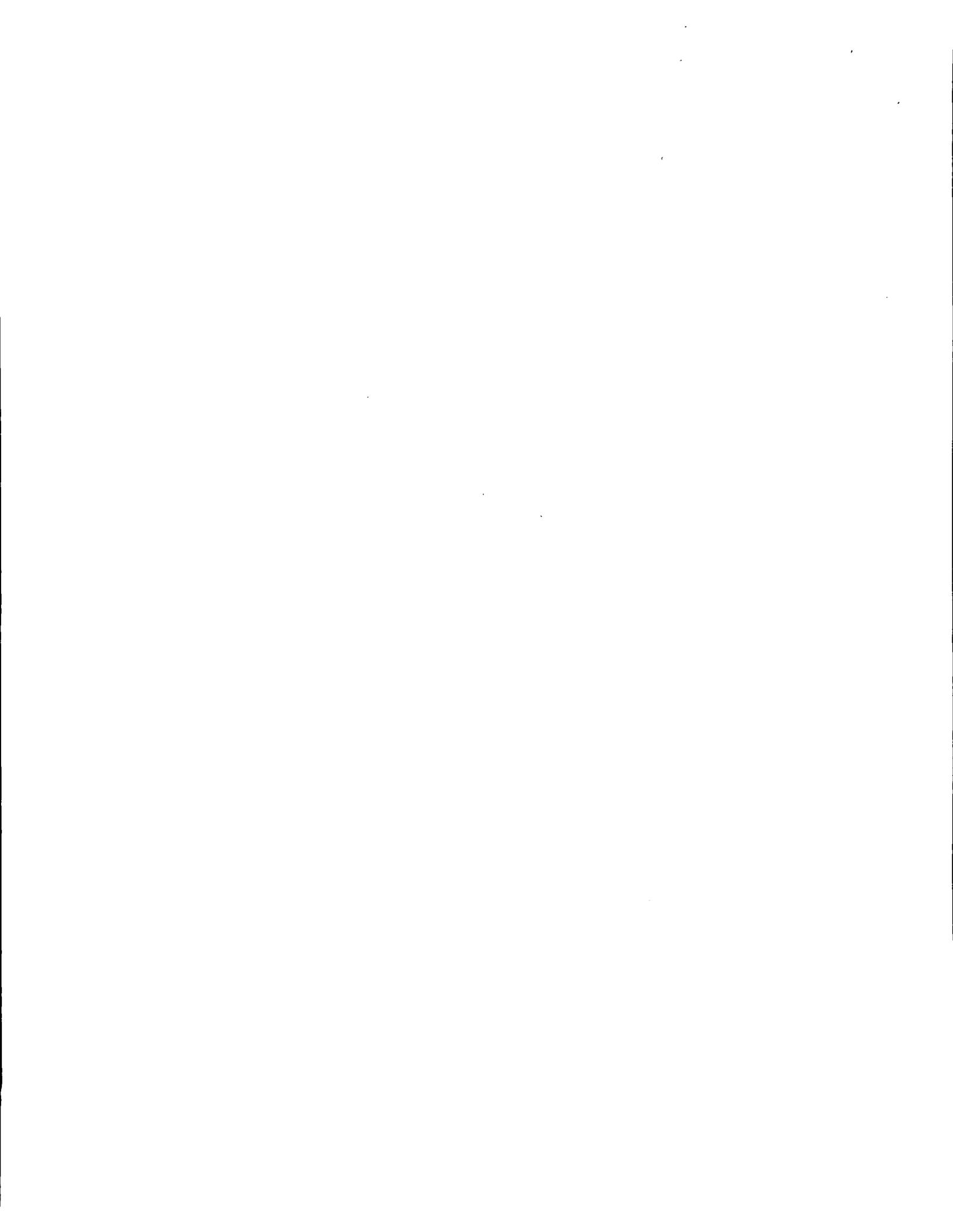
1997-06-16 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
DORSEY & WHITNEY LLP
PILLSBURY CENTER S
220 S 6TH ST
MINNEAPOLIS MN 55402



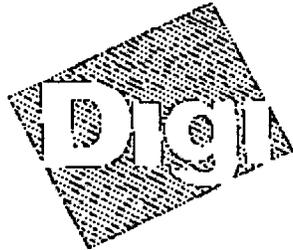
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2004-12-29 15:48:07 ET

Serial Number: 75207246

Registration Number: 2369665

Mark



(words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-07-25

Filing Date: 1996-12-03

Transformed into a National Application: No

Registration Date: 2000-07-25

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2000-07-28

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 037

maintenance and or repair of computer network connectivity hardware

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 040

manufacture of computer network connectivity hardware and software to the specification of others

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 041

training, namely, providing classes and seminars in the use of computer network connectivity hardware and software

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

International Class: 042

design for others of computer network connectivity hardware and software; maintenance, repair and technical support in the field of network connectivity computer software

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)

ADDITIONAL INFORMATION

Lining and Stippling: The drawing is lined for the color green.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2000-07-25 - Registered - Principal Register

2000-01-31 - Extension Of Time To Oppose Received

2000-01-04 - Published for opposition

- 1999-12-03 - Notice of publication
- 1999-09-27 - Approved for Pub - Principal Register (Initial exam)
- 1999-03-22 - Communication received from applicant
- 1999-02-04 - Letter of suspension mailed
- 1998-12-18 - Communication received from applicant
- 1998-10-26 - Unresponsive paper received
- 1999-01-05 - Non-final action mailed
- 1998-07-06 - Communication received from applicant
- 1998-01-06 - Non-final action mailed
- 1997-10-22 - Communication received from applicant
- 1997-10-21 - Case file assigned to examining attorney
- 1997-04-22 - Non-final action mailed
- 1997-04-11 - Case file assigned to examining attorney
- 1997-03-18 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON P.C.
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS MN 55402



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This page was generated by the TARR system on 2004-12-29 15:47:11 ET

Serial Number: 75576649

Registration Number: 2392683

Mark (words only): DIGI INTERNATIONAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-10-10

Filing Date: 1998-10-27

Transformed into a National Application: No

Registration Date: 2000-10-10

Register: Principal

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2000-10-10

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 037

Maintenance and/or Repair of Computer Network Connectivity Hardware

First Use Date: 1994-07-00

First Use in Commerce Date: 1994-07-00

Basis: 1(a)**International Class: 040**

Manufacture of Computer Network Connectivity Hardware and Software to the Specification of Others

First Use Date: 1994-07-00**First Use in Commerce Date:** 1994-07-00**Basis: 1(a)****International Class: 041**

Training, Namely Providing Classes and Seminars in the Use of Computer Network Connectivity Hardware and Software

First Use Date: 1994-07-00**First Use in Commerce Date:** 1994-07-00**Basis: 1(a)****International Class: 042**

Design for Others of Computer Network Connectivity Hardware and Software and Technical Support in the Field of Network Connectivity Hardware and Software, Namely, Providing Information and Instructions Regarding Products Via Telephone, Telefax and Via a global computer network

First Use Date: 1994-07-00**First Use in Commerce Date:** 1994-07-00**Basis: 1(a)**

ADDITIONAL INFORMATION

Disclaimer: "INTERNATIONAL"**Prior Registration Number(s):**

2019613

2132925

2200945

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2000-10-10 - Registered - Principal Register

2000-07-18 - Published for opposition

2000-06-16 - Notice of publication

2000-04-28 - Approved for Pub - Principal Register (Initial exam)

2000-04-19 - Examiner's amendment mailed

2000-01-03 - Communication received from applicant

1999-06-30 - Non-final action mailed

1999-05-27 - Case file assigned to examining attorney

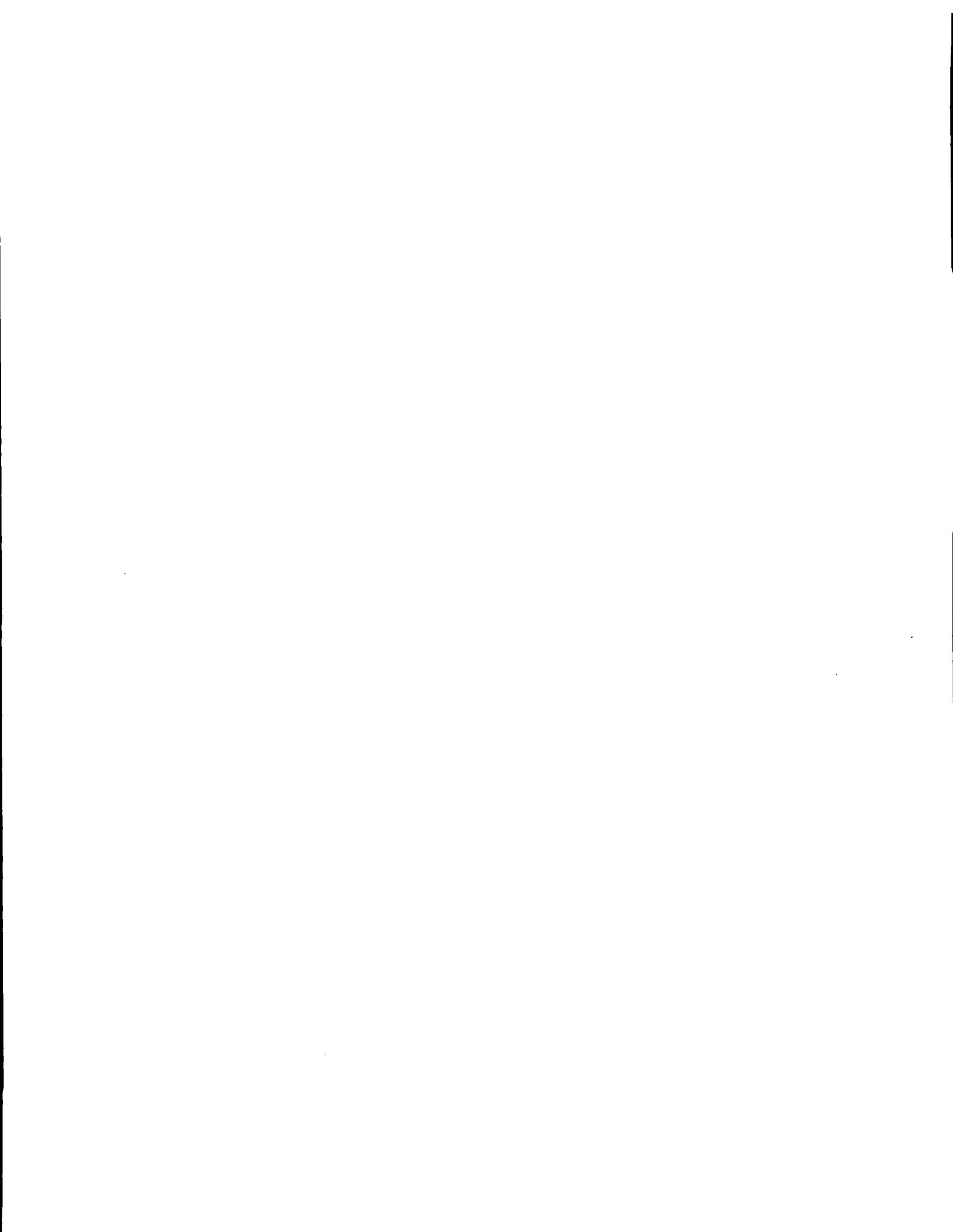
1999-05-26 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Marsha Stolt (Attorney of record)

MARSHA STOLT
ARNOLD, WHITE & DURKEE
P.O. BOX 4433
HOUSTON, TEXAS 77210



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

This page was generated by the TARR system on 2004-12-29 15:45:39 ET

Serial Number: 76258111

Registration Number: 2630891

Mark (words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-08

Filing Date: 2001-05-16

Transformed into a National Application: No

Registration Date: 2002-10-08

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-28

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware and computer network connectivity software, namely, multi-modem communication adapters, multiport serial adapters, USB-to serial converters, USB expansion hubs, USB remote access servers, terminal servers, printer servers, device servers, and network serial concentrators, all used to provide wired and wireless connectivity between local and wide area networks, to provide Universal Serial Bus

(USB) connectivity, to provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

International Class: 042

Consulting and Design Services in Connection With Computer Network Connectivity Hardware, Wired and Wireless, and Computer Network Connectivity Software; Maintenance, Repair and Technical Support in the Field of Computer Network Connectivity Hardware and Computer Network Connectivity Software, Namely, Telephone Support Provided to Customers

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495

2019613

2132925

2148245

2176760

2193984

2200945

2317478

2319992

2369665

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-08 - Registered - Principal Register

2002-07-16 - Published for opposition

2002-06-26 - Notice of publication

2002-04-25 - Approved for Pub - Principal Register (Initial exam)

2002-02-01 - Communication received from applicant

2001-08-27 - Non-final action mailed

2001-08-20 - Case file assigned to examining attorney

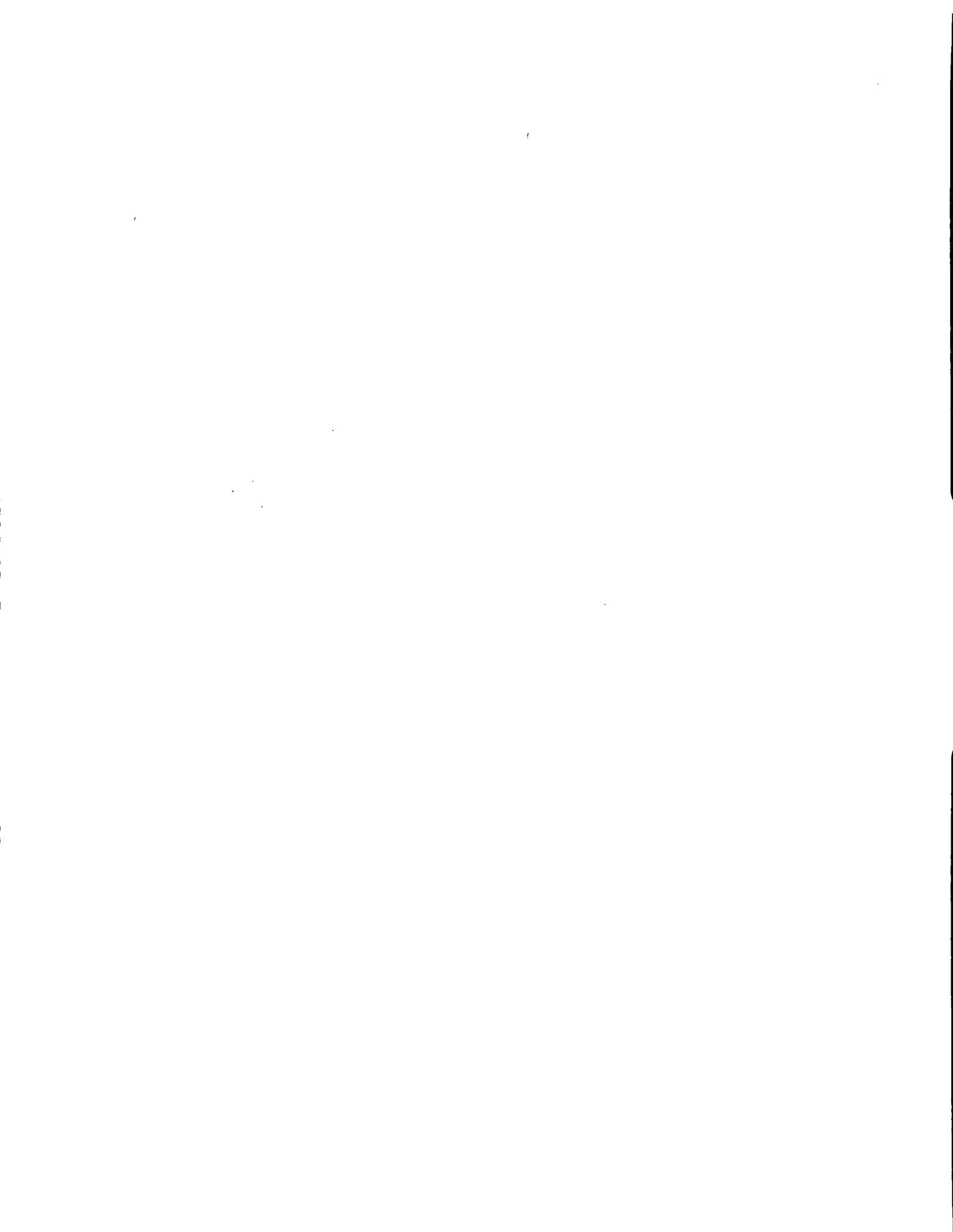
2001-08-15 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Marsha Stolt (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON PC PA
3300 DAIN RAUSCHER PLZ
60 S 6TH ST
MINNEAPOLIS MN 55402-4400
Phone Number: (612) 337-2579



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

This page was generated by the TARR system on 2004-12-29 15:41:55 ET

Serial Number: 76554843

Registration Number: 2912411

Mark (words only): DIGI CONNECT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-21

Filing Date: 2003-10-14

Transformed into a National Application: No

Registration Date: 2004-12-21

Register: Principal

Law Office Assigned: LAW OFFICE 106

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: 650 -Publication And Issue Section

Date In Location: 2004-12-21

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware and computer network connectivity software

First Use Date: 1995-12-01

First Use in Commerce Date: 1995-12-01

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665
2392683
2624198
2630891
2701154
2743267
2765124

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1230637

International Registration Number: 0822610

International Registration Date: 2004-03-30

Original Filing Date with USPTO: 2004-03-30

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2004-05-06

International Registration Renewal Date: 2014-03-30

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

05-10-2004 - 16:17:12 - Application For IR Registered By IB

04-02-2004 - 08:30:37 - Manually Certified

04-01-2004 - 11:14:07 - New Application For IR Received

PROSECUTION HISTORY

2004-12-21 - Registered - Principal Register

2004-09-28 - Published for opposition

2004-09-08 - Notice of publication

2004-05-13 - Approved for Pub - Principal Register (Initial exam)

2004-04-30 - Case file assigned to examining attorney

2004-04-26 - PAPER RECEIVED

2004-04-23 - TEAS Change of Correspondence Received

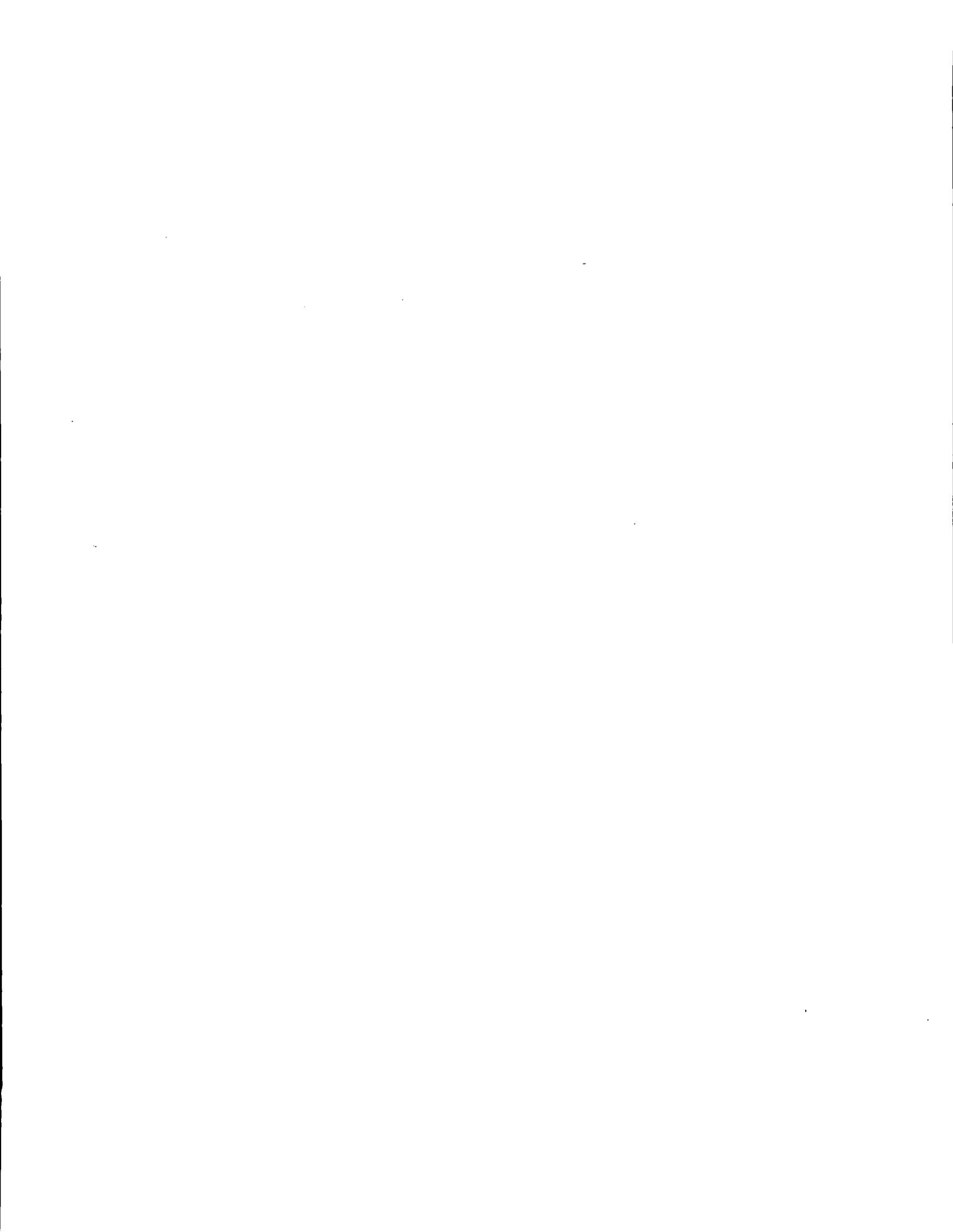
2003-11-14 - New Application Entered In Tram

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
MOSS & BARNETT PA
4800 WELLS FARGO CT
90 S 7TH ST
MINNEAPOLIS MN 55402-4129
Phone Number: (612) 347-0443
Fax Number: (612) 339-6686



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

This page was generated by the TARR system on 2004-12-29 15:43:04 ET

Serial Number: 76310132

Registration Number: 2765124

Mark (words only): DIGI ONE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-16

Filing Date: 2001-09-07

Transformed into a National Application: No

Registration Date: 2003-09-16

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-09-26

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware, namely, external and embedded computer hardware used to network enable serial components

First Use Date: 2001-07-00

First Use in Commerce Date: 2001-09-00

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1230636

International Registration Number: 0822611

International Registration Date: 2004-03-30

Original Filing Date with USPTO: 2004-03-30

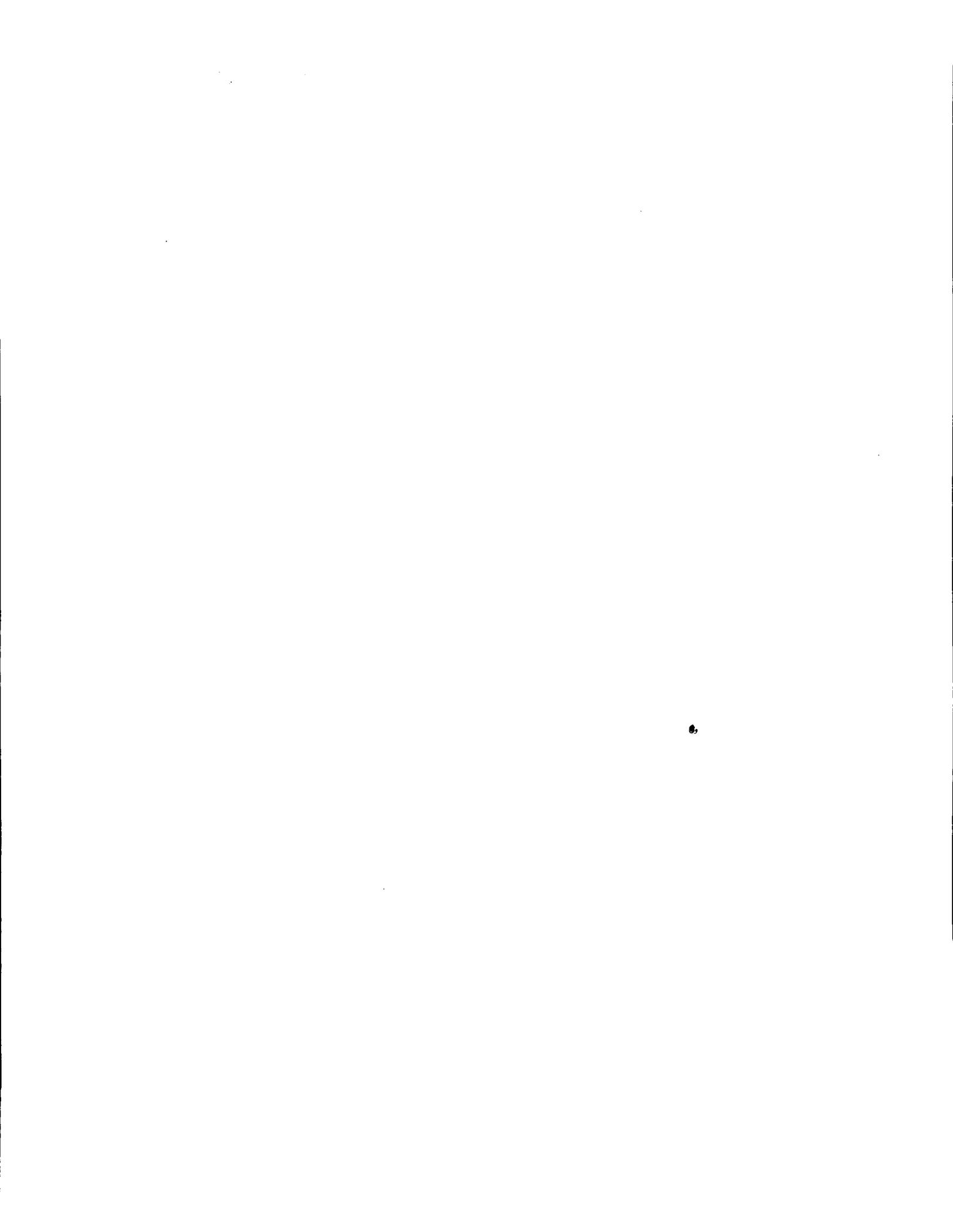
International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2004-05-06

International Registration Renewal Date: 2014-03-30

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:



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

This page was generated by the TARR system on 2004-12-29 15:43:39 ET

Serial Number: 76239207

Registration Number: 2701154

Mark (words only): DIGI NEO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-25

Filing Date: 2001-04-11

Transformed into a National Application: No

Registration Date: 2003-03-25

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-09

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

1. Digi International Inc

Address:

Digi International Inc
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware and computer network connectivity software

First Use Date: 2001-04-04

First Use in Commerce Date: 2001-05-24

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2148245
2176760
2193984
2200945
2317478
2319992
2369665

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1230641**International Registration Number:** 0822600**International Registration Date:** 2004-03-30**Original Filing Date with USPTO:** 2004-03-30**International Registration Status:** Application For IR Registered By IB**Date of International Registration Status:** 2004-05-06**International Registration Renewal Date:** 2014-03-30**Irregularity Reply by Date:** (DATE NOT AVAILABLE)**Madrid History:**

05-10-2004 - 16:16:12 - Application For IR Registered By IB

04-02-2004 - 08:29:32 - Manually Certified

04-01-2004 - 11:21:17 - New Application For IR Received

PROSECUTION HISTORY

2003-03-25 - Registered - Principal Register

2003-01-10 - Allowed for Registration - Principal Register (SOU accepted)

2003-01-10 - Case file assigned to examining attorney

2003-01-08 - Statement of use processing complete

2002-10-23 - Amendment to Use filed

2002-10-28 - PAPER RECEIVED

2002-10-08 - Notice of allowance - mailed

2002-07-16 - Published for opposition

2002-06-26 - Notice of publication

2002-04-05 - Approved for Pub - Principal Register (Initial exam)

2002-02-07 - Communication received from applicant

2001-08-02 - Non-final action mailed

2001-07-27 - Case file assigned to examining attorney

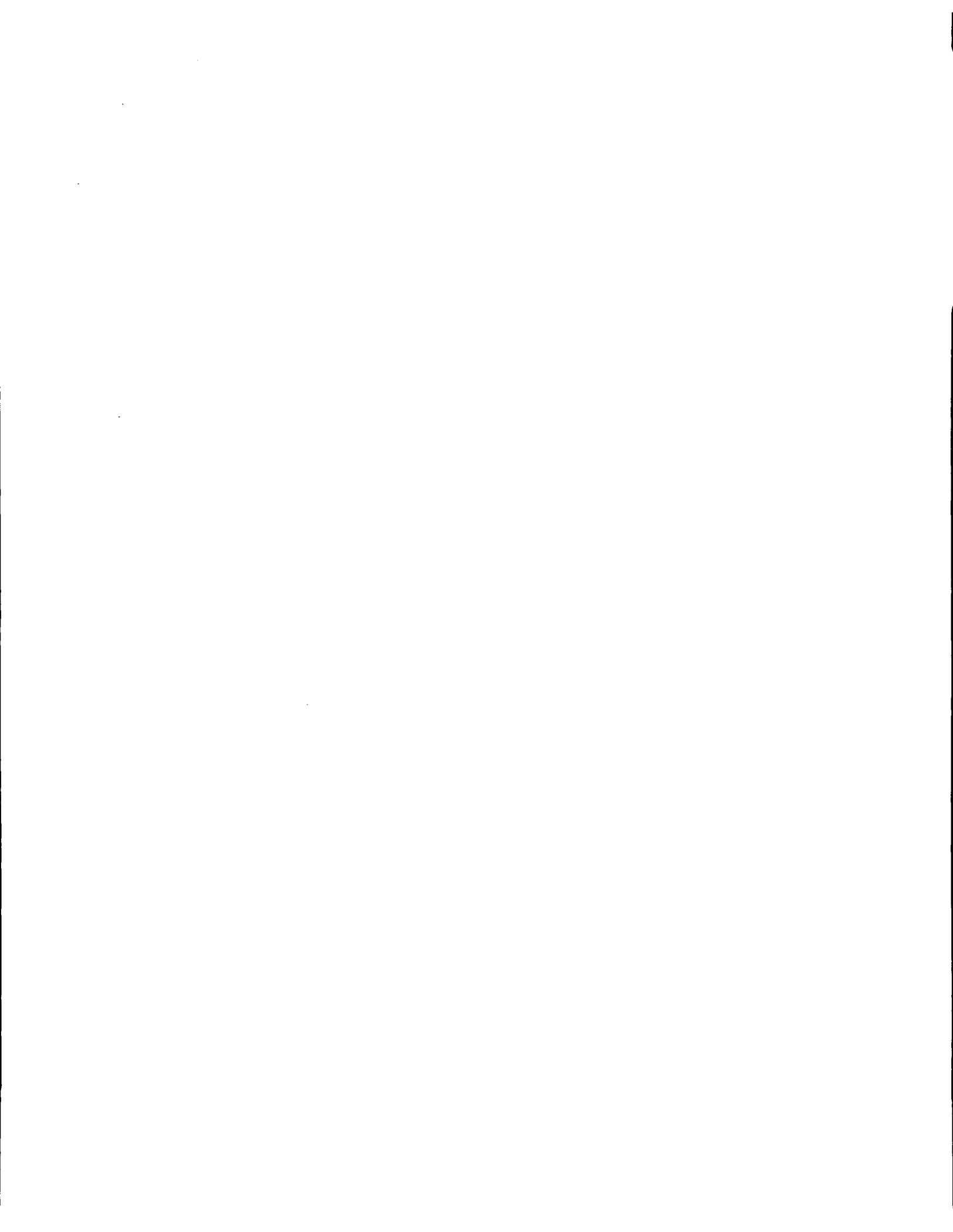
2001-07-25 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON PC
3300 DAIN RAUSCHER PLZ
60 S 6TH ST
MINNEAPOLIS MN 55402
Phone Number: (612) 337-2579



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

This page was generated by the TARR system on 2004-12-29 15:46:10 ET

Serial Number: 76192414

Registration Number: 2743267

Mark



(words only): DIGI CONNECTWARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-29

Filing Date: 2001-01-09

Transformed into a National Application: No

Registration Date: 2003-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-04

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer Network Connectivity Hardware for Data Communications

First Use Date: 2001-03-31

First Use in Commerce Date: 2001-03-31

Basis: 1(a)

ADDITIONAL INFORMATION

Disclaimer: "CONNECTWARE"

Prior Registration Number(s):

1666495

2019613

2132925

2148245

2176760

2193984

2200945

2317478

2319992

2369665

2392683

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-29 - Registered - Principal Register

2003-05-21 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-19 - Statement of use processing complete

2003-05-19 - Extension 1 granted

2003-04-01 - Amendment to Use filed

2003-04-01 - Extension 1 filed

2003-04-07 - PAPER RECEIVED

2002-10-01 - Notice of allowance - mailed

2002-07-09 - Published for opposition

2002-06-19 - Notice of publication

2002-02-22 - Approved for Pub - Principal Register (Initial exam)

2001-11-19 - Communication received from applicant

2001-06-29 - Non-final action mailed

2001-06-06 - Case file assigned to examining attorney

2001-06-01 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

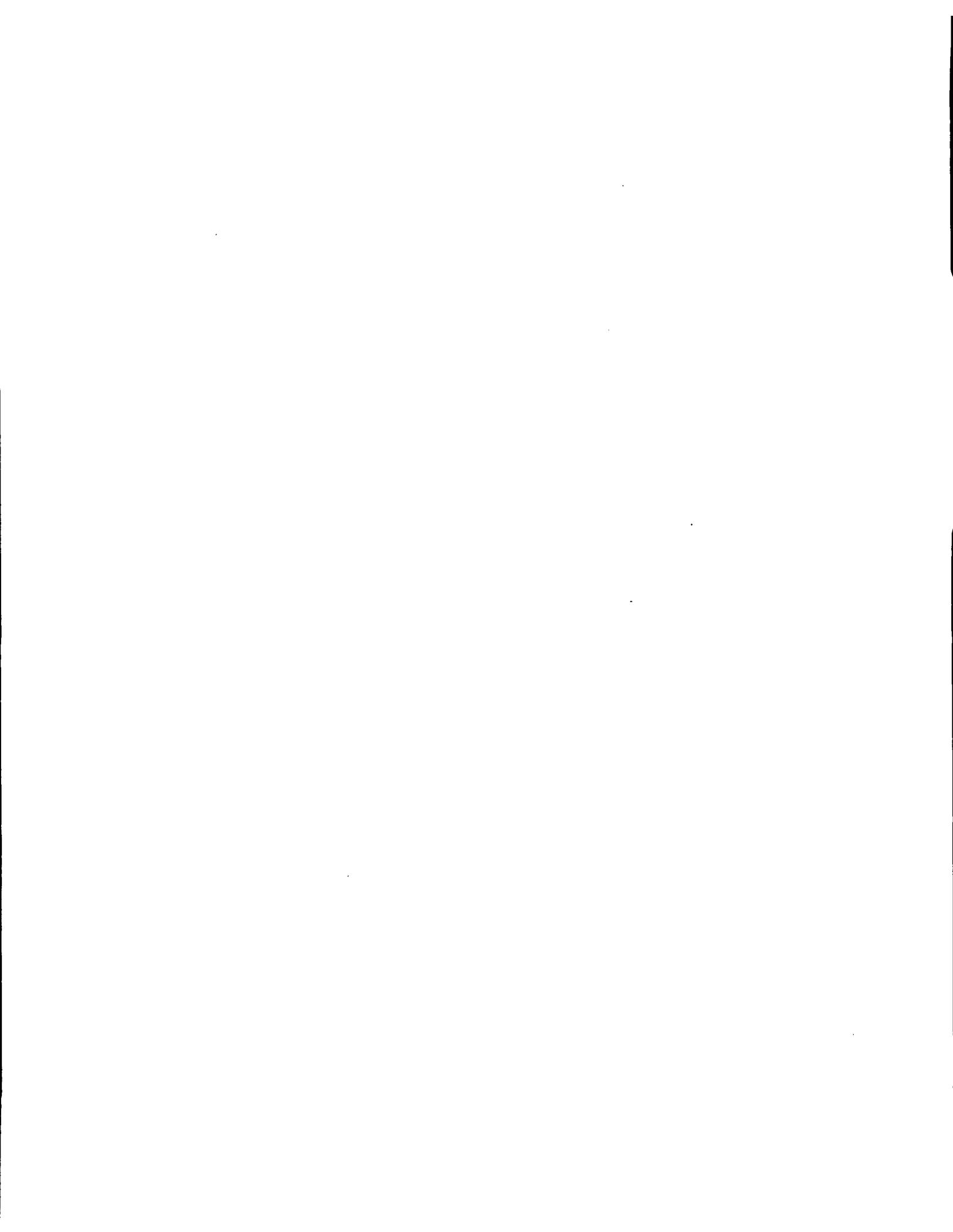
Correspondent

Marsha Stolt (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON PC PA
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS MINNESOTA 55402

Phone Number: (612) 337-2579

Fax Number: (612) 288-9696



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

This page was generated by the TARR system on 2004-12-29 15:44:08 ET

Serial Number: 76492566

Registration Number: 2802150

Mark (words only): DIGI ONE REALPORT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-01-06

Filing Date: 2003-02-26

Transformed into a National Application: No

Registration Date: 2004-01-06

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-12

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware and software, namely, external and embedded computer hardware and embedded computer software used to network enable serial components

First Use Date: 2001-10-00

First Use in Commerce Date: 2001-10-00

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2118245
2132925
2148245
2176760
2193984
2200945
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2319992
2356564
2369665
2392683

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

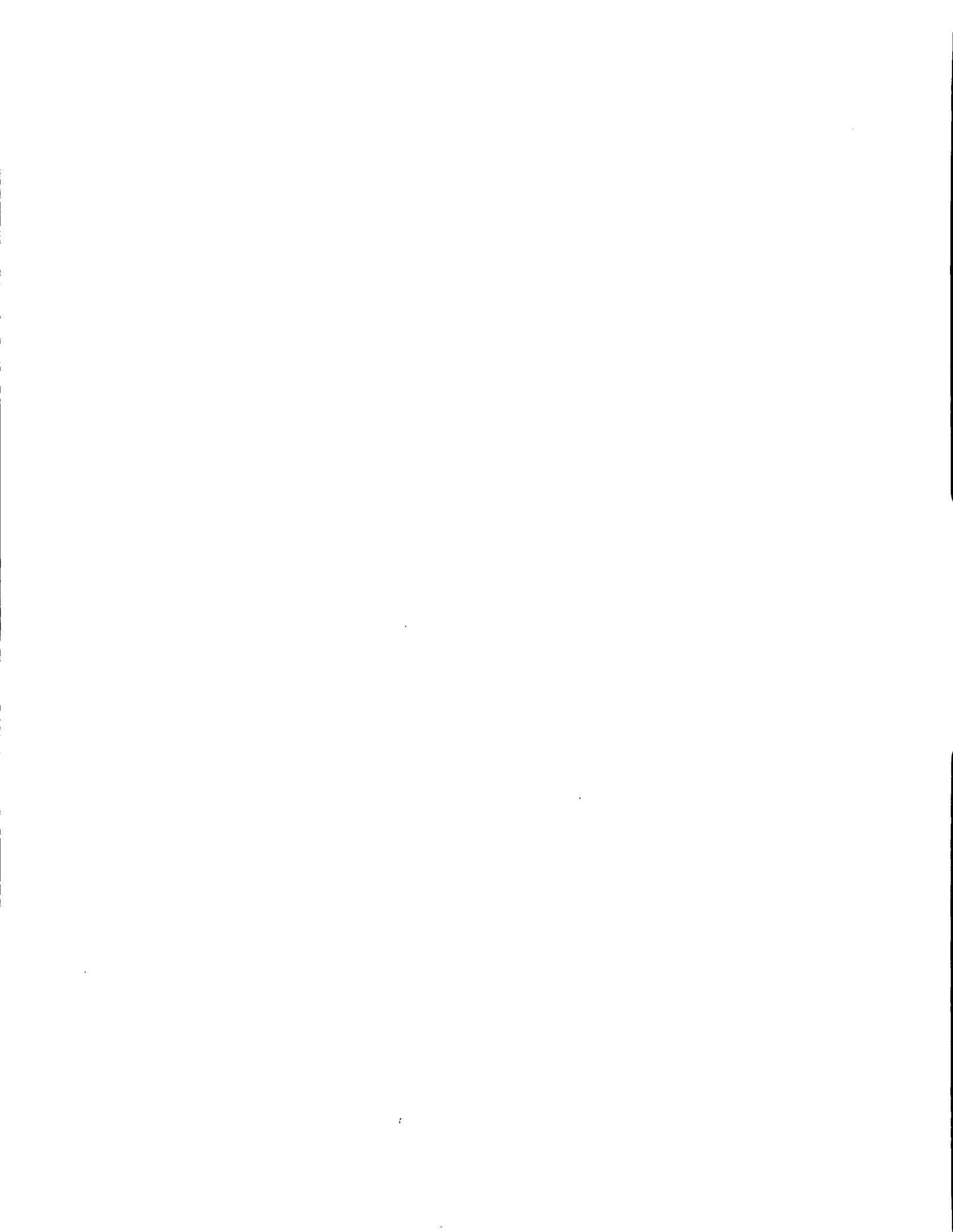
2004-01-06 - Registered - Principal Register
2003-10-14 - Published for opposition
2003-09-24 - Notice of publication
2003-08-11 - Approved for Pub - Principal Register (Initial exam)
2003-08-11 - Examiner's amendment mailed
2003-08-06 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Marsha Stolt (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON P.C., P.A.
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402
Phone Number: (612) 337-2579
Fax Number: 612 288-9696



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

This page was generated by the TARR system on 2004-12-29 15:44:30 ET

Serial Number: 76492565

Registration Number: 2802149

Mark (words only): DIGI ONE IA REALPORT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-01-06

Filing Date: 2003-02-26

Transformed into a National Application: No

Registration Date: 2004-01-06

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-12

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

1. Digi International Inc.

Address:

Digi International Inc.
11001 Bren Road East
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Computer network connectivity hardware and software, namely, external and embedded computer hardware and embedded computer software used to network enable serial components for industrial automation environments and applications

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

Basis: 1(a)

ADDITIONAL INFORMATION

Disclaimer: "IA"

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665
2392683

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-01-06 - Registered - Principal Register
2003-10-14 - Published for opposition
2003-09-24 - Notice of publication
2003-08-11 - Approved for Pub - Principal Register (Initial exam)
2003-08-11 - Examiner's amendment mailed
2003-08-06 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

Marsha Stolt (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON P.C., P.A.
3300 DAIN RAUSCHER PLAZA
60 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402
Phone Number: (612) 337-2579

Fax Number: 612 288-9696



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

This page was generated by the TARR system on 2004-12-29 15:45:07 ET

Serial Number: 76261216

Registration Number: 2624198

Mark (words only): WWW.DIGI.COM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-24

Filing Date: 2001-05-22

Transformed into a National Application: No

Registration Date: 2002-09-24

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-16

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

1. DIGI INTERNATIONAL INC.

Address:

DIGI INTERNATIONAL INC.

11001 Bren Road East

Minnetonka, MN 55343

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

computer network connectivity hardware and computer network connectivity software, namely, multi-modem communication adapters, multiport serial adapters, USB-to serial converters, USB expansion hubs, USB remote access servers, terminal servers, print servers, device servers, and network serial concentrators, all used to provide wired and wireless connectivity between local and wide area networks, to provide Universal Serial Bus

(USB) connectivity, to provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access

First Use Date: 1999-03-03

First Use in Commerce Date: 1999-03-03

Basis: 1(a)

International Class: 042

consulting and design services in connection with computer network connectivity hardware and computer network connectivity software; maintenance and repair of computer network software; and technical support services, namely, troubleshooting of computer hardware and software problems via a telephone support service provided to purchasers and users of network connectivity hardware and software

First Use Date: 1999-03-03

First Use in Commerce Date: 1999-03-03

Basis: 1(a)

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-09-24 - Registered - Principal Register
2002-07-02 - Published for opposition
2002-06-12 - Notice of publication
2002-04-22 - Approved for Pub - Principal Register (Initial exam)
2002-02-01 - Communication received from applicant
2002-01-29 - Communication received from applicant
2001-08-31 - Non-final action mailed

2001-08-21 - Case file assigned to examining attorney

2001-08-17 - Case file assigned to examining attorney

CORRESPONDENCE INFORMATION

Correspondent

MARSHA STOLT (Attorney of record)

MARSHA STOLT
FISH & RICHARDSON PC PA
3300 DAIN RAUSCHER PLZ
60 S 6TH ST
MINNEAPOLIS MN 55402
