

BULKY DOCUMENTS

(exceeds 300 pages)

Proceeding/Serial No: 9116 3719

Filed: 1-18-07

Title: To Applicant's Notice of Reliance

Part 3 of 11

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 204

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:14:46 ET

Serial Number: 76505255 Assignment Information

Registration Number: 2880138

Mark (words only): MY-OWN-DIGIT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-31

Filing Date: 2003-04-09

Transformed into a National Application: No

Registration Date: 2004-08-31

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: 2004-09-09

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

1. Digital Security Solutions, Inc.

Address:
Digital Security Solutions, Inc.
1611 W. San Bernardino Road #D
Covina, CA 91722
United States

Legal Entity Type: Corporation
State or Country of Incorporation: California
Phone Number: 626-858-6917
Fax Number: 626-858-6907

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electric and electronic locks; electronic safes; microprocessors for lock mechanisms; electric and electronic door access, namely electric hinge, electric push-bars, electric drop-bolts, electro-magnetic locks; lock programming units

comprised of computer terminals and handheld keypads; lock management and computer control software; integrated circuits for locksmithing

Basis: 1(a)

First Use Date: 2004-01-01

First Use in Commerce Date: 2004-01-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-31 - Registered - Principal Register

2004-06-08 - Allowed for Registration - Principal Register (SOU accepted)

2004-06-08 - Assigned To Examiner

2004-06-04 - Statement of use processing complete

2004-05-03 - Amendment to Use filed

2004-05-03 - TEAS Statement of Use Received

2004-04-27 - Notice of allowance - mailed

2004-02-03 - Published for opposition

2004-01-14 - Notice of publication

2003-11-14 - Approved for Pub - Principal Register (Initial exam)

2003-10-06 - Communication received from applicant

2003-09-15 - Non-final action e-mailed

2003-09-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DIGITAL SECURITY SOLUTIONS, INC.

1611 W. SAN BERNARDINO ROAD #D

COVINA CA 91722

Phone Number: 626-858-6917

Fax Number: 626-858-6907

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT **205**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:15:06 ET

Serial Number: 76000873 Assignment Information

Registration Number: 2873056

Mark (words only): DIGITAL PHENOTYPE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-17

Filing Date: 2000-03-15

Transformed into a National Application: No

Registration Date: 2004-08-17

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2004-08-25

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

1. EPIGENOMICS AG

Address:
EPIGENOMICS AG
KASTANIENALLEE 24
BERLIN 10435
Fed Rep Germany

Legal Entity Type: Corporation
State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Diagnostic reagents for scientific purposes including forensic examination; diagnostic test kits for scientific purposes, consisting of reagents, working solutions, plasters, namely, adhesive tape, slides and solid matrix material, all sold together as a unit

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

Diagnostic reagents for medical purposes for diagnosing inflammations, infections, diseases of the central nervous system, heart, circulation, neurologic, endocrine, autoimmune and genetic diseases and cancers, consisting of reagents, working solutions, plasters, namely, adhesive tape, slides and solid matrix material, all sold together as a unit; medical diagnostic test kits consisting of reagents, working solutions, plasters, namely, adhesive tape, slides and solid matrix material, all sold together as a unit, for determining the presence of pathogens in the environment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Laboratory equipment, namely, an apparatus for testing a sample, for demonstrating the presence of analytical elements in samples and to determine types of samples in connection with distribution patterns and an apparatus for the production of a series of molecular biological data and parts thereof

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

providing multiple-user access to the Internet

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Research and development services for third parties in the field of diagnostic chemicals, forensic methods, compositions and devices, measuring apparatuses for use in product research and development, in methods for preparation and purification in water treatment plants; methods for testing the environment and determining industrial quality; chemical separation analysis and diagnosis, forensic and medical genetics testing for third parties; computer programming for others in the field of data processing; computer services, namely, providing a searchable database in the field of Dna-related data on a global computer network

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 39958557.542

Foreign Registration Number: 39958557

Foreign Registration Date: 1999-11-19

Country: Fed Rep Germany

Foreign Filing Date: 1999-09-16

Foreign Expiration Date: 2009-09-30

MADRID PROTOCOL INFORMATION

Latest Status Info
(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-17 - Registered - Principal Register
2004-05-25 - Published for opposition
2004-05-05 - Notice of publication
2004-03-08 - Approved for Pub - Principal Register (Initial exam)
2004-02-17 - Communication received from applicant
2004-02-17 - PAPER RECEIVED
2004-01-06 - Case File In TICRS
2003-06-04 - Letter of suspension mailed
2003-06-03 - Ex parte appeal terminated
2003-03-27 - PAPER RECEIVED
2003-03-06 - Ex parte appeal - Refusal reversed
2002-11-25 - Examiner's statement mailed
2002-06-12 - Action denying request for reconsideration - mailed - Initial exam
2002-05-15 - Jurisdiction Restored To Examining Attorney
2002-05-15 - Ex parte appeal - Instituted
2002-05-07 - EXPARTE APPEAL RECEIVED AT TTAB
2001-10-24 - Final refusal mailed
2001-03-19 - Communication received from applicant
2000-05-19 - Unresponsive/Duplicate Paper Received
2000-10-03 - Non-final action mailed
2000-09-25 - Assigned To Examiner
2000-09-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
EDWARD M KRIEGSMAN

Correspondent

EDWARD M KRIEGSMAN
KRIEGSMAN & KRIEGSMAN
665 FRANKLIN STREET
FRAMINGHAM, MASSACHUSETTS 01702

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

206

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:15:18 ET

Serial Number: 76489904 Assignment Information

Registration Number: 2870991

Mark (words only): DIGITAL DRIVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-10

Filing Date: 2003-02-13

Transformed into a National Application: No

Registration Date: 2004-08-10

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: 2004-08-16

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

1. VELODYNE ACOUSTICS, INC.

Address:

VELODYNE ACOUSTICS, INC.

345 Digital Drive

Morgan Hill, CA 95037

United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Loudspeakers

Basis: 1(a)

First Use Date: 2002-08-30

First Use in Commerce Date: 2002-08-30

ADDITIONAL INFORMATION

Disclaimer: DIGITAL

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-10 - Registered - Principal Register
2004-05-18 - Published for opposition
2004-04-28 - Notice of publication
2004-03-17 - Approved for Pub - Principal Register (Initial exam)
2004-02-12 - Communication received from applicant
2004-02-12 - PAPER RECEIVED
2003-08-08 - Non-final action mailed
2003-08-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

THEODORE J. BIELEN, JR.

Correspondent

THEODORE J. BIELEN, JR.
BIELEN, LAMPE & THOEMING
1990 N. CALIFORNIA BLVD., SUITE 720
WALNUT CREEK, CALIFORNIA 94596
Phone Number: (925) 937-1515
Fax Number: (925) 937-1529

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **207**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:15:31 ET

Serial Number: 76076771 Assignment Information

Registration Number: 2868231

Mark (words only): MEDIADIGIT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-03

Filing Date: 2000-06-26

Transformed into a National Application: No

Registration Date: 2004-08-03

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2004-08-09

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

1. RETI TELEVISIVE ITALIANE S.p.A.

Address:
RETI TELEVISIVE ITALIANE S.p.A.
Largo del Nazareno
8 00187, Rome
Italy

Legal Entity Type: Corporation
State or Country of Incorporation: Italy

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active

Electric wires; electric switches; electronic apparatus and instruments, namely, television sets, television decoders, radios, combination radio and cassette tape player/recorder, radio-transmitters, radio-telephones, record player; cameras, namely, motion picture cameras, 35mm cameras, digital electronic cameras, and telecameras; television show filming and transmission apparatus, namely, video cameras and motion picture cameras; radio and TV aerials; eye-

glasses; lenses, namely, eye glass lenses, optical viewing lenses, magnifying lenses, and camera lenses; checking, inspecting, rescue, life saving, and teaching apparatus, namely, life preservers and safety restraints other than for vehicle seats and sports equipment; automatic coin counters; projectors and enlargers, namely, movie projectors, slide projectors, photograph projectors, and photograph enlargers; sound reproducing apparatus, namely, tape recorders, CD players, and DVD recorders; cash registers; calculators; fire extinguishers; electric irons; computer programs, namely, computer programs for use in database management, computer programs, namely, computer programs for use as a spread sheet, computer programs for word processing; computers; computer printers; computer hardware and microprocessors; modems; telefax machines; telephone apparatus, namely, telephones telecommunication switching machines, telephone outlets, and telephone jacks

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016
Class Status: Active

books, namely, books about art, books about cinema, books about history, books about geography, books about sports, fiction, and poetry; dictionaries; newspapers comics; cartoons, namely, cartoon strips and cartoon prints; periodicals, namely, magazines, newsletters and brochures about art; periodicals, namely, magazines, newsletters, and brochures about cinema, periodicals, namely, magazines, newsletters, and brochures about history; periodicals, namely, magazines, newsletters and brochures about geography; periodicals, namely, magazines, newsletters and brochures about computers; periodicals, namely, magazines, newsletters and brochures about works of fiction; periodicals, namely, magazines, newsletters, and brochures about sports; catalogs, namely, mail order catalogs; paper articles, namely, cardboard; blotting paper; photo copying paper; book bindings; photographs, namely, photograph prints; stationery; adhesives materials for office purposes; glues for office use; painters' brushes; typewriters, namely, electric and manual typewriters; playing cards; printing types; stamp inking pad; pencil sharpeners; office requisites, namely, stationery, file folders, file sorters, file trays, and paper expanding files; office seals; stationery and household adhesive tapes; pen holders; ball-point pens; pencils; fountain pens; chalk; drawing compasses; drawing squares and rulers; carbon paper; letter openers; self adhesive advertising labels; posters; and diaries

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035
Class Status: Active

advertising agency services, namely, advertising and business services rendered on behalf and in favor of third parties; public relations and market research services, namely, business marketing consulting services; public relations; model agencies; show artists' services, namely, booking agencies for artists; talent management; providing broadcasting support personnel and employment agencies for artists; and press agency services

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038
Class Status: Active

services rendered in the field of communication, namely, services of telematic transmission and management of telematic sites and domains, namely television broadcasting; services consisting in broadcasting radio and television programs, namely, providing broadcasting transmission facilities; services consisting in broadcasting cable and satellite programs; services in telephone network operation, namely telephone communication services; and message and image transmission by computer, namely, electronic transmission of messages and data via computer

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

Radio and television program development, namely, production of radio and television programs; television and cinema motion picture production, radio and television program cutting, radio and cinema studios location, namely, production and distribution of motion pictures; direction of cinema halls, namely, namely, direction of movie theaters; video record and film hire; motion picture and cinematographic equipment rental; sound registration rental, namely, rental of cinema projection apparatus and accessories; rental of television apparatus and accessories; an activity performed by discographic house, namely, discotheques; show production and performances, namely, theater productions in the nature of dramatic performances or comedy; organization and management of courses, namely, providing courses of instruction in television productions; providing courses of instructions in Broadway productions; organization and management of competitions, congresses, namely, entertainment in the nature of basketball games; entertainment in the nature of baseball games; entertainment in the nature of soccer games; organization and exhibition for culture and/or education purposes, namely, festivals featuring a variety of activities, namely, for educational, entertainment or sporting purposes; club services, namely, country clubs, fan clubs, and health clubs; publishing services, namely, book publishing services, music publishing services; services related to development of sports activity and sports training, namely, physical fitness instruction; physical fitness consultation, orchestral services, namely, entertainment in the nature of orchestral performances; management of music halls

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

ADDITIONAL INFORMATION

Foreign Application Number: MI99C007593**Foreign Registration Number:** 00793837**Foreign Registration Date:** 1999-11-05**Country:** Italy**Foreign Filing Date:** 1999-07-19**Foreign Expiration Date:** 2009-07-19

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-03 - Registered - Principal Register

2004-05-25 - ITU claim deleted

2004-06-18 - Notice of Allowance canceled

2004-05-25 - FAX RECEIVED

2004-05-25 - FAX RECEIVED

2004-05-24 - Assigned To Examiner

2004-05-04 - Notice of allowance - mailed

2004-04-26 - Assigned To Examiner

2002-10-29 - Published for opposition

2002-10-09 - Notice of publication
2002-07-02 - Approved for Pub - Principal Register (Initial exam)
2001-12-14 - Examiner's amendment mailed
2001-11-19 - Communication received from applicant
2001-11-16 - Communication received from applicant
2001-09-05 - Final refusal mailed
2001-07-18 - Communication received from applicant
2001-01-18 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James V. Costigan

Correspondent

JAMES V. COSTIGAN
HEDMAN, GIBSON & COSTIGAN, P.C.,
1185 AVENUE OF THE AMERICAS,
NEW YORK, NY 10036-2646

Domestic Representative

HEDMAN, GIBSON & COSTIGAN, P.C.

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
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Opposer)	
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v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **208**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:15:45 ET

Serial Number: 76378351 Assignment Information

Registration Number: 2801034

Mark



(words only): NETSILICON A DIGI INTERNATIONAL COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-30

Filing Date: 2002-03-04

Transformed into a National Application: No

Registration Date: 2003-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

I. 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

Class Status: Active

Computer network connectivity hardware and computer network connectivity software

Basis: 1(a)

First Use Date: 2002-02-00

First Use in Commerce Date: 2002-02-00

International Class: 041

Class Status: Active

Providing Training Services in Connection with Computer Network Connectivity Hardware and Software

Basis: 1(a)

First Use Date: 2002-02-00

First Use in Commerce Date: 2002-02-00

International Class: 042

Class Status: Active

Consulting and Design Services in Connection with Computer Network Connectivity Hardware and Software;
Maintenance, Repair and Technical Support in the Field of Computer Network Connectivity Hardware and Software

Basis: 1(a)

First Use Date: 2002-02-00

First Use in Commerce Date: 2002-02-00

ADDITIONAL INFORMATION

Disclaimer: "INTERNATIONAL COMPANY"

Design Search Code(s):

24.15.25 - Other arrows

Prior Registration Number(s):

- 1666495
- 2019613
- 2132925
- 2148245
- 2176760
- 2193984
- 2200945
- 2317478
- 2319992
- 2369665
- 2435343
- 2473966
- 2579066

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1230634

International Registration Number: 0827992

Latest Status Info

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: 2004-07-29
International Registration Renewal Date: 2014-03-30
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

07-29-2004 - 13:28:36 - Application For IR Registered By IB
07-13-2004 - 08:20:17 - Irregularity Response Received From Applicant
07-07-2004 - 11:02:19 - Response To Irregularity Reviewed And Accepted
04-27-2004 - 14:26:51 - Irregularity Received From IB
04-02-2004 - 05:51:02 - Manually Certified
04-01-2004 - 11:43:50 - New Application For IR Received

PROSECUTION HISTORY

2003-12-30 - Registered - Principal Register
2003-10-21 - Allowed for Registration - Principal Register (SOU accepted)
2003-10-04 - Case File In TICRS
2003-08-15 - Statement of use processing complete
2003-04-25 - Amendment to Use filed
2003-04-25 - PAPER RECEIVED
2003-03-11 - Notice of allowance - mailed
2002-12-17 - Published for opposition
2002-11-27 - Notice of publication
2002-10-16 - Approved for Pub - Principal Register (Initial exam)
2002-10-16 - Assigned To Examiner
2002-10-11 - Examiner's amendment mailed
2002-10-11 - Assigned To Examiner
2002-08-30 - Communication received from applicant
2002-08-30 - PAPER RECEIVED
2002-08-09 - Non-final action mailed
2002-06-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Latest Status Info

Attorney of Record
Marsha Stolt

Correspondent

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

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
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Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **209**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:16:16 ET

Serial Number: 76343368 Assignment Information

Registration Number: 2689389

Mark (words only): DIGITAL SHO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-18

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2003-02-18

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: 2003-03-25

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

1. EASTMAN KODAK COMPANY

Address:
EASTMAN KODAK COMPANY
343 STATE STREET
ROCHESTER, NY 146500205
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software and hardware for processing images
Basis: 1(a)
First Use Date: 2002-02-20
First Use in Commerce Date: 2002-02-20

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):

2438842
2446901
2488888
2500967

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-18 - Registered - Principal Register
2002-12-12 - Allowed for Registration - Principal Register (SOU accepted)
2002-10-23 - Assigned To Examiner
2002-10-17 - Statement of use processing complete
2002-09-17 - Amendment to Use filed
2002-09-20 - PAPER RECEIVED
2002-08-13 - Notice of allowance - mailed
2002-05-21 - Published for opposition
2002-05-01 - Notice of publication
2002-03-08 - Approved for Pub - Principal Register (Initial exam)
2002-03-06 - Assigned To Examiner
2002-02-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stephen L. Sapp

Correspondent

STEPHEN L. SAPP
LOCKE LIDDELL SAPP
2200 ROSS AVE STE 2200
DALLAS TX 75201-6776

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 210

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:16:32 ET

Serial Number: 76057154 Assignment Information

Registration Number: 2595424

Mark

DIGITAL ROC²

(words only): DIGITAL ROC 2

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-16

Filing Date: 2000-05-25

Transformed into a National Application: No

Registration Date: 2002-07-16

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: 2002-07-29

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

1. EASTMAN KODAK COMPANY

Address:
EASTMAN KODAK COMPANY
343 STATE STREET
ROCHESTER, NY 146500205
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software and hardware for processing images

Basis: 1(a)

First Use Date: 2000-08-01

First Use in Commerce Date: 2000-08-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-16 - Registered - Principal Register

2002-03-25 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-15 - Assigned To Examiner

2002-02-11 - Statement of use processing complete

2002-01-14 - Amendment to Use filed

2001-08-14 - Notice of allowance - mailed

2001-05-22 - Published for opposition

2001-05-09 - Notice of publication

2001-01-23 - Approved for Pub - Principal Register (Initial exam)

2001-01-17 - Examiner's amendment mailed

2001-01-10 - Non-final action mailed

2000-12-05 - Assigned To Examiner

2000-11-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Stephen L. Sapp

Correspondent

STEPHEN L. SAPP

LOCKE LIDDELL & SAPP LLP

2200 ROSS AVENUE, SUITE 2200

DALLAS, TEXAS 75201-6776

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 211

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:16:50 ET

Serial Number: 76540852 Assignment Information

Registration Number: 2868115

Mark (words only): DIGITAL RETINA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-27

Filing Date: 2003-08-15

Transformed into a National Application: No

Registration Date: 2004-07-27

Register: Supplemental

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: 2004-08-03

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

1. DMetrix, Inc.

Address:

DMetrix, Inc.
1141 W. Grant Road, Suite 100
Tucson, AZ 85705
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Arizona

Phone Number: 520-722-9510

Fax Number: 520-722-3244

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer program used for automated and/or interactive microscope operation

Basis: 1(a)

First Use Date: 2003-08-04

First Use in Commerce Date: 2003-08-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-07-27 - Registered - Supplemental Register
- 2004-07-11 - TEAS Change Of Correspondence Received
- 2004-04-29 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2004-03-24 - Communication received from applicant
- 2004-03-24 - TEAS Response to Office Action Received
- 2004-03-04 - Non-final action mailed
- 2004-02-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANTONIO R DURANDO

Correspondent
Antonio R. Durando
Quarles & Brady Streich Lang LLP
Suite 1700
One South Church Avenue
Tucson AZ 85701
Phone Number: 520-770-8700
Fax Number: 520-623-2418

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 212

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:17:08 ET

Serial Number: 76493177 Assignment Information

Registration Number: 2867589

Mark

DigiPREP

(words only): DIGIPREP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-27

Filing Date: 2003-02-25

Transformed into a National Application: No

Registration Date: 2004-07-27

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-08-03

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

1. SCP SCIENCE

Address:
SCP SCIENCE
21800
BAIE D'URFE H9X 4B6
Canada
Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: 1-514-457-0701

Fax Number: 1-514-457-4499

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL DIGESTION BLOCK HEATER FOR LABORATORY USE

Basis: 1(a)

First Use Date: 2001-01-01

First Use in Commerce Date: 2001-01-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-07-27 - Registered - Principal Register

2004-05-09 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-07 - Communication received from applicant

2004-04-07 - TEAS Response to Office Action Received

2004-03-30 - Non-final action mailed

2004-03-30 - Previous action count withdrawn

2004-03-19 - Assigned To Examiner

2004-03-16 - Statement of use processing complete

2004-02-11 - Amendment to Use filed

2004-02-10 - TEAS Statement of Use Received

2004-01-06 - Notice of allowance - mailed

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 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

JEFF LABOMBARD
USA BOUND
348 ROUTE 11
CHAMPLAIN, NY 12919-0771
Phone Number: 1-518-297-3365
Fax Number: 1-518-297-6913

Domestic Representative

JEFF LABOMBARD
Phone Number: 1-518-297-3365
Fax Number: 1-518-297-6913

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **213**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:17:59 ET

Serial Number: 76540853 Assignment Information

Registration Number: 2863853

Mark (words only): DIGITAL EYEPIECE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-13

Filing Date: 2003-08-15

Transformed into a National Application: No

Registration Date: 2004-07-13

Register: Supplemental

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: 2004-07-22

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

1. DMetrix, Inc.

Address:

DMetrix, Inc.
1141 W. Grant Road, Suite 100
Tucson, AZ 85705
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Arizona

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer program used for digital-image interpretation and management in optical microscopy

Basis: 1(a)

First Use Date: 2003-08-04

First Use in Commerce Date: 2003-08-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-07-13 - Registered - Supplemental Register
 - 2004-07-11 - TEAS Change Of Correspondence Received
 - 2004-04-29 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
 - 2004-03-24 - Communication received from applicant
 - 2004-03-24 - TEAS Response to Office Action Received
 - 2004-03-04 - Non-final action mailed
 - 2004-02-17 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANTONIO R DURANDO

Correspondent
Antonio R. Durando
Quarles & Brady Streich Lang LLP
Suite 1700
One South Church Avenue
Tucson AZ 85701
Phone Number: 520-770-8700
Fax Number: 520-623-2418

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 214

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.**This page was generated by the TARR system on 2007-01-16 11:18:13 ET****Serial Number:** 76398351 Assignment Information**Registration Number:** 2790374**Mark (words only):** DIGITAL CHAPERONE**Standard Character claim:** No**Current Status:** Registered.**Date of Status:** 2003-12-09**Filing Date:** 2002-04-22**Transformed into a National Application:** No**Registration Date:** 2003-12-09**Register:** Principal**Law Office Assigned:** LAW OFFICE 114**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:** 2003-12-15

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

1. HONEYWELL SILENT WITNESS INC.

Address:

HONEYWELL SILENT WITNESS INC.

6445 176TH STREET

SURREY, BC V3S 4G5

Canada

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

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

security, monitoring and surveillance systems for inside and outside premises comprised of video cameras, decoy video cameras, digital video cameras, wireless digital video cameras, networked digital video cameras, video camera housing assemblies, decoy video camera assemblies, video tape recorders, digital video recorders and video monitors; and parts and accessories therefore, namely wiring harnesses, mounting hardware, mounting lock boxes, and camera carrying

bags; and components for security, monitoring and surveillance systems, namely video cameras, decoy video cameras, digital video cameras, wireless digital video cameras, networked digital video cameras, video camera housing assemblies, decoy video camera housing assemblies, video tape recorders and video monitors; and parts and accessories therefore, namely wiring harnesses, mounting hardware, mounting lock boxes and camera carrying bags

Basis: 1(a)

First Use Date: 2002-05-08

First Use in Commerce Date: 2002-05-08

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-07-08 - TEAS Change Of Correspondence Received

2003-12-09 - Registered - Principal Register

2003-09-16 - Published for opposition

2003-08-27 - Notice of publication

2003-07-21 - Approved for Pub - Principal Register (Initial exam)

2003-06-16 - Communication received from applicant

2003-07-01 - Case File In TICRS

2003-06-16 - PAPER RECEIVED

2003-04-02 - Non-final action mailed

2003-03-05 - Assigned To Examiner

2003-03-05 - Previous allowance count withdrawn

2003-01-14 - Approved for Pub - Principal Register (Initial exam)

2003-01-14 - Amendment to Use approved

2002-12-19 - Communication received from applicant

2002-12-19 - PAPER RECEIVED

2002-10-29 - Letter of suspension mailed

2002-10-22 - Amendment to use processing complete

- 2002-10-07 - Amendment to Use filed
- 2002-10-07 - Communication received from applicant
- 2002-10-07 - PAPER RECEIVED
- 2002-10-23 - Non-final action mailed
- 2002-08-19 - Assigned To Examiner
- 2002-08-15 - Assigned To Examiner
- 2002-08-15 - Assigned To Examiner
- 2002-07-02 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jessica Stone Levy

Correspondent

David A. Cohen
Honeywell International Inc.
101 Columbia Road
Morristown NJ 07962
Phone Number: (973) 455-2000
Fax Number: (973) 455-5904

Domestic Representative

Preston Gates & Ellis LLP

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 215

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:18:24 ET

Serial Number: 76498033 Assignment Information

Registration Number: 2861117

Mark (words only): MOBILE DVD DREAM SYSTEM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-06

Filing Date: 2003-03-10

Transformed into a National Application: No

Registration Date: 2004-07-06

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2004-07-20

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

1. Sony Electronics Inc.

Address:

Sony Electronics Inc.
Sony Drive
Park Ridge, NJ 07656
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

automobile entertainment system comprised of a DVD player, LCD monitor and wireless headphones

Basis: 1(a)

First Use Date: 2003-06-30

First Use in Commerce Date: 2003-06-30

ADDITIONAL INFORMATION

Disclaimer: "MOBILE DVD" or "SYSTEM"

Prior Registration Number(s):

1102584

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-08 - Attorney Revoked And/Or Appointed

2006-02-08 - TEAS Revoke/Appoint Attorney Received

2004-07-06 - Registered - Principal Register

2004-04-22 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-22 - Assigned To Examiner

2004-04-21 - Statement of use processing complete

2004-04-08 - Amendment to Use filed

2004-04-08 - PAPER RECEIVED

2004-02-03 - Notice of allowance - mailed

2003-11-11 - Published for opposition

2003-10-22 - Notice of publication

2003-09-09 - Approved for Pub - Principal Register (Initial exam)

2003-09-04 - Examiner's amendment mailed

2003-08-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Andrew Quinn

Correspondent

Andrew Quinn

Sony Electronics Inc.

MZ 7345

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 216

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:18:39 ET

Serial Number: 76407118 Assignment Information

Registration Number: 2859389

Mark (words only): DIGITAL WORLD IN MY HAND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-06

Filing Date: 2002-05-13

Transformed into a National Application: No

Registration Date: 2004-07-06

Register: Principal

Law Office Assigned: LAW OFFICE 114

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: 2004-07-19

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

1. Samsung Electronics Co., Ltd.

Address:

Samsung Electronics Co., Ltd.
416, Maetan-dong, Paldal-ku
Suwon-city, Kyungki-do
Republic of Korea

Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Cellular phones; parts of cellular phones, namely, earphones, batteries, battery chargers; digital cameras; television receivers; notebook computers; printers for use with computer; communication cables; and MP3 players

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 420020019347

Foreign Registration Number: 0569381

Foreign Registration Date: 2003-12-19

Country: Republic of Korea

Foreign Filing Date: 2002-04-29

Foreign Expiration Date: 2013-12-19

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-07-06 - Registered - Principal Register

2004-04-13 - Published for opposition

2004-03-24 - Notice of publication

2004-02-06 - Approved for Pub - Principal Register (Initial exam)

2004-01-09 - ITU claim deleted

2004-01-09 - Communication received from applicant

2004-01-09 - PAPER RECEIVED

2003-07-30 - Inquiry as to suspension mailed

2002-11-29 - Unresponsive/Duplicate Paper Received

2003-04-10 - Case File In TICRS

2003-04-10 - Case File In TICRS

2003-01-06 - Letter of suspension mailed

2002-12-12 - Communication received from applicant

2002-12-12 - PAPER RECEIVED

2002-11-29 - PAPER RECEIVED

2002-10-29 - Non-final action mailed

2002-10-24 - TEAS Change Of Correspondence Received

2002-10-23 - Assigned To Examiner

2002-10-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert B. Chickering, Esq.

Correspondent

ROBERT B. CHICKERING
DORSEY & WHITNEY LLP
4 EMBARCADERO CENTER SUITE 3400
SAN FRANCISCO CA 94111-4187
Phone Number: (415) 781-1989

Domestic Representative

DORSEY & WHITNEY LLP
Phone Number: (415) 781-1989

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 217

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:18:55 ET

Serial Number: 76354124 Assignment Information

Registration Number: 2683020

Mark



(words only): DIGITAL RECORDERS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-04

Filing Date: 2001-12-31

Transformed into a National Application: No

Registration Date: 2003-02-04

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-03-17

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

1. Digital Recorders, Inc.

Address:
 Digital Recorders, Inc.
 5949 Sherry Lane, Suite 1050
 Dallas, TX 75225
 United States
Legal Entity Type: Corporation

State or Country of Incorporation: North Carolina

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Passenger information systems for transit including GSP-based vehicle location systems and on board systems for displaying numbers and/or names associated with particular vehicle routes and for displaying and/or announcing forthcoming stops of vehicles as they travel along their routes

Basis: 1(a)

First Use Date: 1988-01-01

First Use in Commerce Date: 1988-01-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL RECORDERS"

Design Search Code(s):

26.05.03 - Incomplete triangles (must have two angles); Triangle, incomplete (two angles)

26.11.21 - Rectangles that are completely or partially shaded

26.17.01 - Bands, straight; Bars, straight; Lines, straight; Straight line(s), band(s) or bar(s)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-08 - Attorney Revoked And/Or Appointed

2006-06-08 - TEAS Revoke/Appoint Attorney Received

2003-02-04 - Registered - Principal Register

2002-12-31 - TEAS Change Of Correspondence Received

2002-11-12 - Published for opposition

2002-10-23 - Notice of publication

2002-09-11 - Approved for Pub - Principal Register (Initial exam)

2002-09-09 - Examiner's amendment mailed

2002-07-31 - Communication received from applicant

2002-07-31 - PAPER RECEIVED

2002-04-17 - Non-final action mailed

2002-04-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Brian D. Walker

Correspondent

Brian D. Walker

Howison & Arnott

5420 LBJ Freeway, Suite 660

Dallas TX 75240

Phone Number: 972-680-6054

Fax Number: 972-479-0464

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

)

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EXHIBIT

218

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:19:11 ET

Serial Number: 76434128 Assignment Information

Registration Number: 2857305

Mark (words only): SIMPLEDVD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-29

Filing Date: 2002-07-25

Transformed into a National Application: No

Registration Date: 2004-06-29

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2004-07-12

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

1. PIXELTOOLS CORP.

Address:
PIXELTOOLS CORP.
10721 Wunderlich Drive
Cupertino, CA 95014
United States

Legal Entity Type: Corporation
State or Country of Incorporation: California
Phone Number: 408-374-5327
Fax Number: 408-374-8074

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for video processing and DVD processing
Basis: 1(a)

First Use Date: 1999-04-19

First Use in Commerce Date: 1999-08-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-06-29 - Registered - Principal Register
- 2004-04-06 - Published for opposition
- 2004-03-17 - Notice of publication
- 2004-01-16 - Approved for Pub - Principal Register (Initial exam)
- 2003-11-06 - Communication received from applicant
- 2003-12-08 - Case File In TICRS
- 2003-11-06 - PAPER RECEIVED
- 2003-07-15 - Letter of suspension mailed
- 2003-06-16 - Communication received from applicant
- 2003-06-16 - PAPER RECEIVED
- 2002-12-16 - Non-final action mailed
- 2002-12-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DONALD E. SCHREIBER

Correspondent

DONALD E. SCHREIBER

POST OFFICE BOX 2926

KING BEACH, CALIFORNIA 96143-2926

Phone Number: 408-374-5327

Fax Number: 408-374-8074

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 219

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:19:25 ET

Serial Number: 76215455 Assignment Information

Registration Number: 2798366

Mark



(words only): PANASONIC DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-23

Filing Date: 2001-02-23

Transformed into a National Application: No

Registration Date: 2003-12-23

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2004-06-28

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

1. Matsushita Electric Industrial Co., Ltd.

Address:

Matsushita Electric Industrial Co., Ltd.
1006, Oaza Kadoma
Kadoma-shi, Osaka-fu
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Batteries; Alkaline batteries; Lithium batteries

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 1999-10-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Lining and Stippling: The stippling shown in the mark is for shading purposes only and does not indicate color. The lining shown in the mark is a feature of the mark and is not intended to indicate color.

Design Search Code(s):

26.03.01 - Ovals as carriers and single line borders

26.03.03 - Incomplete ovals; Ovals, incomplete

26.13.28 - Miscellaneous designs with overall quadrilateral shape; Quadrilateral shapes (miscellaneous overall shape)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-20 - Section 7 correction issued

2004-02-17 - Section 7 amendment filed

2003-12-23 - Registered - Principal Register

2003-10-29 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-14 - Assigned To Examiner

2003-10-12 - Case File In TICRS

2003-09-10 - Statement of use processing complete

2003-08-20 - Amendment to Use filed

2003-09-10 - Extension 1 granted

2003-08-18 - Extension 1 filed

2003-08-20 - PAPER RECEIVED

Latest Status Info

2003-08-18 - PAPER RECEIVED
2003-02-18 - Notice of allowance - mailed
2002-11-26 - Published for opposition
2002-11-06 - Notice of publication
2002-08-23 - Approved for Pub - Principal Register (Initial exam)
2002-06-16 - Communication received from applicant
2002-07-16 - Communication received from applicant
2002-07-16 - PAPER RECEIVED
2002-04-26 - Final refusal mailed
2002-01-30 - Communication received from applicant
2001-07-31 - Non-final action mailed
2001-07-30 - Assigned To Examiner
2001-06-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

KATHY J. MCKNIGHT
SHAW PITTMAN LLP
2300 N STREET, NW
WASHINGTON, DC 20037-1128

Domestic Representative

Michael D. Bednarek

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 220

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:19:42 ET

Serial Number: 76462362 Assignment Information

Registration Number: 2847254

Mark

DIGIX media

(words only): DIGIX MEDIA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2002-10-24

Transformed into a National Application: No

Registration Date: 2004-06-01

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2004-06-21

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

1. Digix Media, Inc.

Address:
Digix Media, Inc.
17517 Fabrica Way, Suite E
Cerritos, CA 90703
United States
Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Goods for consumer electronics; namely radio, television, project screen, combination of TV/DVD player, record player, video and audio tape player, DVD player, DVD recorder, DVD recorder and player, sound amplifier, speaker, home theater products, namely LCD, LCDTV, LCD monitor, and parts therefor

Basis: 1(a)

First Use Date: 2002-09-15

First Use in Commerce Date: 2002-09-15

ADDITIONAL INFORMATION

Disclaimer: "MEDIA"

Design Search Code(s):

16.01.07 - Head phones; Headphones; Headsets; Microphones

27.03.05 - Objects forming letters or numerals

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-01 - Registered - Principal Register

2004-03-09 - Published for opposition

2004-02-18 - Notice of publication

2003-12-16 - Approved for Pub - Principal Register (Initial exam)

2003-10-23 - Communication received from applicant

2003-10-23 - PAPER RECEIVED

2003-05-12 - Non-final action mailed

2003-05-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DAVID S. W. FANG

Correspondent

DAVID S. W. FANG

Latest Status Info

LAW OFFICES OF DAVID S. W. FANG
UNION BANK BUILDING
17800 CASTLETON ST STE 168
CITY OF INDUSTRY CA 91748-5727
Phone Number: (626) 854-5787
Fax Number: (626) 854-5785

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 221

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:19:59 ET

Serial Number: 76486820 Assignment Information

Registration Number: 2856587

Mark



(words only): DIGITAL DOWNLOAD AVAILABLE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-22

Filing Date: 2003-02-03

Transformed into a National Application: No

Registration Date: 2004-06-22

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: 2004-07-08

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

1. UMG RECORDINGS, INC.

Address:
UMG RECORDINGS, INC.
100 Universal City Plaza
Universal City, CA 91608
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DOWNLOADABLE MUSICAL SOUND RECORDINGS

Basis: 1(a)

First Use Date: 2002-11-19

First Use in Commerce Date: 2002-11-19

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL DOWNLOAD AVAILABLE"

Design Search Code(s):

15.05.04 - CPU (central processing unit); Computer devices; Mainframes (computer); PDAs (handheld computer); Printer (computer); Servers, computer; Tape drives (computer)

15.05.08 - Computer mouse; Mouse, computer

26.11.10 - Rectangles divided once into two sections

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-22 - Registered - Principal Register

2004-04-16 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-01 - Statement of use processing complete

2004-04-01 - Amendment to Use filed

2004-04-05 - PAPER RECEIVED

2004-01-20 - Notice of allowance - mailed

2003-10-28 - Published for opposition

2003-10-08 - Notice of publication

2003-08-28 - Approved for Pub - Principal Register (Initial exam)

2003-08-25 - Examiner's amendment mailed

2003-07-24 - Examiner's amendment mailed

2003-07-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Anne B. Nielsen

Correspondent

ANNE B. NIELSEN

UNIVERSAL CITY STUDIOS LLLP

100 UNIVERSAL CITY PLAZA

UNIVERSAL CITY, CALIFORNIA 91608

Phone Number: 818 777 6447

Fax Number: 818 866 1426

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) **MARK: DIGIPOS**

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EXHIBIT

222

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:20:15 ET

Serial Number: 76461700 Assignment Information

Registration Number: 2855585

Mark



(words only): DIGIX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-22

Filing Date: 2002-10-21

Transformed into a National Application: No

Registration Date: 2004-06-22

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2004-07-08

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

1. Digix Media, Inc.

Address:

Digix Media, Inc.
17517 Fabrica Way, Suite E
Cerritos, CA 90703
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Goods for consumer electronics; namely radio, television, project screen, combination of TV/DVD player, record player, video and audio tape player, DVD player, DVD recorder, DVD recorder and player, sound amplifier, speaker, home theater products, namely LCD, LCDTV, LCD monitor, and parts therefor

Basis: 1(a)

First Use Date: 2002-09-15

First Use in Commerce Date: 2002-09-15

ADDITIONAL INFORMATION

Design Search Code(s):

16.01.07 - Head phones; Headphones; Headsets; Microphones

26.01.13 - Circles, two (not concentric); Two circles

26.01.21 - Circles that are totally or partially shaded.

27.03.01 - Geometric figures forming letters, numerals or punctuation

27.03.05 - Objects forming letters or numerals

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-22 - Registered - Principal Register

2004-03-30 - Published for opposition

2004-03-12 - Notice of publication

2004-03-10 - Notice of publication

2004-01-22 - PAPER RECEIVED

2003-12-16 - Approved for Pub - Principal Register (Initial exam)

2003-10-23 - Communication received from applicant

2003-10-23 - PAPER RECEIVED

2003-05-07 - Non-final action mailed

2003-05-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David SW Fang

Correspondent

DAVID SW FANG

LAW OFFICES OF DAVID S. W. FANG

UNION BANK BUILDING

17800 CASTLETON STREET, SUITE 168

CITY OF INDUSTRY, CALIFORNIA 91748

Phone Number: (626) 854-5787

Fax Number: (626) 854-5785

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 223

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:20:31 ET

Serial Number: 76076287 Assignment Information

Registration Number: 2769586

Mark (words only): DIGITAL REVOLUTION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-30

Filing Date: 2000-06-19

Transformed into a National Application: No

Registration Date: 2003-09-30

Register: Principal

Law Office Assigned: LAW OFFICE 114

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: 2003-10-07

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

1. FRONIUS INTERNATIONAL GMBH & CO. KG

Address:
FRONIUS INTERNATIONAL GMBH & CO. KG
BUXBAUMSTRASSE 2
A-4600 WELS
Austria
Legal Entity Type: AUSTRIAN COMPANY
State or Country Where Organized: (NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 006
Class Status: Active
WELDING SUPPLIES AND ACCESSORIES, NAMELY, FILLER METALS
Basis: 1(a)
First Use Date: 2001-06-12
First Use in Commerce Date: 2001-06-12

International Class: 007

Class Status: Active

filler metal delivery systems comprised of feeders, conduits and let off stands, used to deliver filler metal to the welding site

Basis: 1(a)

First Use Date: 2001-06-12

First Use in Commerce Date: 2001-06-12

International Class: 009

Class Status: Active

welding supplies and accessories, namely power supplies, electric arc torches, electric arc welders, and controls therefor

Basis: 1(a)

First Use Date: 2001-06-12

First Use in Commerce Date: 2001-06-12

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-09-30 - Registered - Principal Register
- 2003-08-09 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-08-06 - Examiner's amendment mailed
- 2003-07-02 - Case File In TICRS
- 2003-04-30 - Non-final action mailed
- 2003-02-26 - Communication received from applicant
- 2003-02-06 - TEAS Response to Office Action Received
- 2002-10-22 - Assigned To Examiner
- 2002-08-08 - Non-final action mailed
- 2002-08-02 - Statement of use processing complete
- 2001-10-01 - Amendment to Use filed
- 2002-08-02 - Reinstated
- 2002-06-26 - Abandonment - No use statement filed

2001-07-10 - Notice of allowance - mailed
2001-04-17 - Published for opposition
2001-04-04 - Notice of publication
2001-01-15 - Approved for Pub - Principal Register (Initial exam)
2001-01-10 - Assigned To Examiner
2001-01-08 - Examiner's amendment mailed
2000-12-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey A. Sadowski

Correspondent

JEFFREY A. SADOWSKI
HOWARD & HOWARD ATTORNEYS PC
39400 WOODWARD AVENUE, STE 101
BLOOMFIELD HILLS, MICHIGAN 48304-5151

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 224

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:20:45 ET

Serial Number: 76487733 Assignment Information

Registration Number: 2854763

Mark (words only): DIGITALINVESTIGATOR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-15

Filing Date: 2003-02-06

Transformed into a National Application: No

Registration Date: 2004-06-15

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: 2004-07-08

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

1. Digital Safety Technologies, Inc.

Address:
Digital Safety Technologies, Inc.
556 Metroplex Drive
Nashville, TN 37211
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Tennessee

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Software for the enhancement and manipulation of recorded video images used in the public safety and law enforcement fields

Basis: 1(a)

First Use Date: 2002-07-26

First Use in Commerce Date: 2002-07-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-06-15 - Registered - Principal Register
- 2004-04-15 - Allowed for Registration - Principal Register (SOU accepted)
- 2004-03-15 - Communication received from applicant
- 2004-03-15 - PAPER RECEIVED
- 2004-02-23 - Non-final action mailed
- 2004-02-20 - Assigned To Examiner
- 2004-02-20 - Statement of use processing complete
- 2004-01-14 - Amendment to Use filed
- 2004-01-14 - PAPER RECEIVED
- 2003-12-30 - Notice of allowance - mailed
- 2003-10-07 - Published for opposition
- 2003-09-17 - Notice of publication
- 2003-08-01 - Approved for Pub - Principal Register (Initial exam)
- 2003-07-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ROBERT P FELBER JR

Correspondent
ROBERT P FELBER JR
WALLER LANSDEN DORTCH & DAVIS PLLC
NASHVILLE CITY CTR STE 2100
511 UNION ST
NASHVILLE TN 37219-8966

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT **225**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:20:56 ET

Serial Number: 76183145 Assignment Information

Registration Number: 2854233

Mark (words only): SMART SOLUTIONS FOR A DIGITAL WORLD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-15

Filing Date: 2000-12-19

Transformed into a National Application: No

Registration Date: 2004-06-15

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-07

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

1. e.Digital Corporation

Address:

e.Digital Corporation
13114 Evening Creek Drive South
San Diego, CA 92128
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

portable digital players for video, audio, and photo images

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-11-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-06-15 - Registered - Principal Register
 - 2004-03-28 - Allowed for Registration - Principal Register (SOU accepted)
 - 2004-03-24 - Assigned To Examiner
 - 2004-03-23 - Case File In TICRS
 - 2004-03-17 - Statement of use processing complete
 - 2004-02-13 - Amendment to Use filed
 - 2004-02-13 - TEAS Statement of Use Received
 - 2003-10-14 - Notice of allowance - mailed
 - 2003-07-22 - Published for opposition
 - 2003-07-02 - Notice of publication
 - 2003-05-27 - Approved for Pub - Principal Register (Initial exam)
 - 2001-04-13 - Letter of suspension mailed
 - 2001-03-29 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Vaughn W North

Correspondent
VAUGHN W NORTH
THORPE NORTH & WERN
PO BOX 1219
SANDY UT 84091-1219

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:21:09 ET

Serial Number: 76070432 Assignment Information

Registration Number: 2851163

Mark (words only): DIGIWELL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-08

Filing Date: 2000-06-15

Transformed into a National Application: No

Registration Date: 2004-06-08

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-06-28

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

1. Digiwell Technology Inc.

Address:
Digiwell Technology Inc.
Room 7, 10F, No. 126, Sec. 3 Chung Hua Road
Hsin-Chu
Taiwan

Legal Entity Type: Corporation
State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Videocassette recorders, cameras, namely, motion picture cameras, closed-circuit television monitors, television cameras, tape recorders, namely, audio recorders, CD players, vocal accompaniment players, voice recorders, language learning machines, namely, audio cassette recorders, digitals audio tape players, audio tape recorders, compact disc players, compact disc recorders, MP3 players, MP3 recorders, DVD players, DVD recorders, mini disk players, mini

disk recorders, computers, audio tape recorders, audio tape players and audio speakers for learning languages, automatic record players, reverberation machines, and casing for audio systems, namely, audio cassette recorders, digital audio tape players and audio tape recorder

Basis: 1(a)

First Use Date: 2003-10-15

First Use in Commerce Date: 2003-11-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-10 - Review Of Correspondence Complete

2004-07-07 - PAPER RECEIVED

2004-06-08 - Registered - Principal Register

2004-05-18 - FAX RECEIVED

2004-03-30 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-23 - Assigned To Examiner

2004-03-22 - Case File In TICRS

2004-02-05 - Statement of use processing complete

2004-02-05 - Amendment to Use filed

2004-02-05 - PAPER RECEIVED

2003-08-12 - Notice of allowance - mailed

2002-11-28 - Notice of Allowance canceled

2003-04-19 - Reinstated

2003-03-07 - Petition To Revive-Received

2003-03-07 - PAPER RECEIVED

2003-02-15 - Abandonment - No use statement filed

2002-08-20 - TEAS Change Of Correspondence Received

2002-05-28 - Notice of allowance - mailed

- 2002-03-05 - Published for opposition
- 2002-02-13 - Notice of publication
- 2001-10-16 - Approved for Pub - Principal Register (Initial exam)
- 2001-10-10 - Examiner's amendment mailed
- 2001-07-11 - Communication received from applicant
- 2001-01-17 - Non-final action mailed
- 2000-12-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Steven M. Rabin

Correspondent
STEVEN M. RABIN
RABIN & BERDO, P.C.
1101 14TH STREET, N.W., SUITE 500
WASHINGTON DC 20005
Phone Number: (202)371-8976
Fax Number: (202)408-0924

Domestic Representative
RABIN & CHAMPAGNE, P.C.

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT **227**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:21:24 ET

Serial Number: 76487734 Assignment Information

Registration Number: 2848992

Mark (words only): DIGITALMEDIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2003-02-06

Transformed into a National Application: No

Registration Date: 2004-06-01

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: 2004-06-22

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

1. INTEGRIAN, INC.

Address:
INTEGRIAN, INC.
511 DAVIS DRIVE, SUITE 300
MORRISVILLE, NC 27560
United States

Legal Entity Type: Corporation
State or Country of Incorporation:(NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic systems comprised of a camera, transmitter and receiver used to record and transmit audio and video information from emergency response vehicles

Basis: 1(a)

First Use Date: 2002-10-01

First Use in Commerce Date: 2002-12-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-01 - Registered - Principal Register

2004-03-04 - Allowed for Registration - Principal Register (SOU accepted)

2004-02-20 - Assigned To Examiner

2004-02-20 - Statement of use processing complete

2004-01-14 - Amendment to Use filed

2004-01-14 - PAPER RECEIVED

2003-12-30 - Notice of allowance - mailed

2003-10-07 - Published for opposition

2003-09-17 - Notice of publication

2003-08-01 - Approved for Pub - Principal Register (Initial exam)

2003-07-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT P FELBER JR

Correspondent

ROBERT P FELBER JR

WALLER LANSDEN DORTCH & DAVIS PLLC

NASHVILLE CITY CTR STE 2100

511 UNION ST

NASHVILLE TN 37219-8966

Phone Number: (615) 744-7741

Fax Number: (615) 244-6380

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 228

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:21:37 ET

Serial Number: 76376738 Assignment Information

Registration Number: 2848290

Mark (words only): DIGIMARC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2002-02-27

Transformed into a National Application: No

Registration Date: 2004-06-01

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2004-06-22

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

1. Digimarc Corporation

Address:

Digimarc Corporation
19801 S.W. 72nd Avenue Suite 250
Tualatin, OR 97062
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for use in producing, tracking and issuing driver's licenses

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

International Class: 037

Class Status: Active

installation and maintenance of computer systems for producing, tracking and issuing driver's licenses

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

International Class: 041

Class Status: Active

training in the field of producing, tracking and issuing driver's licenses and in the use of software and equipment to produce, track and issue driver's licenses

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

International Class: 042

Class Status: Active

installation and maintenance of computer software for producing, tracking, and issuing driver's licenses; providing technical support services via the telephone and on-line, namely troubleshooting of computer software problems for computer software and computer hardware that is used for producing, tracking and issuing driver's licenses

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

International Class: 045

Class Status: Active

preparation of identification cards, namely, driver's licenses

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

2085032

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-01 - Registered - Principal Register

2004-03-21 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-18 - Case File In TICRS

2004-03-12 - Statement of use processing complete

2004-03-12 - Extension 1 granted

- 2004-02-11 - Amendment to Use filed
- 2004-02-11 - Extension 1 filed
- 2004-02-17 - PAPER RECEIVED
- 2003-09-08 - PAPER RECEIVED
- 2003-08-12 - Notice of allowance - mailed
- 2003-05-20 - Published for opposition
- 2003-04-30 - Notice of publication
- 2003-03-21 - Approved for Pub - Principal Register (Initial exam)
- 2003-03-18 - Previous allowance count withdrawn
- 2003-01-22 - Approved for Pub - Principal Register (Initial exam)
- 2002-12-23 - Communication received from applicant
- 2002-12-23 - PAPER RECEIVED
- 2002-07-01 - Non-final action mailed
- 2002-06-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
David P. Petersen

Correspondent
DAVID P. PETERSEN
KLARQUIST SPARKMAN, LLP
ONE WORLD TRADE CENTER, SUITE 1600
121 S.W. SALMON STREET
PORTLAND, OREGON 97204
Phone Number: (503) 226-7391
Fax Number: (503) 228-9446

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 229

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:21:52 ET

Serial Number: 76352831 Assignment Information

Registration Number: 2847182

Mark



(words only): MP3PRO DIGITAL AUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2001-12-27

Transformed into a National Application: No

Registration Date: 2004-06-01

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: 2004-06-21

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

1. Thomson multimedia

Address:

Thomson multimedia
46 quai Alphonse le Gallo
92100 Boulogne-Billancourt
France

Legal Entity Type: Company

State or Country Where Organized: France

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Apparatus for recording, transmission, reproduction of sound and images, namely, blank magnetic data carriers; audio and video disc players; portable CD players; portable listening devices, namely MP3 players; audio and video disc recorders; home stereo devices, namely, amplifiers, receivers and tuners; compact discs featuring music, compact discs featuring movies; blank digital audio discs, blank digital video discs; blank audio and video tapes; radios; audio and video receivers; audio and video cassette players and recorders; encoders; decoders; televisions; telephones; cellular phones; set-top boxes, namely, equipment containing interfaces, converters, down-converters for satellite reception, interfaces for cable networks, conditional access sub-systems, namely, interfaces and components thereof for use in controlling access to audio and audiovisual programming by way of user authorization using smart cards, and structural components which connect a television receiver to the "outside world"; data processors; computers; computer hardware; hardware components, namely, memory cards, hard drives for computers; semiconductor devices; and computer software for use in recording, broadcasting and transmitting sound, data and images by means of telephones, satellite, cable and aerials; computer software for connecting computer network users

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Telecommunication services, namely, transmitting streamed sound and audio-visual recordings via satellite, cable and the Internet

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "MP3" and "DIGITAL AUDIO"

Foreign Application Number: 013108915

Foreign Registration Number: 013108915

Foreign Registration Date: 2001-07-02

Country: France

Foreign Filing Date: 2001-07-02

Foreign Expiration Date: 2011-07-02

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-01 - Registered - Principal Register

2004-04-07 - ITU claim deleted

Latest Status Info

2004-04-15 - Notice of Allowance canceled
2004-04-07 - PAPER RECEIVED
2004-03-23 - Notice of allowance - mailed
2003-10-30 - PAPER RECEIVED
2003-12-30 - Published for opposition
2003-12-10 - Notice of publication
2003-10-01 - Approved for Pub - Principal Register (Initial exam)
2003-09-15 - Case File In TICRS
2003-06-02 - Communication received from applicant
2003-06-02 - PAPER RECEIVED
2002-12-16 - Final refusal mailed
2002-11-13 - Communication received from applicant
2002-11-13 - PAPER RECEIVED
2002-05-17 - Non-final action mailed
2002-05-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MARY A. MOY

Correspondent

MARY A. MOY

LADAS & PARRY

26 WEST 61ST STREET

NEW YORK, N.Y. 10023, U.S.A

Phone Number: (212) 708-1800

Fax Number: (212) 246-8959

Domestic Representative

LADAS & PARRY

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 230

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:22:05 ET

Serial Number: 76250315 Assignment Information

Registration Number: 2848015

Mark



(words only): DIGITAL WORKSHEETS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-01

Filing Date: 2001-05-03

Transformed into a National Application: No

Registration Date: 2004-06-01

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-06-22

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

1. University of South Carolina

Address:

University of South Carolina
109 Osborne Administration Bldg.
Columbia, SC 29208
United States

Legal Entity Type: State Agency

State or Country Where Organized: South Carolina

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for educational purposes that enables information to be transmitted between teacher and student via a global computer network

Basis: 1(a)

First Use Date: 2001-01-02

First Use in Commerce Date: 2001-01-02

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL WORKSHEETS"

Design Search Code(s):

15.05.06 - Adding machines; Calculators; Pocket calculators

16.01.04 - Amplifiers, sound; Answering machines, telephone; DVD players; Dictating machines; Loudspeakers; Phonographs; Receivers, stereo; Record players; Recorders, tape; Recorders, video; Sound amplifiers; Speakers, audio; Stereo receivers, tuners, amplifiers, speakers; Tape players, audio and video; Tape recorders, audio and video; Telephone answering machines; Tuners, stereo; Turntables; Video cassette recorders; Video disc players; Video recorders

26.09.20 - Squares inside one another

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-06-01 - Registered - Principal Register

2004-03-21 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-02 - Assigned To Examiner

2004-03-01 - Case File In TICRS

2004-02-25 - Statement of use processing complete

2003-08-11 - Amendment to Use filed

2004-01-28 - Reinstated

2004-01-09 - FAX RECEIVED

2003-10-10 - PAPER RECEIVED

2003-10-01 - Abandonment - No use statement filed

Latest Status Info

2003-08-13 - PAPER RECEIVED

2003-02-11 - Notice of allowance - mailed

2002-11-19 - Published for opposition

2002-10-30 - Notice of publication

2002-09-24 - Approved for Pub - Principal Register (Initial exam)

2002-04-18 - Communication received from applicant

2002-09-24 - Previous allowance count withdrawn

2002-09-06 - Approved for Pub - Principal Register (Initial exam)

2002-08-29 - Petition To Revive-Granted

2002-04-18 - Petition To Revive-Received

2002-03-24 - Abandonment - Failure To Respond Or Late Response

2001-07-16 - Non-final action mailed

2001-07-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John C. McElwaine

Correspondent

JOHN C. MCELWAIN
NELSON MULLINS RILEY & SCARBOROUGH
151 MEETING ST STE 600
CHARLESTON SC 29401-2207
Phone Number: (843) 720-4302
Fax Number: (843) 722-8700

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **231**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:22:17 ET

Serial Number: 76261209 Assignment Information

Registration Number: 2780117

Mark (words only): DIGISONIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-04

Filing Date: 2001-05-22

Transformed into a National Application: No

Registration Date: 2003-11-04

Register: Principal

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

Current Location: 830 -Post Registration

Date In Location: 2006-02-09

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

1. C. WEICHEL & ASSOC. LTD. DBA COVINGTONS

Address:

C. WEICHEL & ASSOC. LTD. DBA COVINGTONS
835 TIBURON BLVD.
TIBURON, CA 94920
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PORTABLE AUDIO SYSTEMS, NAMELY RADIOS AND CASSETTE, CD AND MP3 PLAYERS, MUSIC CENTRES, NAMELY RADIOS AND CASSETTE, CD AND MP3 PLAYERS WITH RECORD TURNTABLES; HOME AUDIO SYSTEMS, NAMELY DVD PLAYERS AND TELEVISIONS; TELEPHONES; DIGITAL CAMERAS

Basis: 1(a)
First Use Date: 1996-03-00
First Use in Commerce Date: 1996-08-00

International Class: 014
Class Status: Active
CLOCKS INCORPORATING RADIOS
Basis: 1(a)
First Use Date: 1996-03-00
First Use in Commerce Date: 1996-08-00

ADDITIONAL INFORMATION

Foreign Application Number: 1101758
Country: Canada
Foreign Filing Date: 2001-05-04

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-02-09 - Post Registration action mailed - Section 7
- 2004-11-05 - FAX RECEIVED
- 2003-11-03 - PAPER RECEIVED
- 2003-11-04 - Registered - Principal Register
- 2003-08-27 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-08-11 - Assigned To Examiner
- 2003-08-08 - Case File In TICRS
- 2003-07-11 - Statement of use processing complete
- 2003-07-11 - Amendment to Use filed
- 2003-07-11 - TEAS Statement of Use Received
- 2003-07-03 - Extension 1 granted
- 2003-06-24 - Extension 1 filed
- 2003-06-24 - TEAS Extension Received
- 2002-12-31 - Notice of allowance - mailed
- 2002-11-08 - TEAS Change Of Correspondence Received

2002-10-08 - Published for opposition
2002-09-18 - Notice of publication
2002-06-26 - Approved for Pub - Principal Register (Initial exam)
2002-06-18 - Examiner's amendment mailed
2002-06-17 - Previous allowance count withdrawn
2002-05-14 - Approved for Pub - Principal Register (Initial exam)
2002-05-08 - Examiner's amendment mailed
2002-05-01 - Final refusal mailed
2002-02-01 - Communication received from applicant
2001-08-01 - Non-final action mailed
2001-07-27 - Assigned To Examiner
2001-07-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
LORI KRAFTE

Correspondent
LORI KRAFTE
GREENEBAUM DOLL & MCDONALD PLLC
2800 CHEMED CENTER
255 EAST FIFTH STREET
CINCINNATI OH 45202
Phone Number: (513) 455-7644
Fax Number: (513) 762-7944

Domestic Representative
GREENEBAUM DOLL & MCDONALD PLLC

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **232**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:22:32 ET

Serial Number: 76045894 Assignment Information

Registration Number: 2531526

Mark (words only): DIGISRIPT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-22

Filing Date: 2000-05-12

Transformed into a National Application: No

Registration Date: 2002-01-22

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2002-02-01

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

1. DigiScript, Inc.

Address:

DigiScript, Inc.
381 Mallory Station Road, Suite 210
Franklin, TN 37067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Tennessee

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in scientific research, electronic database in the field of scientific research recorded on computer media

Basis: 1(a)

First Use Date: 2000-04-15

First Use in Commerce Date: 2000-04-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-26 - TEAS Change Of Correspondence Received
2002-01-22 - Registered - Principal Register
2001-10-30 - Published for opposition
2001-10-10 - Notice of publication
2001-06-12 - Approved for Pub - Principal Register (Initial exam)
2001-03-19 - Communication received from applicant
2000-11-02 - Non-final action mailed
2000-10-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

AMY MARIE SANFORD

Correspondent

Robert L. Brewer
Bass, Berry & Sims PLC
Suite 2700
315 Deaderick Street
Nashville TN 37238
Phone Number: 615-742-7760
Fax Number: 615-742-0410

- Exhibit 219. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2798366.
- Exhibit 220. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2847254.
- Exhibit 221. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2856587.
- Exhibit 222. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2855585.
- Exhibit 223. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2769586.
- Exhibit 224. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2854763.
- Exhibit 225. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2854233.
- Exhibit 226. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2851163.
- Exhibit 227. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2848992.
- Exhibit 228. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2848290.
- Exhibit 229. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2847182.
- Exhibit 230. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2848015.
- Exhibit 231. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2780117.
- Exhibit 232. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2531526.
- Exhibit 233. Printout from U.S Patent and Trademark Office TARR database for Registration No. 2845370.

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **233**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:22:44 ET

Serial Number: 76199776 Assignment Information

Registration Number: 2845370

Mark



digitalfountain

(words only): DIGITALFOUNTAIN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-05-25

Filing Date: 2001-01-24

Transformed into a National Application: No

Registration Date: 2004-05-25

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: 2004-06-07

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

1. Digital Fountain, Inc.

Address:
Digital Fountain, Inc.
39141 Civic Center Drive
Fremont, CA 94538
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer hardware and software, and instructional manuals provided as a unit therewith, for use in encoding and decoding data for data distribution in communications networks and storage systems, for use by OEM manufacturers and for communications systems providers

Basis: 1(a)

First Use Date: 2001-03-30

First Use in Commerce Date: 2001-03-30

ADDITIONAL INFORMATION

Lining and Stippling: The stippling in the mark is for shading purposes only, and is not intended to designate a particular color.

Design Search Code(s):

14.01.03 - Cables, electrical, With electric plugs; Cords, electrical (with plugs); Electrical wire/cables, With plug; Plugs, electrical

15.05.04 - CPU (central processing unit); Computer devices; Mainframes (computer); PDAs (handheld computer); Printer (computer); Servers, computer; Tape drives (computer)

26.11.03 - Incomplete rectangles; Rectangles (incomplete)

26.11.21 - Rectangles that are completely or partially shaded

26.11.25 - Rectangles with one or more curved sides

26.11.28 - Miscellaneous designs with overall rectangular shape; Rectangular shapes (miscellaneous overall shape)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-08 - Attorney Revoked And/Or Appointed

2006-08-08 - TEAS Revoke/Appoint Attorney Received

2006-02-28 - TEAS Change Of Correspondence Received

2004-05-25 - Registered - Principal Register

2004-03-25 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-08 - Statement of use processing complete

2004-03-08 - Extension 1 granted

2003-12-08 - Amendment to Use filed

2003-12-08 - Extension 1 filed

2003-12-08 - TEAS Statement of Use Received
2003-12-08 - TEAS Extension Received
2003-06-10 - Notice of allowance - mailed
2003-03-18 - Published for opposition
2003-02-26 - Notice of publication
2003-01-14 - Approved for Pub - Principal Register (Initial exam)
2002-08-05 - Unresponsive/Duplicate Paper Received
2002-08-05 - PAPER RECEIVED
2002-04-02 - Letter of suspension mailed
2001-12-26 - Communication received from applicant
2001-06-20 - Non-final action mailed
2001-06-05 - Assigned To Examiner
2001-05-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Britt L. Anderson

Correspondent

Britt L. Anderson
Cooley Godward LLP
3000 El Camino Real, Five Palo Alto Sq,
Palo Alto CA 94306

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 234

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:22:55 ET

Serial Number: 76037751 Assignment Information

Registration Number: 2845234

Mark (words only): DIGITAL SWEETSPOT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-05-25

Filing Date: 2000-05-01

Transformed into a National Application: No

Registration Date: 2004-05-25

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: 2004-06-07

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

1. TDK ELECTRONICS CORPORATION

Address:
TDK ELECTRONICS CORPORATION
12 Harbor Park Drive
Port Washington, NY 11050
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
AUDIO AND VIDEO EQUIPMENT, NAMELY, STANDALONE AUDIO CD RECORDERS, AUDIO/DIGITAL RECORDERS AND PLAYERS, CD AND MP3 DIGITAL AUDIO RECORDERS AND PLAYERS, HEADPHONE SETS AND AUDIO SPEAKERS; COMPUTER HARDWARE, NAMELY, CD-RW RECORDERS, DVD RECORDERS, COMPUTER PERIPHERALS, NAMELY, HEADPHONE SETS AND AUDIO SPEAKERS; BLANK

RECORDING MEDIA PRODUCTS, NAMELY, CDS, CD-RS, CD-RWS, DVD'S, DVD-RS, DVD-RAMS, MDS, AUDIO AND VIDEO TAPES, DATA STORAGE TAPES AND MAGNETIC RECORDING DISKS; COMPUTER SOFTWARE, NAMELY, CD RECORDING AND PLAYBACK SOFTWARE AND DATA BACKUP SOFTWARE

Basis: 1(a)

First Use Date: 2002-03-00

First Use in Commerce Date: 2002-03-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL".

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-25 - Registered - Principal Register

2004-03-17 - Allowed for Registration - Principal Register (SOU accepted)

2004-03-12 - Examiner's amendment mailed

2004-02-05 - Case File In TICRS

2004-02-05 - Case File In TICRS

2004-01-29 - Statement of use processing complete

2004-01-29 - Extension 5 granted

2004-01-06 - Amendment to Use filed

2004-01-06 - Extension 5 filed

2004-01-06 - TEAS Statement of Use Received

2004-01-06 - TEAS Extension Received

2003-07-11 - Extension 4 granted

2003-07-02 - Extension 4 filed

2003-07-07 - TEAS Extension Received

2003-01-09 - Extension 3 granted

2003-01-09 - Extension 3 filed

2003-01-13 - PAPER RECEIVED

2002-07-08 - Extension 2 granted

2002-07-08 - Extension 2 filed
2002-07-11 - PAPER RECEIVED
2002-01-25 - Extension 1 granted
2002-01-08 - Extension 1 filed
2001-07-10 - Notice of allowance - mailed
2001-04-17 - Published for opposition
2001-04-04 - Notice of publication
2001-01-04 - Approved for Pub - Principal Register (Initial exam)
2000-12-29 - Examiner's amendment mailed
2000-10-24 - Non-final action mailed
2000-10-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Robert S. Weisbein

Correspondent
ROBERT S. WEISBEIN
DARBY & DARBY P.C.
805 THIRD AVENUE
NEW YORK, NY 10022

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 235

TO APPLICANT'S NOTICE OF RELIANCE

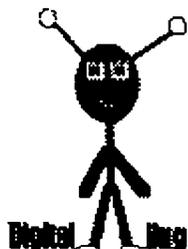
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 11:23:08 ET

Serial Number: 76514840 Assignment Information

Registration Number: 2842631

Mark



(words only): DIGITAL BUG

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-05-18

Filing Date: 2003-05-16

Transformed into a National Application: No

Registration Date: 2004-05-18

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2004-06-03

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

1. Young, Debra

Address:

Young, Debra
225 Southern Blvd. Suite 102
West Palm Beach, FL 33405
United States

Legal Entity Type: Individual

Country of Citizenship: United States
Phone Number: (561) 738-0064

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

audio and video tapes to stimulate the reading and learning capabilities of young children

Basis: 1(a)

First Use Date: 2003-01-14

First Use in Commerce Date: 2003-01-14

ADDITIONAL INFORMATION

Design Search Code(s):

02.01.33 - Grotesque men formed by letters, numbers, punctuation or geometric shapes; Stick figures

03.23.24 - Stylized insects, spiders and micro-organisms

03.23.25 - Other insects

04.07.02 - Objects forming a person; Person formed by objects

16.01.01 - Antennas; Radio antennas; Satellite dishes; Television antennas, roof and rabbit ears

16.03.07 - Eyeglasses; Frames, eyeglass; Glasses, eye; Glasses, safety; Goggles; Safety goggles; Spectacles; Sunglasses

26.01.21 - Circles that are totally or partially shaded.

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-18 - Registered - Principal Register

2004-02-24 - Published for opposition

2004-02-04 - Notice of publication

2003-12-12 - Approved for Pub - Principal Register (Initial exam)

2003-10-09 - Communication received from applicant

2003-10-09 - TEAS Response to Office Action Received

2003-09-27 - Non-final action e-mailed

2003-09-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Kirk Friedland

Correspondent
KIRK FRIEDLAND
KIRK FRIEDLAND LAW
505 S FLAGLER DR STE 1330
WEST PALM BEACH FL 33401-5951
Phone Number: (561) 655-8200
Fax Number: (561) 655-1389

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 236

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:23:21 ET

Serial Number: 76438335 Assignment Information

Registration Number: 2839562

Mark (words only): HEALTH INTERDIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-05-11

Filing Date: 2002-08-07

Transformed into a National Application: No

Registration Date: 2004-05-11

Register: Principal

Law Office Assigned: LAW OFFICE 111

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: 2004-06-01

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

1. HEALTH INTERDIGITAL, LLC

Address:
HEALTH INTERDIGITAL, LLC
56 Sundown Parkway
Austin, TX 78746
United States

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: Texas
Phone Number: (512) 476-2020
Fax Number: (512) 477-5267

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
CD's featuring information on coronary imaging and heart disease prevention, diagnostics and treatment
Basis: 1(a)

First Use Date: 2002-06-03

First Use in Commerce Date: 2002-06-03

International Class: 042

Class Status: Active

providing temporary use of on-line non-downloadable software for information on coronary imaging and heart disease prevention, diagnostics and treatment

Basis: 1(a)

First Use Date: 2002-06-03

First Use in Commerce Date: 2002-06-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-05-11 - Registered - Principal Register
- 2003-08-27 - Extension Of Time To Oppose Received
- 2003-07-29 - Published for opposition
- 2003-07-09 - Notice of publication
- 2003-06-04 - Approved for Pub - Principal Register (Initial exam)
- 2003-05-12 - Communication received from applicant
- 2003-05-01 - Communication received from applicant
- 2003-05-01 - PAPER RECEIVED
- 2003-04-10 - NON-FINAL ACTION E-MAILED
- 2003-04-10 - Previous allowance count withdrawn
- 2003-04-10 - Previous allowance count withdrawn
- 2003-02-11 - Approved for Pub - Principal Register (Initial exam)
- 2003-02-06 - Assigned To Examiner
- 2003-01-22 - Communication received from applicant
- 2003-01-14 - Non-final action mailed
- 2003-01-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bruce Perkins

Correspondent

BRUCE PERKINS

FRITZ, BYRNE, HEAD & HARRISON, LLP

98 SAN JACINTO, SUITE 2000

AUSTIN TX 78701

Phone Number: (512) 476-2020

Fax Number: (512) 477-5267

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **237**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:23:34 ET

Serial Number: 76262399 Assignment Information

Registration Number: 2800841

Mark



(words only): DF DIGITAL FICTION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-30

Filing Date: 2001-05-25

Transformed into a National Application: No

Registration Date: 2003-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2004-05-17

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

1. Digital Fiction inc

Address:

Digital Fiction inc
215 ST-JACQUES ST. WEST, STE 220
Montreal, Quebec H2Y 1M6
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO GAME EQUIPMENT, NAMELY, CARTRIDGES, CD-ROMS

Basis: 1(a)

First Use Date: 2001-07-00

First Use in Commerce Date: 2001-07-00

ADDITIONAL INFORMATION

Design Search Code(s):

26.01.21 - Circles that are totally or partially shaded.

26.11.02 - Plain single line rectangles; Rectangles (single line)

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-03-31 - Section 7 correction issued

2004-01-20 - Section 7 amendment filed

2003-12-30 - Registered - Principal Register

2003-10-30 - Allowed for Registration - Principal Register (SOU accepted)

2003-09-26 - Statement of use processing complete

2003-09-26 - Amendment to Use filed

2003-09-26 - PAPER RECEIVED

2003-04-01 - Notice of allowance - mailed

2003-01-07 - Published for opposition

2002-12-18 - Notice of publication

2002-11-04 - Approved for Pub - Principal Register (Initial exam)

2002-10-09 - Communication received from applicant

2002-10-09 - PAPER RECEIVED

2002-05-10 - Final refusal mailed

2002-02-27 - Communication received from applicant

2001-08-27 - Non-final action mailed

2001-08-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

A. YATES DOWELL, III

Correspondent

A. YATES DOWELL, III

DOWELL & DOWELL

1215 JEFFERSON DAVIS HWY STE 309

ARLINGTON VA 22202-4339

Phone Number: (703) 415-2555

Domestic Representative

DOWELL & DOWELL

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 238

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:23:50 ET

Serial Number: 76310132 Assignment Information

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

Class Status: Active

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

Basis: 1(a)

First Use Date: 2001-07-00

First Use in Commerce Date: 2001-09-00

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:

05-10-2004 - 16:17:49 - Application For IR Registered By IB
04-02-2004 - 08:32:01 - Manually Certified
04-01-2004 - 11:06:01 - New Application For IR Received

PROSECUTION HISTORY

2003-01-02 - PAPER RECEIVED
2003-09-16 - Registered - Principal Register
2003-01-06 - Assigned To Examiner
2002-11-19 - Allowed for Registration - Principal Register (SOU accepted)
2002-09-26 - Communication received from applicant
2002-11-12 - Assigned To Examiner
2002-11-06 - Statement of use processing complete
2002-09-26 - Amendment to Use filed
2002-09-30 - PAPER RECEIVED

Latest Status Info

2002-08-20 - Notice of allowance - mailed
2002-05-28 - Published for opposition
2002-05-08 - Notice of publication
2001-11-07 - Approved for Pub - Principal Register (Initial exam)
2001-11-06 - Assigned To Examiner
2001-11-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MARSHA STOLT

Correspondent
MARSHA STOLT
FISH & RICHARDSON PC PA
3300 DAIN RAUSCHER PLZ
60 S 6TH ST
MINNEAPOLIS MN 55402
Phone Number: (612) 337-2579
Fax Number: 612 288-9696

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT **239**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:24:04 ET

Serial Number: 76239207 Assignment Information

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

Class Status: Active

Computer network connectivity hardware and computer network connectivity software

Basis: 1(a)

First Use Date: 2001-04-04

First Use in Commerce Date: 2001-05-24

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 - Assigned To Examiner
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 - Assigned To Examiner

2001-07-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MARSHA STOLT

Correspondent

MARSHA STOLT

FISH & RICHARDSON PC

3300 DAIN RAUSCHER PLZ

60 S 6TH ST

MINNEAPOLIS MN 55402

Phone Number: (612) 337-2579

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 240

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:24:17 ET

Serial Number: 76161215 Assignment Information

Registration Number: 2703616

Mark



(words only): D P DIGITAL PLAYGROUND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-08

Filing Date: 2000-11-06

Transformed into a National Application: No

Registration Date: 2003-04-08

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-08

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

1. DIGITAL PLAYGROUND, INC.

Address:
DIGITAL PLAYGROUND, INC.
16134 Hart Street Suite 100
Van Nuys, CA 91406
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PRERECORDED VIDEO AND AUDIO CASSETTES, CD ROMS AND DVDS FEATURING ADULT ENTERTAINMENT; INTERACTIVE AUDIO AND VIDEO CASSETTES, CD ROMS, AND DVDS INCORPORATING SEVERAL MEDIA; NAMELY, AUDIO, AUDIO VISUAL, AUDIO VIDEO GRAPHICS FEATURING ADULT ENTERTAINMENT; AND SOFTWARE PROGRAMS INCORPORATING SEVERAL MEDIA; NAMELY, AUDIO, AUDIO VISUAL, AUDIO VIDEO GRAPHICS FEATURING ADULT ENTERTAINMENT, RECORDED ON CASSETTES, CD ROMS AND DVDS FEATURING ADULT ENTERTAINMENT

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

International Class: 041

Class Status: Active

ENTERTAINMENT, NAMELY, PRODUCTION OF MOTION PICTURE FILMS, VIDEOTAPES, CD-ROMS, DVDS AND CASSETTES

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Lining and Stippling: The stippling in the mark is for shading purposes only. Further, the color is not a feature of the mark.

Design Search Code(s):

03.05.01 - Horses

03.05.24 - Stylized horses, donkeys, zebras

26.11.21 - Rectangles that are completely or partially shaded

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-05 - TEAS Change Of Correspondence Received

2003-04-08 - Registered - Principal Register

2003-01-14 - Published for opposition

Latest Status Info

- 2002-12-25 - Notice of publication
- 2002-11-05 - Approved for Pub - Principal Register (Initial exam)
- 2002-10-30 - Examiner's amendment mailed
- 2002-08-26 - Communication received from applicant
- 2002-08-26 - PAPER RECEIVED
- 2002-03-06 - Final refusal mailed
- 2001-10-29 - Communication received from applicant
- 2001-06-14 - Non-final action mailed
- 2001-04-24 - Assigned To Examiner
- 2001-04-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Anna M. Vradenburgh

Correspondent

ANNA M. VRADENBURGH
KOPPEL, JACOBS, PATRICK & HEYBL
555 ST CHARLES DRIVE, SUITE 107
THOUSAND OAKS CA 91360
Phone Number: 805 373 0060
Fax Number: 805 373 0051

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 241

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:24:31 ET

Serial Number: 76161214 Assignment Information

Registration Number: 2768613

Mark (words only): DIGITAL PLAYGROUND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-30

Filing Date: 2000-11-06

Transformed into a National Application: No

Registration Date: 2003-09-30

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-10-06

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

1. DIGITAL PLAYGROUND, INC.

Address:
DIGITAL PLAYGROUND, INC.
16134 Hart Street Suite 100
Van Nuys, CA 91406
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

prerecorded video and audio cassettes, CD ROMs and DVDs featuring adult entertainment; interactive audio and video cassettes, CD ROMs, and DVDs incorporating several media; namely, audio, audio visual, audio video graphics featuring adult entertainment; and software programs incorporating several media; namely, audio, audio visual, audio video graphics featuring adult entertainment, recorded on cassettes, CD ROMs and DVDs featuring adult entertainment

Latest Status Info

Basis: 1(a)
First Use Date: 1997-01-00
First Use in Commerce Date: 1997-01-00

International Class: 041

Class Status: Active

entertainment, namely, production of motion picture films, videotapes, CD-ROMs, DVDs and cassettes

Basis: 1(a)
First Use Date: 1993-07-25
First Use in Commerce Date: 1993-07-25

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-05-05 - TEAS Change Of Correspondence Received
2003-09-30 - Registered - Principal Register
2003-07-08 - Published for opposition
2003-06-18 - Notice of publication
2003-05-07 - Approved for Pub - Principal Register (Initial exam)
2003-04-29 - Examiner's amendment mailed
2003-04-22 - Previous allowance count withdrawn
2003-03-26 - Approved for Pub - Principal Register (Initial exam)
2003-01-27 - Communication received from applicant
2003-01-27 - PAPER RECEIVED
2002-10-30 - Final refusal mailed
2001-10-29 - Communication received from applicant
2001-04-25 - Non-final action mailed
2001-03-27 - Assigned To Examiner
2001-03-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Anna M. Vradenburgh

Correspondent

ANNA M. VRADENBURGH
KOPPEL, JACOBS, PATRICK & HEYBL
555 ST CHARLES DRIVE, SUITE 107
THOUSAND OAKS CA 91360
Phone Number: 805 373 0060
Fax Number: 805 373 0051

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 242

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:24:43 ET

Serial Number: 76016131 Assignment Information

Registration Number: 2640378

Mark (words only): DIGITERRA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-22

Filing Date: 2000-04-03

Transformed into a National Application: No

Registration Date: 2002-10-22

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: 900 -File Repository (Franconia)

Date In Location: 2002-11-25

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

1. DigiTerra, Inc.

Address:

DigiTerra, Inc.
400 Inverness South, Suite 300
Englewood, CO 80112
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software and hardware for use in ecommerce and enterprise resource planning applications

Basis: 1(a)

First Use Date: 2000-04-03

First Use in Commerce Date: 2000-04-03

International Class: 042

Class Status: Active

Computer consultation services, namely, enterprise resource planning application consultation, interface consultation, internet-based application consultation

Basis: 1(a)

First Use Date: 2000-04-03

First Use in Commerce Date: 2000-04-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-11 - PAPER RECEIVED

2002-10-22 - Registered - Principal Register

2002-07-30 - Allowed for Registration - Principal Register (SOU accepted)

2002-05-30 - Statement of use processing complete

2002-05-07 - Amendment to Use filed

2002-05-10 - PAPER RECEIVED

2001-11-27 - Notice of allowance - mailed

2001-09-04 - Published for opposition

2001-08-15 - Notice of publication

2001-05-18 - Approved for Pub - Principal Register (Initial exam)

2001-03-22 - Communication received from applicant

2000-09-22 - Non-final action mailed

2000-09-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT D. NULL

Correspondent

Latest Status Info

ROBERT D. NULL
BAKER & DANIELS
205 W JEFFERSON BLVD STE 250
SOUTH BEND IN 46601

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 243

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:24:56 ET

Serial Number: 76193244 Assignment Information

Registration Number: 2835741

Mark



(words only): DIGIMASK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-04-27

Filing Date: 2001-01-12

Transformed into a National Application: No

Registration Date: 2004-04-27

Register: Principal

Law Office Assigned: LAW OFFICE 114

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: 2004-05-24

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

1. Digimask Limited

Address:

Digimask Limited
Diamond House 179 Lower Richmond Road
Surrey TW9 4LN
United Kingdom

Legal Entity Type: Corporation

State or Country of Incorporation: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for generating virtual 3-dimensional objects; computer games recorded on discs, tapes and other computer-readable media

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Telecommunications services, namely, electronic delivery of images via a global computer network and via telecommunications networks; electronic mail services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

ON-LINE ELECTRONIC STORAGE OF COMPUTER GENERATED IMAGES AND VIRTUAL 3-DIMENSIONAL OBJECTS, AND SUPPORTING DATA

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Providing web sites in the field of virtual 3-dimensional content provision; providing media content for transfer over telecommunications networks and the Internet; providing temporary use of on-line non-downloadable software for sending information, computer programs, and virtual 3-dimensional media content via the Internet

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Design Search Code(s):

26.03.21 - Ovals that are completely or partially shaded

26.03.28 - Miscellaneous designs with overall oval shape, including amoeba-like shapes and irregular ovals; Oval shape (miscellaneous overall shape)

Foreign Application Number: 001772284

Foreign Registration Number: 1772284

Foreign Registration Date: 2002-01-18

Country: Erpn Cmnty TM Ofc

Foreign Filing Date: 2000-07-13

Foreign Expiration Date: 2010-07-13

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-04-27 - Registered - Principal Register
- 2004-01-12 - ITU claim deleted
- 2004-01-12 - Notice of Allowance canceled
- 2004-01-12 - PAPER RECEIVED
- 2003-12-02 - Notice of allowance - mailed
- 2003-09-09 - Published for opposition
- 2003-08-20 - Notice of publication
- 2003-07-07 - Approved for Pub - Principal Register (Initial exam)
- 2003-05-05 - Communication received from applicant
- 2003-05-07 - Communication received from applicant
- 2003-06-18 - Case File In TICRS
- 2003-05-07 - PAPER RECEIVED
- 2002-11-05 - Final refusal mailed
- 2002-10-15 - Assigned To Examiner
- 2002-09-19 - Communication received from applicant
- 2002-09-19 - PAPER RECEIVED
- 2002-05-01 - Letter of suspension mailed
- 2001-12-07 - Communication received from applicant
- 2001-12-12 - Communication received from applicant
- 2001-06-08 - Non-final action mailed
- 2001-06-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Jennifer M. Reynolds

Correspondent

JENNIFER M. REYNOLDS
BROMBERG & SUNSTEIN LLP
125 SUMMER STREET
BOSTON, MA 02110-1618

Domestic Representative
BROMBERG & SUNSTEIN LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 244

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:25:14 ET

Serial Number: 76193993 Assignment Information

Registration Number: 2833566

Mark (words only): DIGIMASK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-04-20

Filing Date: 2001-01-12

Transformed into a National Application: No

Registration Date: 2004-04-20

Register: Principal

Law Office Assigned: LAW OFFICE 114

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: 2004-05-18

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

1. Digimask Limited

Address:

Digimask Limited
Diamond House 179 Lower Richmond Road
Surrey TW9 4LN
United Kingdom

Legal Entity Type: Corporation

State or Country of Incorporation: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for generating virtual 3-dimensional objects; computer games recorded on discs, tapes and other computer-readable media

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Active

Telecommunications services, namely, electronic delivery of images via a global computer network and via telecommunications networks; electronic mail services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

On-line electronic storage of computer generated images and virtual 3-dimensional objects, and supporting data

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Providing web sites in the field of virtual 3-dimensional content provision; providing media content for transfer over telecommunications networks and the internet; providing temporary use of on-line non-downloadable software for sending information, computer programs, and virtual 3-dimensional media content via the internet

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 001772193

Foreign Registration Number: 1772193

Foreign Registration Date: 2002-01-21

Country: Erpn Cmnty TM Ofc

Foreign Filing Date: 2000-07-13

Foreign Expiration Date: 2010-07-13

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-04-20 - Registered - Principal Register

2004-01-12 - ITU claim deleted

2004-01-12 - Notice of Allowance canceled

2004-01-12 - PAPER RECEIVED

2003-12-16 - Notice of allowance - mailed

2003-09-23 - Published for opposition

Latest Status Info

2003-09-03 - Notice of publication
2003-07-24 - Approved for Pub - Principal Register (Initial exam)
2003-06-16 - Communication received from applicant
2003-07-02 - Case File In TICRS
2003-06-16 - PAPER RECEIVED
2002-12-16 - Final refusal mailed
2002-10-10 - Assigned To Examiner
2002-09-19 - Communication received from applicant
2002-09-19 - PAPER RECEIVED
2002-05-01 - Letter of suspension mailed
2002-03-07 - Letter of suspension mailed
2001-12-21 - Communication received from applicant
2001-06-22 - Non-final action mailed
2001-06-08 - Assigned To Examiner
2001-06-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jennifer M. Reynolds

Correspondent

JENNIFER M. REYNOLDS
BROMBERG & SUNSTEIN LLP
125 SUMMER STREET
BOSTON, MA 02110-1618

Domestic Representative

Jennifer M. Reynolds

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 245

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:25:26 ET

Serial Number: 76046330 Assignment Information

Registration Number: 2557991

Mark (words only): DIGITAL INNOVATIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-09

Filing Date: 2000-05-10

Transformed into a National Application: No

Registration Date: 2002-04-09

Register: Principal

Law Office Assigned: LAW OFFICE 101

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: 2002-04-22

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

1. DIGITAL INNOVATIONS, LLC

Address:
DIGITAL INNOVATIONS, LLC
906 University Place
Evanston, IL 60201
United States

Legal Entity Type: LIMITED LIABILITY CORPORATION

State or Country Where Organized: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

OPTICAL DIGITAL DISC ACCESSORIES, NAMELY, APPARATUS FOR CLEANING OPTICAL DIGITAL DISCS, FOR REMOVING SCRATCHES FROM OPTICAL DIGITAL DISCS, AND A PROTECTIVE COVERING APPARATUS FOR PREVENTING SCRATCHES ON OPTICAL DIGITAL DISCS

Basis: 1(a)

First Use Date: 1999-01-00

First Use in Commerce Date: 1999-01-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-02-19 - TEAS Change Of Correspondence Received
- 2004-04-13 - TEAS Change Of Correspondence Received
- 2002-04-09 - Registered - Principal Register
- 2002-01-15 - Published for opposition
- 2001-12-26 - Notice of publication
- 2001-08-22 - Approved for Pub - Principal Register (Initial exam)
- 2001-02-23 - Communication received from applicant
- 2001-01-16 - Non-final action mailed
- 2000-12-12 - Assigned To Examiner
- 2000-11-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Andrew J. Gray IV

Correspondent

Joseph F. Schmidt
 Michael Best & Friedrich LLP
 Suite 2000
 Two Prudential Plaza, 180 N. Stetson Ave
 Chicago IL 60601
 Phone Number: 312-222-0800
 Fax Number: 312-222-0818

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **246**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:25:38 ET

Serial Number: 76129339 Assignment Information

Registration Number: 2832364

Mark

D I G I S A F E

(words only): DIGISAFE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-04-13

Filing Date: 2000-09-14

Transformed into a National Application: No

Registration Date: 2004-04-13

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: 2004-05-17

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

1. DigiSAFE Pte Ltd

Address:
DigiSAFE Pte Ltd
100 Jurong East Street 21
609602
Singapore

Legal Entity Type: Company

State or Country Where Organized: Singapore

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic data encryption apparatus, electronic encryption apparatus, electronic self-synchronization digital encryption units, automatic access security apparatus, namely authentication tokens and devices, namely magnetically encoded identification cards, apparatus for use in security control, namely electronic identification devices, namely contact and contactless identification cards and tokens, electronic controlled access security apparatus, namely electronic authorization software and devices, namely single sign-on software and hardware tokens, electronic smart cards for use in accessing computer software, computer software programs for use in the encryption of data, downloadable computer software for use in remote access of encryption of data, computer software for authorizing access to databases, electronic mail and computer networks, security devices, namely database software encryption, email encryption, virtual private network hardware and software, for use in the protection of information for computer hardware and software all for the purpose of information technology security

Basis: 1(a)

First Use Date: 2000-07-00

First Use in Commerce Date: 2000-12-07

ADDITIONAL INFORMATION

Design Search Code(s):

26.17.12 - Angles (geometric); Chevrons

27.03.01 - Geometric figures forming letters, numerals or punctuation

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-09-12 - TEAS Change Of Correspondence Received

2004-04-13 - Registered - Principal Register

2004-02-06 - Allowed for Registration - Principal Register (SOU accepted)

2004-01-23 - Examiner's amendment mailed

2003-11-25 - Non-final action mailed

2003-09-09 - Assigned To Examiner

2003-09-04 - Case File In TICRS

2003-08-22 - Assigned To Examiner

2003-08-07 - Statement of use processing complete

2003-08-07 - Extension 1 granted

- 2003-06-30 - Amendment to Use filed
- 2003-06-30 - Extension 1 filed
- 2003-06-30 - PAPER RECEIVED
- 2002-12-31 - Notice of allowance - mailed
- 2002-10-08 - Published for opposition
- 2002-09-18 - Notice of publication
- 2002-07-12 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-13 - Communication received from applicant
- 2001-12-14 - Final refusal mailed
- 2001-09-21 - Communication received from applicant
- 2001-03-22 - Non-final action mailed
- 2001-03-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

R.J. Heher

Correspondent

R.J. Heher
Fenwick & West LLP
Embarcadero Center West
275 Battery Street
San Francisco CA 94111
Phone Number: (415) 875-2300
Fax Number: (415) 281-1350

Domestic Representative

FENWICK & WEST LLP

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 247

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:25:55 ET

Serial Number: 76448165 Assignment Information

Registration Number: 2824534

Mark (words only): DIGIMASTER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-03-23

Filing Date: 2002-09-04

Transformed into a National Application: No

Registration Date: 2004-03-23

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: 2004-03-29

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

1. HIM TECHNOLOGY INCORPORATED

Address:
HIM TECHNOLOGY INCORPORATED
15FL. & 15FL.-1-4, NO. 144, SEC. 3, MINCYUAN, E. RD., SONGSHAN DIST.
TAIPEI
Taiwan

Legal Entity Type: Corporation
State or Country of Incorporation:(NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DIGITAL CAMERAS; CD BURNERS; BATTERIES; CAMERAS, TELEVISIONS; MOBILE PHONES; LIQUID CRYSTAL DISPLAY MONITORS; VIDEO GAME MACHINES FOR USE WITH TELEVISIONS; VIDEO GAME PLAYERS; AND ELECTRONIC MEMORY CARDS

Basis: 1(a)

First Use Date: 2002-03-01**First Use in Commerce Date:** 2002-07-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

2675520

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-05-24 - Automatic Update Of Assignment Of Ownership

2004-03-23 - Registered - Principal Register

2003-08-05 - Extension Of Time To Oppose Received

2003-06-24 - Published for opposition

2003-06-04 - Notice of publication

2003-04-28 - Approved for Pub - Principal Register (Initial exam)

2003-04-04 - Communication received from applicant

2003-04-04 - PAPER RECEIVED

2003-01-27 - Non-final action mailed

2003-01-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morton J. Rosenberg, Esq.

Correspondent

MORTON J. ROSENBERG, ESQ.

ROSENBERG, KLEIN & LEE

3458 ELLICOTT CENTER DRIVE, SUITE 101

ELLICOTT CITY, MARYLAND 21043

Phone Number: 410-465-6678

Fax Number: (410)-461-3067

Domestic Representative

Rosenberg, Klein & Lee

Phone Number: 410-465-6678

Fax Number: (410)-461-3067

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 248

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:26:09 ET

Serial Number: 76022282 Assignment Information

Registration Number: 2817734

Mark (words only): DIGIMINE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-24

Filing Date: 2000-04-10

Transformed into a National Application: No

Registration Date: 2004-02-24

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-02

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

1. REVENUE SCIENCE, INC.

Address:
REVENUE SCIENCE, INC.
10500 NE 8TH STREET 13TH FLOOR
BELLEVUE, WA 98004
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for online data warehousing and data mining, and user manuals sold therewith as a unit; computer software for analytical processing and data analysis using predictive modeling to facilitate management of information; computer software for performing electronic business transactions via a secured global computer network; computer systems comprised of software and hardware for use in accessing computer applications over a global computer

Latest Status Info

network; computer software for access, management, and electronic transmission of data and documents via a global computer network

Basis: 1(a)
First Use Date: 2000-08-16
First Use in Commerce Date: 2000-08-16

International Class: 035

Class Status: Active
COMMERCIAL INFORMATION AGENCIES, NAMELY, PROVIDING BUSINESS INFORMATION AND MARKETING DATA TO OTHERS; DATA PROCESSING SERVICES; COMPUTERIZED REAL-TIME AND DELAYED TRANSACTIONAL DATA MANAGEMENT SERVICES, NAMELY, SEARCHING, GATHERING, PROCESSING, ORGANIZING AND DISSEMINATING INFORMATION FOR OTHERS VIA A GLOBAL COMPUTER NETWORK; PROVIDING AN INTERACTIVE WEBSITE FEATURING INFORMATION PERTAINING TO COMPUTERIZED REAL-TIME AND DELAYED TRANSACTIONAL DATA MANAGEMENT SERVICES, NAMELY, INFORMATION OBTAINED BY SEARCHING, GATHERING, PROCESSING, ORGANIZING AND DISSEMINATING INFORMATION FOR OTHERS

Basis: 1(a)
First Use Date: 2000-04-03
First Use in Commerce Date: 2000-04-03

International Class: 038

Class Status: Active
Providing communications services via a secured global network, namely, electronic transmission of data and documents via a global computer network; providing an interactive website featuring information pertaining to the electronic transmission of data and documents via a global computer network namely, electronic transmission of data and documents via a global computer network

Basis: 1(a)
First Use Date: 2000-04-03
First Use in Commerce Date: 2000-04-03

International Class: 039

Class Status: Active
ELECTRONIC STORAGE OF DATA; PROVIDING AN INTERACTIVE WEBSITE FEATURING STORED ELECTRONIC DATA AND INFORMATION OBTAINED FROM STORED ELECTRONIC DATA

Basis: 1(a)
First Use Date: 2000-04-03
First Use in Commerce Date: 2000-04-03

International Class: 042

Class Status: Active
Computer services, namely, providing computerized analytical processing and data analysis services that use predictive modeling to facilitate management of information; computer consultation in the field of electronic storage of data; hosting the business websites of others on a computer server for a global computer network; providing an interactive website featuring computerized analytical processing and data analysis services

Basis: 1(a)
First Use Date: 2000-04-03
First Use in Commerce Date: 2000-04-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-02-24 - Registered - Principal Register

2003-12-22 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-27 - Communication received from applicant

2003-11-18 - Case File In TICRS

2003-10-27 - PAPER RECEIVED

2003-07-07 - Non-final action mailed

2003-05-23 - Assigned To Examiner

2003-05-23 - Assigned To Examiner

2003-05-21 - Statement of use processing complete

2003-04-22 - Amendment to Use filed

2003-04-22 - TEAS Statement of Use Received

2002-12-17 - Notice of allowance - mailed

2002-09-24 - Published for opposition

2002-09-04 - Notice of publication

2002-04-01 - Approved for Pub - Principal Register (Initial exam)

2002-03-22 - Examiner's amendment mailed

2002-01-28 - Communication received from applicant

2001-07-24 - Non-final action mailed

2001-06-21 - Assigned To Examiner

2001-04-04 - Communication received from applicant

2000-10-04 - Non-final action mailed

2000-09-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
David A. Lowe, Esq.

Correspondent

DAVID A. LOWE, ESQ.
BLACK LOWE & GRAHAM
816 SECOND AVENUE
SEATTLE, WASHINGTON 98104

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 249

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:26:23 ET

Serial Number: 76344277 Assignment Information

Registration Number: 2817996

Mark



(words only): DIGI VALVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-24

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2004-02-24

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: 2004-03-01

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

1. Regeltechnik Kornwestheim GmbH

Address:
Regeltechnik Kornwestheim GmbH
Max-Planck-Strasse 3
70806 Kornwestheim
Fed Rep Germany
Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electric actuator with digital control for control valves

Basis: 1(a)

First Use Date: 2003-06-20

First Use in Commerce Date: 2003-06-20

ADDITIONAL INFORMATION

Disclaimer: "VALVE"

Design Search Code(s):

26.11.21 - Rectangles that are completely or partially shaded

26.11.25 - Rectangles with one or more curved sides

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-02-24 - Registered - Principal Register

2003-10-14 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-13 - Case File In TICRS

2003-09-16 - Statement of use processing complete

2003-09-08 - Amendment to Use filed

2003-09-08 - TEAS Statement of Use Received

2003-09-08 - TEAS Extension Received

2003-04-25 - Extension 1 granted

2003-03-10 - Extension 1 filed

2003-03-12 - PAPER RECEIVED

2002-09-10 - Notice of allowance - mailed

2002-06-18 - Published for opposition

2002-05-29 - Notice of publication

Latest Status Info

2002-03-14 - Approved for Pub - Principal Register (Initial exam)

2002-03-08 - Examiner's amendment mailed

2002-03-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DEBRA SEROTA

Correspondent

DEBRA SEROTA

FISH & RICHARDSON PC

225 FRANKLIN ST

BOSTON MA 02110-2804

Phone Number: 617/542-5070

Fax Number: (617) 542-8906

Domestic Representative

Timothy A. French

Phone Number: 617/542-5070

Fax Number: (617) 542-8906

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 250

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:26:36 ET

Serial Number: 76502400 Assignment Information

Registration Number: 2815905

Mark (words only): FAMILY DVD STORE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-17

Filing Date: 2003-03-25

Transformed into a National Application: No

Registration Date: 2004-02-17

Register: Supplemental

Law Office Assigned: LAW OFFICE 111

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: 2004-02-23

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

1. LHS INTERNATIONAL, LLC

Address:
LHS INTERNATIONAL, LLC
19511 Pauling
Foothill Ranch, CA 92610
United States

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DVD recordings of movies and television shows
Basis: 1(a)
First Use Date: 2002-11-01
First Use in Commerce Date: 2002-11-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-02-17 - Registered - Supplemental Register
2003-12-15 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2003-10-17 - Communication received from applicant
2003-10-17 - PAPER RECEIVED
2003-09-30 - Non-final action mailed
2003-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark D. Klein, Esq.

Correspondent

MARK D. KLEIN, ESQ.
KLEIN LAW CORPORATION
15615 ALTON PARKWAY, STE. 175
IRVINE, CA 92618
Phone Number: 949/453-7979
Fax Number: (949) 453-3311

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **251**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:26:50 ET

Serial Number: 76388092 Assignment Information

Registration Number: 2814320

Mark (words only): DIGITAL PIXEL SYSTEM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-10

Filing Date: 2002-03-26

Transformed into a National Application: No

Registration Date: 2004-02-10

Register: Supplemental

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: 2004-02-17

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

1. Pixim, Inc.

Address:
Pixim, Inc.
915 Linda Vista Avenue
Mountain View, CA 94043
United States
Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER HARDWARE, SEMICONDUCTORS AND SOFTWARE PLATFORM FOR DIGITAL IMAGE CAPTURE AND PROCESSING
Basis: 1(a)
First Use Date: 2003-02-24

First Use in Commerce Date: 2003-02-24

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-02-10 - Registered - Supplemental Register
- 2003-12-04 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2003-12-04 - Amendment to Use approved
- 2003-12-01 - Amendment to use processing complete
- 2003-08-15 - Amendment to Use filed
- 2003-08-15 - Communication received from applicant
- 2003-11-20 - Case File In TICRS
- 2003-08-15 - PAPER RECEIVED
- 2003-02-13 - Final refusal mailed
- 2002-12-11 - Communication received from applicant
- 2002-12-11 - PAPER RECEIVED
- 2002-07-26 - Non-final action mailed
- 2002-07-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Mark A. Steiner, Esq.

Correspondent
MARK A. STEINER, ESQ.
TOWNSEND AND TOWNSEND AND CREW LLP
TWO EMBARCADERO CENTER, 8TH FLOOR
SAN FRANCISCO, CA 94111-3834
Phone Number: (415) 576-0200
Fax Number: (415) 576-0300

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 252

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:27:06 ET

Serial Number: 76232789 Assignment Information

Registration Number: 2651367

Mark (words only): PRIMO DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-19

Filing Date: 2001-03-30

Transformed into a National Application: No

Registration Date: 2002-11-19

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: 2003-01-13

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

1. PANAVISION INTERNATIONAL, L.P.

Composed Of:

composed of Panavision Inc.

Address:

PANAVISION INTERNATIONAL, L.P.

6219 De Soto Avenue

Woodland Hills, CA 913672602

United States

Legal Entity Type: Limited Partnership

State or Country Where Organized: Delaware

Phone Number: (818) 316-1000

Fax Number: (818) 316-1101

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Series of optical lenses of both fixed and variable focal length particularly adapted for use upon photographic and cinematographic cameras that capture images electronically

Basis: 1(a)

First Use Date: 2000-04-16

First Use in Commerce Date: 2000-04-16

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):

1688807

1688809

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-20 - Assignment Of Ownership Not Updated Automatically

2006-05-03 - Assignment Of Ownership Not Updated Automatically

2006-04-19 - Assignment Of Ownership Not Updated Automatically

2002-11-20 - PAPER RECEIVED

2002-11-19 - Registered - Principal Register

2002-08-27 - Published for opposition

2002-08-07 - Notice of publication

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

2002-01-28 - Communication received from applicant

2001-07-24 - Non-final action mailed

2001-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert E. Lyon

Correspondent

ROBERT E. LYON

LYON & LYON LLP

633 W 5TH ST STE 4700

LOS ANGELES CA 90071-2043

Phone Number: (213) 489-1600

Fax Number: (213) 955-0440

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **253**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:27:28 ET

Serial Number: 76268060 Assignment Information

Registration Number: 2809059

Mark (words only): DIGITIZE THE EXPERIENCE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-01-27

Filing Date: 2001-06-07

Transformed into a National Application: No

Registration Date: 2004-01-27

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2004-02-10

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

1. Zenith Electronics Corporation

Address:
Zenith Electronics Corporation
2000 Millbrook Drive
Lincolnshire, IL 60069
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO, AUDIO AND DATA RECORDING, PLAYBACK AND DISPLAY PRODUCTS AND ACCESSORIES THEREFORE, NAMELY, TELEVISION RECEIVERS, TELEVISION MONITORS, TELEVISION PROJECTORS, PERSONAL VIDEO RECORDERS, TELEVISION SET TOP BOX RECEIVERS, DVD PLAYERS AND RECORDERS, DIGITAL AUDIO PLAYERS AND RECORDERS, AND DIGITAL TAPE PLAYERS AND

RECORDERS

Basis: 1(a)

First Use Date: 2002-01-31

First Use in Commerce Date: 2002-01-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-01-27 - Registered - Principal Register
- 2003-12-01 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-12-01 - Assigned To Examiner
- 2003-11-28 - Case File In TICRS
- 2003-11-18 - Statement of use processing complete
- 2003-11-18 - Extension 2 granted
- 2003-10-17 - Extension 2 filed
- 2003-06-11 - Amendment to Use filed
- 2003-10-20 - PAPER RECEIVED
- 2003-08-06 - Extension 1 granted
- 2003-04-22 - Extension 1 filed
- 2003-04-28 - PAPER RECEIVED
- 2003-06-10 - TEAS Statement of Use Received
- 2003-04-28 - PAPER RECEIVED
- 2002-10-22 - Notice of allowance - mailed
- 2002-02-06 - Extension Of Time To Oppose Received
- 2002-01-01 - Published for opposition
- 2001-12-12 - Notice of publication
- 2001-10-24 - Approved for Pub - Principal Register (Initial exam)

2001-10-16 - Examiner's amendment mailed

2001-08-21 - Non-final action mailed

2001-08-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan Somers Neal

Correspondent

SUSAN SOMERS NEAL
NEAL & MCDEVITT
1603 ORRINGTON AVENUE
SUITE 2000
EVANSTON, ILLINOIS 60201
Phone Number: 847-424-8330
Fax Number: 847-424-8320

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 254

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:27:42 ET

Serial Number: 76492566 Assignment Information

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

Class Status: Active

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

Basis: 1(a)

First Use Date: 2001-10-00

First Use in Commerce Date: 2001-10-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

- 1666495
- 2019613
- 2118245
- 2132925
- 2148245
- 2176760
- 2193984
- 2200945
- 2317478
- 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 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marsha Stolt

Correspondent

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

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **255**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:27:58 ET

Serial Number: 76492565 Assignment Information

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

Class Status: Active
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

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

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 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marsha Stolt

Correspondent

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

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 256

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:28:56 ET

Serial Number: 76410634 Assignment Information

Registration Number: 2801114

Mark



(words only): ADM APPLIED DIGITAL MAPPING

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-30

Filing Date: 2002-05-22

Transformed into a National Application: No

Registration Date: 2003-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 108

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. Applied Digital Mapping, LLC

Address:
 Applied Digital Mapping, LLC
 P.O. Box 907
 Port Orchard, WA 98366
 United States
Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Washington

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for use in mapping utilities equipment and utilities systems for use in the utilities industry

Basis: 1(a)

First Use Date: 2002-12-06

First Use in Commerce Date: 2002-12-06

ADDITIONAL INFORMATION

Disclaimer: "APPLIED DIGITAL MAPPING"

Design Search Code(s):

06.01.04 - Mountains (landscapes); Scenery with mountains

26.05.03 - Incomplete triangles (must have two angles); Triangle, incomplete (two angles)

26.05.07 - Triangles with a decorative border, including scalloped, ruffled and zig-zag edges

26.05.13 - Triangles, exactly two triangles; Two triangles

26.05.16 - Triangles touching or intersecting

26.17.02 - Bands, wavy; Bars, wavy; Lines, wavy; Wavy line(s), band(s) or bar(s)

26.17.13 - Letters or words underlined and/or overlined by one or more strokes or lines; Overlined words or letters; Underlined words or letters

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-12-30 - Registered - Principal Register

2003-10-21 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-13 - Case File In TICRS

2003-09-09 - Statement of use processing complete

2003-09-09 - Amendment to Use filed

2003-09-09 - TEAS Statement of Use Received

2003-03-11 - Notice of allowance - mailed

2002-12-17 - Published for opposition

2002-11-27 - Notice of publication

2002-10-07 - Approved for Pub - Principal Register (Initial exam)

2002-10-04 - Examiner's amendment mailed

2002-09-16 - Non-final action mailed

2002-09-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Brian Flagler

Correspondent

BRIAN FLAGLER

DAVIS WRIGHT TREMAINE LLP

1300 SW FIFTH AVENUE, SUITE 2300

PORTLAND OR 97201-5682

Phone Number: (503) 778-5311

Fax Number: (503) 778-5299

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **257**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:29:18 ET

Serial Number: 76304723 Assignment Information

Registration Number: 2799675

Mark (words only): DIGITAL DEMOCRACY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-30

Filing Date: 2001-08-27

Transformed into a National Application: No

Registration Date: 2003-12-30

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-12

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

1. Samsung Electronics Co., Ltd.

Address:

Samsung Electronics Co., Ltd.
#416, Maetan-dong, Paldal-gu, Suwon-city
Kyungki-do
Republic of Korea

Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Television receiving sets, DVD players, digital cameras, MP3 players, PDA computers; monitors for computers, facsimile machines, portable communications apparatus, namely mobile phones; modems

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 40-2001-0035

Foreign Registration Number: 539308

Foreign Registration Date: 2003-01-14

Country: Republic of Korea

Foreign Filing Date: 2001-08-17

Foreign Expiration Date: 2013-01-14

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-12-30 - Registered - Principal Register
- 2003-10-07 - Published for opposition
- 2003-09-17 - Notice of publication
- 2003-08-05 - Approved for Pub - Principal Register (Initial exam)
- 2003-06-16 - PAPER RECEIVED
- 2003-06-16 - ITU claim deleted
- 2003-06-16 - PAPER RECEIVED
- 2003-06-16 - Communication received from applicant
- 2003-06-23 - Case File In TICRS
- 2003-06-18 - Previous allowance count withdrawn
- 2003-06-17 - Published for opposition
- 2003-05-28 - Notice of publication
- 2003-03-22 - Approved for Pub - Principal Register (Initial exam)
- 2003-02-14 - Communication received from applicant
- 2003-02-14 - PAPER RECEIVED
- 2002-11-13 - Inquiry as to suspension mailed
- 2002-10-18 - Assigned To Examiner

2002-03-13 - Letter of suspension mailed

2002-02-04 - Communication received from applicant

2001-11-06 - Non-final action mailed

2001-11-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark J. Liss,

Correspondent

MARK J. LISS,
LEYDIG, VOIT & MAYER, LTD.
TWO PRUDENTIAL PLAZA, SUITE 4900
CHICAGO, ILLINOIS 60601
Phone Number: 312-616-5600)

Domestic Representative

Mark J. Liss,
Phone Number: 312-616-5600)

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **258**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:29:30 ET

Serial Number: 76176713 Assignment Information

Registration Number: 2799625

Mark (words only): DIGITALBRAIN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-30

Filing Date: 2000-12-06

Transformed into a National Application: No

Registration Date: 2003-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 108

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. digitalbrain.com Limited

Address:
digitalbrain.com Limited
46 Crooked Billet
London SW19 4RQ
United Kingdom

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active

Electronic downloadable publications, namely, brochures, newsletters; journals, magazines, books, pamphlets in the field of education featuring information on school and college curricula, skills courses and home-learning courses recorded on a global computer network; educational software for high school and college level skills courses and home-learning courses; computer software in the field of education, namely high school and college level skills courses

Latest Status Info

and home-learning courses that may be downloaded from a global computer network

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Active

Education services, namely, providing high school and college level courses in the areas of languages, arts, mathematics, sciences, sociology, history, geography, computer skills and music; education services, namely, providing information about resources available to schools, colleges, pupils and teachers in the field of education; providing educational information to children, students and adults in the fields of languages, arts, mathematics, sciences, social studies, history, geography, computer skills and music by means of the Internet; providing on-line electronic games over the Internet; entertainment services, namely, booking services for entertainment events, namely, concerts, theatre productions, films; entertainment services, namely providing information on the availability of entertainment events, namely, concerts, theatre productions; providing on-line information to others in the field of information on school and college curricula, skills courses and home-learning courses; providing by means of the Internet, on-line, non-downloadable information on school and college curricula, skills courses and home-learning courses and information in the fields of languages, arts, mathematics, sciences, social studies, history, geography, computer skills and music

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

Hosting website of others; providing temporary use of on-line non-downloadable software for word processing and for use as a spreadsheet in the field of education; providing on-line information to others in the fields of technology and technology support and weather; computer services, namely, providing search engines for obtaining data and online web links to other web sites on the Internet; computer services, namely, providing a website featuring on-line calendars; providing temporary use of on-line non-downloadable software for creation, storage, access, retrieval, organization and editing of text, graphics, timetables, diaries and calendars in the field of education

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 2235101

Foreign Registration Number: 2235101

Foreign Registration Date: 2001-10-05

Country: United Kingdom

Foreign Filing Date: 2000-06-06

Foreign Expiration Date: 2010-06-06

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-12-30 - Registered - Principal Register

2003-10-07 - Published for opposition

- 2003-09-17 - Notice of publication
- 2003-08-15 - Approved for Pub - Principal Register (Initial exam)
- 2003-07-14 - Communication received from applicant
- 2003-07-14 - PAPER RECEIVED
- 2003-06-27 - Continuation of final refusal mailed
- 2003-05-23 - Communication received from applicant
- 2003-05-23 - PAPER RECEIVED
- 2002-11-15 - Final refusal mailed
- 2002-11-14 - Assigned To Examiner
- 2002-10-16 - Communication received from applicant
- 2002-10-16 - PAPER RECEIVED
- 2002-05-09 - Non-final action mailed
- 2002-05-08 - Assigned To Examiner
- 2001-12-10 - Communication received from applicant
- 2001-11-13 - Communication received from applicant
- 2001-12-10 - ITU claim deleted
- 2001-11-15 - Communication received from applicant
- 2001-05-14 - Non-final action mailed
- 2001-05-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
James R. Meyer

Correspondent
JAMES R. MEYER
SCHNADER HARRISON SEGAL & LEWIS LLP
1600 MARKET STREET SUITE 3600
PHILADELPHIA PENNSYLVANIA 19103-7286

Domestic Representative
James R. Meyer

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **259**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:29:47 ET

Serial Number: 76238088 Assignment Information

Registration Number: 2796596

Mark (words only): DIGISOFT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-23

Filing Date: 2001-04-10

Transformed into a National Application: No

Registration Date: 2003-12-23

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-01-05

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

1. KING CYCLE HOLDINGS LIMITED

Address:
KING CYCLE HOLDINGS LIMITED
P.O. Box 3444
Road Town, Tortola
Br. Virgin Islands
Legal Entity Type: Corporation
State or Country of Incorporation: Br. Virgin Islands

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
PRE-RECORDED AUDIO TAPES FEATURING NARRATION AND MUSIC; MOTION PICTURE FILMS FEATURING DRAMATIC MOTION PICTURES AND COMEDIES WITH NARRATION AND MUSIC; PRE-RECORDED PHONOGRAPH RECORDS FEATURING NARRATION AND MUSIC; PRERECORDED COMPACT DISCS FEATURING NARRATION AND MUSIC; PRERECORDED VIDEO CASSETTES

FEATURING NARRATION AND MUSIC; PRERECORDED AUDIO DISCS FEATURING NARRATION AND MUSIC; BLANK AUDIO TAPES; BLANK COMPACT DISCS; BLANK VIDEO CASSETTES; AND BLANK AUDIO DISCS

Basis: 1(a)

First Use Date: 2000-10-15

First Use in Commerce Date: 2000-10-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-12-23 - Registered - Principal Register
2003-09-30 - Published for opposition
2003-09-10 - Notice of publication
2003-07-28 - Approved for Pub - Principal Register (Initial exam)
2003-05-01 - Communication received from applicant
2003-05-01 - PAPER RECEIVED
2002-11-29 - Non-final action mailed
2002-11-05 - Assigned To Examiner
2002-11-05 - Previous allowance count withdrawn
2002-11-05 - Assigned To Examiner
2002-09-09 - Approved for Pub - Principal Register (Initial exam)
2002-07-25 - Petition To Revive-Granted
2002-02-14 - Petition To Revive-Received
2002-02-24 - Abandonment - Failure To Respond Or Late Response
2002-02-20 - Assigned To Examiner
2001-07-02 - Non-final action mailed
2001-06-21 - Assigned To Examiner
2001-06-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morton J. Rosenberg

Correspondent

MORTON J. ROSENBERG
ROSENBERG KLEIN & LEE
3458 ELLICOTT CENTER DR STE 101
ELLICOTT CITY MD 21043-4178
Phone Number: (410) 465-6678

Domestic Representative

Rosenberg, Klein & Lee

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **260**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:30:04 ET

Serial Number: 76271157 Assignment Information

Registration Number: 2795451

Mark (words only): DIGITAL LEADERBOARD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-16

Filing Date: 2001-06-14

Transformed into a National Application: No

Registration Date: 2003-12-16

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-12-23

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

1. Leader Technologies, LLC

Address:
Leader Technologies, LLC
921 Eastwind Drive, Suite 118
Westerville, OH 43081
United States

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: Ohio
Phone Number: 614.890.1986
Fax Number: 614.864.7922

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER SOFTWARE FOR PROVIDING SECURED COMMUNICATIONS FOR VOICE, DATA AND IMAGE TRANSMISSION FOR USE IN TELECOMMUNICATIONS

Basis: 1(a)**First Use Date:** 1998-07-10**First Use in Commerce Date:** 1998-07-10

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-12-16 - Registered - Principal Register

2003-10-20 - Allowed for Registration - Principal Register (SOU accepted)

2003-09-30 - Communication received from applicant

2003-09-30 - TEAS Response to Office Action Received

2003-09-17 - TEAS Change Of Correspondence Received

2003-04-01 - Final refusal mailed

2003-03-11 - Communication received from applicant

2003-03-11 - TEAS Response to Office Action Received

2002-09-11 - Non-final action mailed

2002-09-10 - Assigned To Examiner

2002-09-09 - Statement of use processing complete

2002-08-02 - Amendment to Use filed

2002-08-02 - TEAS Statement of Use Received

2002-07-30 - Notice of allowance - mailed

2002-05-07 - Published for opposition

2002-04-17 - Notice of publication

2002-02-12 - Approved for Pub - Principal Register (Initial exam)

2002-01-30 - Examiner's amendment mailed

2001-08-15 - Non-final action mailed

2001-08-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James Phillip Chandler, III

Correspondent

James Phillip Chandler
The Chandler Law Firm
10621 River Road
Potomac MD 20854
Phone Number: 202.296.8484
Fax Number: 202.296.4098

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.) MARK: DIGIPOS
)
Opposer)
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v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 261

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:30:23 ET

Serial Number: 76478683 Assignment Information

Registration Number: 2790853

Mark (words only): EXPERT-DVD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-09

Filing Date: 2002-12-23

Transformed into a National Application: No

Registration Date: 2003-12-09

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-12-15

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

1. PixelTools Corp

Address:

PixelTools Corp
10721 Wunderlich Drive
Cupertino, CA 95014
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

Phone Number: 408.374.5327

Fax Number: 408.374.8074

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for video processing

Basis: 1(a)

First Use Date: 1998-06-04

First Use in Commerce Date: 1998-09-25

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-12-09 - Registered - Principal Register
 - 2003-09-16 - Published for opposition
 - 2003-08-27 - Notice of publication
 - 2003-07-08 - Approved for Pub - Principal Register (Initial exam)
 - 2003-06-25 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
 PIXELTOOLS CORP
 10721 WUNDERLICH DRIVE
 CUPERTINO, CA 95014
 Phone Number: 408.374.5327
 Fax Number: 408.374.8074

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 262

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:30:42 ET

Serial Number: 76301205 Assignment Information

Registration Number: 2785421

Mark (words only): DIGIRAD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-25

Filing Date: 2001-08-17

Transformed into a National Application: No

Registration Date: 2003-11-25

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2004-01-20

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

1. Digirad Corporation

Address:
Digirad Corporation
9350 Trade Place
San Diego, CA 921266334
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Solid state gamma cameras and gamma detectors for laboratory use; computer software for use in medical imaging
Basis: 1(a)
First Use Date: 1995-06-12
First Use in Commerce Date: 1999-04-00

International Class: 010

Class Status: Active

Solid state gamma cameras and gamma detectors for medical diagnostic use; diagnostic instruments, namely, imaging probes for medical diagnostic imaging and parts and fittings thereof; rotating platform chairs for use in medical diagnostic imaging

Basis: 1(a)

First Use Date: 1995-06-12

First Use in Commerce Date: 1999-04-00

International Class: 035

Class Status: Active

customer service, namely, providing help with use of medical imaging software, medical imaging apparatus and diagnostic instruments

Basis: 1(a)

First Use Date: 1995-06-12

First Use in Commerce Date: 1999-04-00

International Class: 037

Class Status: Active

Installation, maintenance and repair of medical imaging apparatus and diagnostic instruments

Basis: 1(a)

First Use Date: 1995-06-12

First Use in Commerce Date: 1999-04-00

International Class: 041

Class Status: Active

Providing training courses and distributing course manuals in connection thereto relating to medical imaging

Basis: 1(a)

First Use Date: 1995-06-12

First Use in Commerce Date: 1999-04-00

International Class: 042

Class Status: Active

Installation, maintenance and updating of computer software for medical imaging

Basis: 1(a)

First Use Date: 1995-06-12

First Use in Commerce Date: 1999-04-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-11-25 - Registered - Principal Register

2003-09-02 - Published for opposition

- 2003-08-13 - Notice of publication
- 2003-06-21 - Approved for Pub - Principal Register (Initial exam)
- 2003-06-03 - Jurisdiction Restored To Examining Attorney
- 2003-06-03 - Ex parte appeal - Instituted
- 2003-05-30 - EXPARTE APPEAL RECEIVED AT TTAB
- 2002-10-24 - Final refusal mailed
- 2002-05-21 - Communication received from applicant
- 2002-08-21 - Reinstated
- 2002-08-20 - Assigned To Examiner
- 2002-07-12 - PAPER RECEIVED
- 2002-07-05 - PAPER RECEIVED
- 2002-06-22 - Abandonment - Incomplete response
- 2002-03-18 - Communication received from applicant
- 2002-03-07 - Examiner's statement mailed
- 2002-02-13 - Communication received from applicant
- 2001-11-14 - Non-final action mailed
- 2001-11-01 - Assigned To Examiner
- 2001-09-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Diane L. Gardner

Correspondent

DIANE L. GARDNER
 FISH & RICHARDSON P.C.
 4350 LA JOLLA VILLAGE DR STE 500
 SAN DIEGO CA 92122-6240
 Phone Number: (858) 678-5070

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 263

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:30:57 ET

Serial Number: 76229847 Assignment Information

Registration Number: 2786989

Mark (words only): BORN DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-25

Filing Date: 2001-03-23

Transformed into a National Application: No

Registration Date: 2003-11-25

Register: Principal

Law Office Assigned: LAW OFFICE 110

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: 2003-12-02

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

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595-J West Granada Blvd.
Ormond Beach, FL 32174
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic equipment, namely-- video cameras; video cassette recorders; blank video disk featuring youths or cartoon figures; video tape recorders; blank audio and video cassettes; musical sound recordings; sunglasses; laser pointers; video game controllers; miniature televisions; video game cartridges; blank magnetic data carriers; pre-paid telephone calling cards, magnetically encoded; vending machines; data processors

Basis: 1(a)
First Use Date: 2000-03-02
First Use in Commerce Date: 2000-03-10

International Class: 036
Class Status: Active
INSURANCE ADMINISTRATION; FINANCIAL MANAGEMENT; BANKING SERVICES; FUNDS INVESTMENT; ELECTRONIC BANKING SERVICES; DEBIT CARD SERVICES; ELECTRONIC BANKING TRANSACTION PROCESSING SERVICES

Basis: 1(a)
First Use Date: 2000-04-07
First Use in Commerce Date: 2000-06-15

International Class: 038
Class Status: Active
TELECOMMUNICATIONS SERVICES, NAMELY, CELLULAR AND LOCAL CELLULAR TELEPHONE SERVICES; ELECTRONIC MAIL SERVICES; BROADCASTING SERVICES BY MEANS OF RADIO, TELEVISION, CABLE TELEVISION, AND THE INTERNET; CELLULAR AND PAGER SERVICES WHICH FEATURE THE USE OF A CELLULAR OR PAGER DEVICE AS A TWO-WAY RADIO; AND TELEPHONE CALLING CARD SERVICES

Basis: 1(a)
First Use Date: 2000-04-07
First Use in Commerce Date: 2000-06-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-11-25 - Registered - Principal Register
- 2003-09-23 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-09-22 - Assigned To Examiner
- 2003-09-02 - Assigned To Examiner
- 2003-08-29 - Case File In TICRS
- 2003-08-21 - Assigned To Examiner
- 2003-07-31 - Statement of use processing complete
- 2003-05-23 - Amendment to Use filed
- 2003-06-25 - PAPER RECEIVED

Latest Status Info

2003-05-28 - PAPER RECEIVED

2002-12-03 - Notice of allowance - mailed

2002-09-10 - Published for opposition

2002-08-21 - Notice of publication

2002-03-11 - Approved for Pub - Principal Register (Initial exam)

2002-03-07 - Examiner's amendment mailed

2002-02-19 - Communication received from applicant

2002-02-11 - Communication received from applicant

2001-08-06 - Non-final action mailed

2001-07-25 - Assigned To Examiner

2001-07-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE, PRESIDENT
D-GENERATION, INC.
595-J WEST GRANADA BLVD.
ORMOND BEACH, FL 32174
Phone Number: (904) 677-8208

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 264

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:31:13 ET

Serial Number: 76463906 Assignment Information

Registration Number: 2781603

Mark (words only): AUDIOFONICS DIGITAL MAX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-11

Filing Date: 2002-11-04

Transformed into a National Application: No

Registration Date: 2003-11-11

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-11-18

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

1. American Hi-Fi Industrial 26, Inc.

Address:

American Hi-Fi Industrial 26, Inc.
4480 Pacific Boulevard
Vernon, CA 90058
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DVD players, CD players, audio speakers and amplifiers

Basis: 1(a)

First Use Date: 2002-02-05

First Use in Commerce Date: 2002-02-10

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-11-11 - Registered - Principal Register
 - 2003-08-19 - Published for opposition
 - 2003-07-30 - Notice of publication
 - 2003-06-13 - Approved for Pub - Principal Register (Initial exam)
 - 2003-06-10 - Examiner's amendment mailed
 - 2003-05-22 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Morland C. Fischer

Correspondent
MORLAND C. FISCHER
LAW OFFICES OF MORLAND C. FISCHER
2030 MAIN ST STE 1050
IRVINE CA 92614-7254
Phone Number: (949) 476-0600
Fax Number: (949) 476-0606

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 265

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:31:25 ET

Serial Number: 76271427 Assignment Information

Registration Number: 2780141

Mark (words only): DIGITALINDI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-04

Filing Date: 2001-06-14

Transformed into a National Application: No

Registration Date: 2003-11-04

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: 2003-11-10

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

1. Muhammad, William

Address:
Muhammad, William
8560 Second Avenue, #1404
Silver Spring, MD 20910
United States

Legal Entity Type: Individual
Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software used to select musical, literary, and visual works and assemble them on CD-ROMs, DVDs, and other computer media

Basis: 1(a)
First Use Date: 2003-04-03

First Use in Commerce Date: 2003-04-03

International Class: 035

Class Status: Active

Digital distributorship services, namely, providing an online computer database for use in selecting musical, literary, and visual works and assembling them on CD-ROMs, DVDs, and other computer media; retail kiosk service, namely, providing kiosks for selecting musical, literary, and visual works and assembling them on CD-ROMs, DVDs, and other computer media

Basis: 1(a)

First Use Date: 2003-04-03

First Use in Commerce Date: 2003-04-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-11-04 - Registered - Principal Register

2003-09-02 - Allowed for Registration - Principal Register (SOU accepted)

2003-08-27 - Assigned To Examiner

2003-08-25 - Case File In TICRS

2003-07-07 - Statement of use processing complete

2003-07-07 - Amendment to Use filed

2003-07-07 - PAPER RECEIVED

2003-01-07 - Notice of allowance - mailed

2002-10-15 - Published for opposition

2002-09-25 - Notice of publication

2002-08-28 - Approved for Pub - Principal Register (Initial exam)

2002-08-26 - Examiner's amendment mailed

2002-07-23 - Previous allowance count withdrawn

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

2002-04-01 - Examiner's amendment mailed

Latest Status Info

2002-02-12 - Communication received from applicant

2001-08-14 - Non-final action mailed

2001-08-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Adam D. Resnick

Correspondent

ADAM D RESNICK

PIPER MARBURY RUDNICK & WOLFE LLP

1200 19TH ST NW

WASHINGTON DC 20036

Phone Number: (202) 861-6939

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **266**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:31:39 ET

Serial Number: 76046171 Assignment Information

Registration Number: 2779894

Mark (words only): DIGITAL QUICKSTRIP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-04

Filing Date: 2000-05-11

Transformed into a National Application: No

Registration Date: 2003-11-04

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-11-10

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

1. Agfa Corporation

Address:
Agfa Corporation
200 Ballardvale Street
Wilmington, MA 018871069
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for use in the field of electronic publishing, to manage output to proofers, platesetters, and imagesetters
Basis: 1(a)
First Use Date: 2000-04-00

First Use in Commerce Date: 2000-04-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-11-04 - Registered - Principal Register
 - 2003-09-07 - Allowed for Registration - Principal Register (SOU accepted)
 - 2003-07-24 - Communication received from applicant
 - 2003-07-24 - PAPER RECEIVED
 - 2003-02-03 - Non-final action mailed
 - 2003-01-03 - Statement of use processing complete
 - 2002-05-02 - Amendment to Use filed
 - 2001-12-18 - Notice of allowance - mailed
 - 2001-09-25 - Published for opposition
 - 2001-09-05 - Notice of publication
 - 2001-05-04 - Approved for Pub - Principal Register (Initial exam)
 - 2001-04-30 - Examiner's amendment mailed
 - 2000-11-08 - Non-final action mailed
 - 2000-10-24 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Theodore A. Breiner

Correspondent
THEODORE A. BREINER
BREINER & BREINER
P.O. BOX 19290
ALEXANDRIA, VA 22320-0290
Phone Number: 703-684-6885

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

This page was generated by the TARR system on 2007-01-16 11:31:52 ET

Serial Number: 76243473 Assignment Information

Registration Number: 2777220

Mark (words only): DIGITALVDO FRAMEMASTER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-28

Filing Date: 2001-04-20

Transformed into a National Application: No

Registration Date: 2003-10-28

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: 2003-11-03

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

1. GK Industries, Incorporated

Address:

GK Industries, Incorporated
425 Huehl Road, B/D 5-A
Northbrook, IL 60062
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

Phone Number: 847-272-3590

Fax Number: 847-272-4096

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital video recorder

Basis: 1(a)

First Use Date: 2000-12-31

First Use in Commerce Date: 2000-12-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-28 - Registered - Principal Register
- 2003-08-05 - Published for opposition
- 2003-07-16 - Notice of publication
- 2003-06-05 - Approved for Pub - Principal Register (Initial exam)
- 2003-06-03 - Examiner's amendment mailed
- 2003-04-24 - Communication received from applicant
- 2003-04-24 - PAPER RECEIVED
- 2003-01-08 - Final refusal mailed
- 2002-08-26 - Communication received from applicant
- 2002-09-26 - Petition To Revive-Granted
- 2002-08-26 - Petition to Commissioner - Petitioner response letter received
- 2002-08-26 - PAPER RECEIVED
- 2002-08-02 - Petition to Revive - Incomplete petition letter mailed
- 2002-03-28 - Petition To Revive-Received
- 2002-03-28 - PAPER RECEIVED
- 2002-03-08 - Abandonment - Failure To Respond Or Late Response
- 2001-07-20 - Non-final action mailed
- 2001-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

GK INDUSTRIES, INCORPORATED

425 HUEHL ROAD, B/D 5-A

NORTHBROOK, IL 60062

Phone Number: 847-272-3590

Fax Number: 847-272-4096

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 268

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:32:05 ET

Serial Number: 76367280 Assignment Information

Registration Number: 2776991

Mark (words only): 3DCREATE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-21

Filing Date: 2002-02-05

Transformed into a National Application: No

Registration Date: 2003-10-21

Register: Supplemental

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: 2003-10-27

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

1. Visual Components, Inc.

Address:
Visual Components, Inc.
222 Main St., Suite 102
Rochester, MI 48307
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Michigan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used to generate and publish libraries of re-useable digital data components, namely, digital data components and three-dimensional computer art, which can then be accessed from a database or web page for use in a simulation

Basis: 1(a)

First Use Date: 2001-04-30**First Use in Commerce Date:** 2001-11-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-10-21 - Registered - Supplemental Register

2003-08-22 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2003-08-20 - Examiner's amendment mailed

2003-07-10 - Communication received from applicant

2003-08-05 - Case File In TICRS

2003-07-10 - TEAS Response to Office Action Received

2003-02-24 - Non-final action mailed

2003-02-21 - Amendment to Use approved

2003-02-19 - Amendment to use processing complete

2002-12-04 - Amendment to Use filed

2002-12-04 - Communication received from applicant

2002-12-19 - Communication received from applicant

2002-12-04 - TEAS Response to Office Action Received

2002-06-04 - Non-final action mailed

2002-05-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

William H. Honaker

Correspondent

WILLIAM H. HONAKER

HOWARD & HOWARD ATTORNEYS, P.C.

39400 WOODWARD AVENUE, SUITE 101
BLOOMFIELD HILLS, MICHIGAN 48304-5151
Phone Number: (248) 723-0422

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **269**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:32:19 ET

Serial Number: 76165528 Assignment Information

Registration Number: 2776181

Mark (words only): DIGISETTE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-21

Filing Date: 2000-11-13

Transformed into a National Application: No

Registration Date: 2003-10-21

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: 900 -File Repository (Franconia)

Date In Location: 2003-10-27

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

1. Digisette, L.L.C.

Address:
Digisette, L.L.C.
Village Road P.O. Box 435
New Vernon, NJ 07976
United States

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: New Jersey

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic device, namely a portable, digital, audio player that stores and plays back computer files containing music or spoken word audio content, using a microprocessor and a digital signal processor, in the form factor and functionality of an audio cassette

Basis: 1(a)

First Use Date: 2000-09-01

First Use in Commerce Date: 2000-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-21 - Registered - Principal Register
- 2003-08-11 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-08-06 - Assigned To Examiner
- 2003-06-13 - Statement of use processing complete
- 2003-05-09 - Amendment to Use filed
- 2003-05-09 - PAPER RECEIVED
- 2003-02-18 - Notice of allowance - mailed
- 2002-05-28 - Published for opposition
- 2002-05-08 - Notice of publication
- 2002-01-30 - Approved for Pub - Principal Register (Initial exam)
- 2001-10-23 - Communication received from applicant
- 2001-05-07 - Non-final action mailed
- 2001-04-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
CHARLES V QUINN

Correspondent
CHARLES V QUINN
DILLON BITAR & LUTHER
PO BOX 398
MORRISTOWN NJ 07963-0398
Phone Number: (973) 539-3100

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **270**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:32:32 ET

Serial Number: 76094003 Assignment Information

Registration Number: 2776125

Mark (words only): DIGITALL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-21

Filing Date: 2000-07-24

Transformed into a National Application: No

Registration Date: 2003-10-21

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-21

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

1. Hi - Tron USA, LLC

Address:
Hi - Tron USA, LLC
12751 Maplewood Court
Poway, CA 92064
United States

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

BURGLAR ALARMS; WARNING DEVICES, NAMELY SIGNAL BELLS; CIRCUIT BOARDS; VIDEO AND SURVEILLANCE CAMERAS; COMPUTER CHIPS; ELECTRICAL AND INTEGRATED CIRCUITS; ELECTRICAL CONTROLLERS; ELECTRONIC MOTION DETECTORS; FACILITIES MANAGEMENT SOFTWARE, NAMELY, SOFTWARE TO CONTROL BUILDING ENVIRONMENT, ACCESS AND SECURITY

SYSTEMS; LASERS NOT FOR MEDICAL USE; ELECTRIC LOCKS; VIDEO MONITORS; PERSONAL SECURITY ALARMS; COMPUTER PROGRAMS FOR USE IN RUNNING AND MANAGING SECURITY SYSTEMS; REMOTE CONTROLS FOR SECURITY SYSTEMS; SIRENS; ELECTRONIC MOTION SENSITIVE SWITCHES; AND THEFT ALARMS

Basis: 1(a)

First Use Date: 2003-01-27

First Use in Commerce Date: 2003-01-27

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-21 - Registered - Principal Register
- 2003-08-20 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-07-16 - Assigned To Examiner
- 2003-07-11 - Case File In TICRS
- 2003-06-18 - Statement of use processing complete
- 2003-01-30 - Amendment to Use filed
- 2003-01-30 - TEAS Statement of Use Received
- 2002-08-20 - Extension 2 granted
- 2002-07-23 - Extension 2 filed
- 2002-07-26 - PAPER RECEIVED
- 2002-02-12 - Extension 1 granted
- 2002-01-28 - Extension 1 filed
- 2001-07-31 - Notice of allowance - mailed
- 2001-05-08 - Published for opposition
- 2001-04-25 - Notice of publication
- 2001-01-20 - Approved for Pub - Principal Register (Initial exam)
- 2001-01-11 - Examiner's amendment mailed

2001-01-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James Anthony Rolfe

Correspondent

JAMES ANTHONY ROLFE
WENTHUR & CHACHAS
4180 LA JOLLA VILLAGE DRIVE
LA JOLLA CA 92037

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **271**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:32:45 ET

Serial Number: 76294823 Assignment Information

Registration Number: 2773027

Mark (words only): POWERING DSP DEVELOPMENT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-14

Filing Date: 2001-08-06

Transformed into a National Application: No

Registration Date: 2003-10-14

Register: Principal

Law Office Assigned: LAW OFFICE 115

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: 2003-10-20

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

1. Electronic Warfare Associates, Inc.

Address:
Electronic Warfare Associates, Inc.
13873 Park Center Road
Herndon, VA 22071
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Virginia

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER HARDWARE; DIGITAL I/O EMULATING DEVICES; DIGITAL SIGNAL PROCESSORS (DSP);
COMPUTER SOFTWARE FOR SUPPORTING THE DESIGN, IMPLEMENTATION, AND ANALYSIS OF REAL-
TIME DSP ALGORITHMS AND SYSTEMS
Basis: 1(a)

First Use Date: 2001-07-00
First Use in Commerce Date: 2001-07-00

International Class: 042

Class Status: Active

COMPUTER CONSULTATION; TECHNICAL CONSULTATION, NAMELY, DESIGNING, IMPLEMENTING AND ANALYZING REAL-TIME DSP ALGORITHMS AND SYSTEMS FOR OTHERS

Basis: 1(a)

First Use Date: 2001-07-00
First Use in Commerce Date: 2001-07-00

ADDITIONAL INFORMATION

Disclaimer: "DSP DEVELOPMENT"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-14 - Registered - Principal Register
- 2003-07-22 - Published for opposition
- 2003-07-02 - Notice of publication
- 2003-05-15 - Approved for Pub - Principal Register (Initial exam)
- 2003-05-15 - Amendment to Use approved
- 2003-05-06 - Assigned To Examiner
- 2003-01-29 - Communication received from applicant
- 2003-01-29 - PAPER RECEIVED
- 2002-10-08 - Assigned To Examiner
- 2002-09-20 - Non-final action mailed
- 2002-05-21 - Amendment to use processing complete
- 2002-03-28 - Amendment to Use filed
- 2002-03-28 - Communication received from applicant
- 2001-10-01 - Non-final action mailed
- 2001-09-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James R. Menker

Correspondent

JAMES R. MENKER
PILLSBURY WINTHROP, LLP
1600 TYSONS BLVD
MC LEAN VA 22102-4865
Phone Number: (703) 905-2145

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **272**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:32:57 ET

Serial Number: 76312013 Assignment Information

Registration Number: 2772272

Mark (words only): DSG HOME SOLVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-07

Filing Date: 2001-09-13

Transformed into a National Application: No

Registration Date: 2003-10-07

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-10-15

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

1. Digital Solutions Group, Inc., The

Address:
Digital Solutions Group, Inc., The
6200 Riverdale Avenue, Suite 7C
New York, NY 10471
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER PROGRAMS, NAMELY COMPUTER PROGRAMS AND SOFTWARE FOR USE IN DATABASE, RECORDS AND FACILITIES MANAGEMENT FOR THE NURSING HOME, ASSISTED LIVING, SPECIAL FACILITIES AND HOSPITAL ADMINISTRATION

Basis: 1(a)

First Use Date: 2001-10-01

First Use in Commerce Date: 2001-10-01

ADDITIONAL INFORMATION

Disclaimer: "HOME"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-07 - Registered - Principal Register
- 2003-08-15 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-07-22 - Communication received from applicant
- 2003-08-11 - Case File In TICRS
- 2003-07-22 - PAPER RECEIVED
- 2003-01-22 - Non-final action mailed
- 2003-01-13 - Statement of use processing complete
- 2002-11-12 - Amendment to Use filed
- 2002-11-13 - PAPER RECEIVED
- 2002-10-01 - Notice of allowance - mailed
- 2002-07-09 - Published for opposition
- 2002-06-19 - Notice of publication
- 2001-12-28 - Approved for Pub - Principal Register (Initial exam)
- 2001-12-20 - Examiner's amendment mailed
- 2001-11-19 - Non-final action mailed
- 2001-11-13 - Assigned To Examiner
- 2001-11-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
George A. Gellis

Correspondent

GEORGE A. GELLIS
LEVY BOONSHOFT & SPINELLI P.C.
477 MADISON AVE FL 14
NEW YORK NY 10022-5802

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **273**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:33:14 ET

Serial Number: 76455493 Assignment Information

Registration Number: 2752546

Mark (words only): DIGITHONG

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-19

Filing Date: 2002-10-03

Transformed into a National Application: No

Registration Date: 2003-08-19

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-08-26

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

1. DigiThong, Inc.

Address:
DigiThong, Inc.
5724 W. 3rd street Suite 512
Los Angeles, CA 90036
United States

Legal Entity Type: Corporation
State or Country of Incorporation: California
Phone Number: 323-525-0559
Fax Number: 323-525-1877

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active
Cellular telephone accessories, namely hands-free accessories comprising straps, chains, pouches and belt loops, cellular telephone covers and cellular telephone face covers

Basis: 1(a)

First Use Date: 2002-09-24

First Use in Commerce Date: 2002-09-24

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-08-19 - Registered - Principal Register

2003-05-27 - Published for opposition

2003-05-07 - Notice of publication

2003-04-14 - PAPER RECEIVED

2003-03-24 - Approved for Pub - Principal Register (Initial exam)

2003-03-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DIGITHONG, INC.

5724 W. 3RD STREET SUITE 512

LOS ANGELES, CA 90036

Phone Number: 323-525-0559

Fax Number: 323-525-1877

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 274

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:33:27 ET

Serial Number: 76443030 Assignment Information

Registration Number: 2724033

Mark (words only): Z-KAT THE DIGITAL SURGERY COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-10

Filing Date: 2002-08-22

Transformed into a National Application: No

Registration Date: 2003-06-10

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-06-17

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

1. Z-Kat, Inc.

Address:
Z-Kat, Inc.
2901 Simms Street
Hollywood, FL 33020
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
medical imaging software and software that interfaces with image-guided surgery equipment, surgical navigation equipment, patient image registration equipment and that creates anatomic and functional image maps for use in surgery
Basis: 1(a)

First Use Date: 2000-03-01

First Use in Commerce Date: 2000-03-01

International Class: 010

Class Status: Active

medical and surgical products, namely, image-guided surgery, surgical navigation, and patient image registration apparatus to enhance medical applications

Basis: 1(a)

First Use Date: 2000-03-01

First Use in Commerce Date: 2000-03-01

ADDITIONAL INFORMATION

Disclaimer: "THE DIGITAL SURGERY COMPANY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-06-10 - Registered - Principal Register
- 2003-03-18 - Published for opposition
- 2003-02-26 - Notice of publication
- 2003-01-07 - Approved for Pub - Principal Register (Initial exam)
- 2003-01-06 - Examiner's amendment mailed
- 2003-01-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Valerie Brennan

Correspondent
VALERIE BRENNAN
HOGAN & HARTSON L.L.P.
ATTN: BOX INTELLECTUAL PROPERTY
8300 GREENSBORO DRIVE, SUITE 1100
MCLEAN, VIRGINIA 22102
Phone Number: (703) 610-6100
Fax Number: (703) 610-6200

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT ***275***

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:33:39 ET

Serial Number: 76432713 Assignment Information

Registration Number: 2688688

Mark (words only): VAIO DIGITAL STUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-18

Filing Date: 2002-07-16

Transformed into a National Application: No

Registration Date: 2003-02-18

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-03-24

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

1. Sony Electronics Inc.

Address:

Sony Electronics Inc.

Sony Drive

Park Ridge, NJ 07656

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

personal computers

Basis: 1(a)

First Use Date: 1998-10-31

First Use in Commerce Date: 1998-10-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Translation: The English translation of the word "VAIO" in the mark is "brownish and spotted".

Prior Registration Number(s):

2091993

2585743

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-09 - Attorney Revoked And/Or Appointed

2006-02-09 - TEAS Revoke/Appoint Attorney Received

2003-02-18 - Registered - Principal Register

2002-11-26 - Published for opposition

2002-11-06 - Notice of publication

2002-09-19 - Approved for Pub - Principal Register (Initial exam)

2002-09-13 - Examiner's amendment mailed

2002-09-06 - Assigned To Examiner

2002-08-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Andrew Quinn

Correspondent

Andrew Quinn

Sony Electronics Inc.

MZ 7345

16530 Via Esprillo

San Diego CA 92127

Phone Number: 858-942-2466

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT **276**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:33:54 ET

Serial Number: 76419232 Assignment Information

Registration Number: 2765900

Mark (words only): DIGITAL CAMERA STUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-16

Filing Date: 2002-06-11

Transformed into a National Application: No

Registration Date: 2003-09-16

Register: Supplemental

Law Office Assigned: LAW OFFICE 108

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: 2003-09-29

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

1. APTE, Inc.

Address:

APTE, Inc.
820 Davis Suite 224
Evanston, IL 60201
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

digital photographic activity kit comprising a digital photographic camera and a software component for use with the camera

Basis: 1(a)

First Use Date: 2002-05-14

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2765900>

1/16/2007

First Use in Commerce Date: 2002-08-28

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL CAMERA"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-16 - Registered - Supplemental Register
2003-07-25 - TEAS Change Of Correspondence Received
2003-07-17 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2003-07-07 - Examiner's amendment mailed
2003-07-03 - Amendment to Use approved
2003-06-14 - Amendment to use processing complete
2003-04-28 - Amendment to Use filed
2003-04-28 - Communication received from applicant
2003-04-28 - PAPER RECEIVED
2002-10-23 - Non-final action mailed
2002-10-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert E. Browne

Correspondent

Robert E. Browne
Neal, Gerber & Eisenberg LLP
Suite 2200
2 North LaSalle Street
Chicago IL 60602
Phone Number: (312) 269-5225
Fax Number: (312) 269-1747

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 277

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:34:08 ET

Serial Number: 76410791 Assignment Information

Registration Number: 2761124

Mark



(words only): DIGITAL PARTS, INC.

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-09

Filing Date: 2002-05-15

Transformed into a National Application: No

Registration Date: 2003-09-09

Register: Principal

Law Office Assigned: LAW OFFICE 110

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: 2003-09-15

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

1. Digital Parts, Inc.

Address:

Digital Parts, Inc.
5245 Sycamore Avenue
Riverdale, NY 10471
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer hardware and software for operating video and audio surveillance equipment and storing, transmitting and receiving data in connection with surveillance systems

Basis: 1(a)

First Use Date: 2001-10-15

First Use in Commerce Date: 2001-10-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL PARTS, INC."

Design Search Code(s):

02.11.02 - Eyes, human; Human eyes; Iris (eye)

26.01.02 - Circles, plain single line; Plain single line circles

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-09 - Registered - Principal Register

2003-06-17 - Published for opposition

2003-05-28 - Notice of publication

2003-04-02 - Approved for Pub - Principal Register (Initial exam)

2003-03-11 - Communication received from applicant

2003-03-11 - PAPER RECEIVED

2002-10-24 - Assigned To Examiner

2002-09-19 - Non-final action mailed

2002-09-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cory M. Amron

Correspondent

CORY M. AMRON

VORYS, SATER, SEYMOUR AND PEASE LLP

1828 L STREET N.W., 11TH FLOOR

WASHINGTON, D.C. 20036

Phone Number: (202) 467-8800

Fax Number: (202) 467-8900

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 278

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:34:24 ET

Serial Number: 76407732 Assignment Information

Registration Number: 2686387

Mark (words only): DIGI-MATZ

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2002-05-14

Transformed into a National Application: No

Registration Date: 2003-02-11

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-03-18

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

1. ZB LLC

Address:
ZB LLC
151-K South Pfingsten Road
Deerfield, IL 60015
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software for designing pages to be used in photograph albums
Basis: 1(a)
First Use Date: 2002-04-11
First Use in Commerce Date: 2002-04-11

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-03 - Attorney Revoked And/Or Appointed
2006-11-03 - TEAS Revoke/Appoint Attorney Received
2003-02-11 - Registered - Principal Register
2002-11-19 - Published for opposition
2002-10-30 - Notice of publication
2002-09-10 - Approved for Pub - Principal Register (Initial exam)
2002-09-06 - Assigned To Examiner
2002-09-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel N. Christus

Correspondent

Daniel N. Christus
McDermott Will & Emery LLP
227 West Monroe Street
Chicago IL 60606-5096
Phone Number: 312.372.2000
Fax Number: 312.984.7700

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **279**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:34:38 ET

Serial Number: 76407552 Assignment Information

Registration Number: 2686385

Mark



(words only): DIGI-MATZ

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2002-05-14

Transformed into a National Application: No

Registration Date: 2003-02-11

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-03-18

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

1. ZB LLC

Address:
ZB LLC
151-K South Pfingsten Road
Deerfield, IL 60015
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software for designing pages to be used in photograph albums
Basis: 1(a)
First Use Date: 2002-04-11
First Use in Commerce Date: 2002-04-11

ADDITIONAL INFORMATION

Design Search Code(s):
26.13.13 - Quadrilateral (two quadrilaterals); Two quadrilaterals
26.13.16 - Quadrilaterals touching or intersecting
26.13.21 - Quadrilaterals that are completely or partially shaded
26.13.25 - Quadrilaterals with one or more curved sides

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-03 - Attorney Revoked And/Or Appointed
2006-11-03 - TEAS Revoke/Appoint Attorney Received
2003-02-11 - Registered - Principal Register
2002-11-19 - Published for opposition
2002-10-30 - Notice of publication
2002-09-10 - Approved for Pub - Principal Register (Initial exam)
2002-09-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Daniel N. Christus

Correspondent
Daniel N. Christus
McDermott Will & Emery LLP
227 West Monroe Street
Chicago IL 60606-5096
Phone Number: 312.372.2000

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **280**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:34:50 ET

Serial Number: 76406414 Assignment Information

Registration Number: 2730906

Mark

THE BIG SCREEN COMPANY

Digital

(words only): THE DIGITAL BIG SCREEN COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-24

Filing Date: 2002-05-13

Transformed into a National Application: No

Registration Date: 2003-06-24

Register: Supplemental

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: 2003-06-30

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

1. Mitsubishi Digital Electronics America, Inc.

Address:
Mitsubishi Digital Electronics America, Inc.
9351 Jeronimo Road
Irvine, CA 926181904
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 714-236-6222

Fax Number: 714-229-3866

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Television sets, DVDs, videocassette recorders and satellite receivers

Basis: 1(a)

First Use Date: 1999-01-20

First Use in Commerce Date: 1999-01-22

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-24 - Registered - Supplemental Register

2003-04-29 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2003-04-07 - Communication received from applicant

2003-04-07 - PAPER RECEIVED

2002-10-09 - Non-final action mailed

2002-10-03 - Assigned To Examiner

2002-10-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Ronald Taylor

Correspondent

RONALD TAYLOR

MITSUBISHI ELECTRIC & ELECTRONICS USA

500 CORPORATE WOODS PKWY LEGAL DEPT.

VERNON HILLS, IL 60061

Phone Number: 714-236-6222

Fax Number: 714-229-3866

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **281**

TO APPLICANT'S NOTICE OF RELIANCE

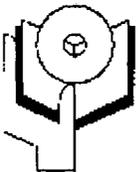
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 11:35:02 ET

Serial Number: 76381981 Assignment Information

Registration Number: 2758174

Mark



4DigitalBooks

(words only): 4DIGITALBOOKS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-02

Filing Date: 2002-03-15

Transformed into a National Application: No

Registration Date: 2003-09-02

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-09-08

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

1. ASSY SA

Address:
ASSY SA
22 Fin de Praz
St-Aubin 2024
Switzerland

Legal Entity Type: Corporation

State or Country of Incorporation: Switzerland
Phone Number: +41 32 835 57 75
Fax Number: +41 32 835 57 76

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Automatic machines for digitizing and turning pages of bound documents
Basis: 1(a), 44(e)
First Use Date: 2000-04-11
First Use in Commerce Date: 2000-04-11

ADDITIONAL INFORMATION

Description of Mark: The mark consists of a stylized representation of a hand holding a book, with a CD over the upper part of the book; the wording appears in the color red.

Design Search Code(s):
02.11.07 - Arms; Fingers; Hands; Human hands, fingers, arms
16.01.05 - Albums, record; Compact discs (CDs); DVDs; Digital versatile discs or digital video discs (DVDs); Phonograph records; Record albums; Records, phonograph
20.05.01 - Bibles (closed); Books that are closed; Cook books (closed); Encyclopedias (closed)
20.05.05 - Bibles (open); Books that are open; Cook books (open); Encyclopedias (open)

Foreign Registration Number: 491448
Foreign Registration Date: 2001-11-15
Country: Switzerland
Foreign Expiration Date: 2011-04-30

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-09-02 - Registered - Principal Register
- 2003-06-10 - Published for opposition
- 2003-05-21 - Notice of publication
- 2003-04-14 - Approved for Pub - Principal Register (Initial exam)
- 2003-04-14 - EXAMINERS AMENDMENT E-MAILED
- 2003-04-14 - Previous allowance count withdrawn
- 2003-02-18 - Published for opposition
- 2003-01-29 - Notice of publication

2002-12-12 - Approved for Pub - Principal Register (Initial exam)
2002-12-11 - EXAMINERS AMENDMENT E-MAILED
2002-11-12 - ITU claim deleted
2002-11-12 - Communication received from applicant
2002-11-12 - PAPER RECEIVED
2002-10-15 - Non-final action e-mailed
2002-10-02 - Assigned To Examiner
2002-07-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

IVO IOSSIGER
ASSY SA
22 FIN DE PRAZ
ST-AUBIN, NE 2024
SWITZERLAND
Phone Number: (408) 363-1246
Fax Number: (408) 363-1246

Domestic Representative

Kenji TASHIRO
Phone Number: (408) 363-1246
Fax Number: (408) 363-1246

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **282**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:35:17 ET

Serial Number: 76380355 Assignment Information

Registration Number: 2671956

Mark (words only): FLEXSTOR THE AIR TRAFFIC CONTROL SYSTEM FOR DIGITAL FILES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-07

Filing Date: 2002-03-08

Transformed into a National Application: No

Registration Date: 2003-01-07

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-02-25

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

1. FLEXSTOR.net, Incorporated

Address:
FLEXSTOR.net, Incorporated
7615 Golden Triangle Drive
Eden Prairie, MN 55344
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER PROGRAMS, TRANSMITTED ELECTRONICALLY TO CUSTOMER SITES, FOR CONTROLLING THE STORAGE, ORGANIZATION, INDEXING, DISTRIBUTION, AND TRANSMISSION MONITORING OF DIGITAL DATA FILES IN DATA STORAGE AND TRANSMISSION NETWORKS

Basis: 1(a)

First Use Date: 2001-01-31

First Use in Commerce Date: 2001-01-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-01-07 - Registered - Principal Register
- 2002-10-15 - Published for opposition
- 2002-09-25 - Notice of publication
- 2002-07-29 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Frederick W. Niebuhr

Correspondent

FREDERICK W. NIEBUHR
 LARKIN, HOFFMAN, DALY & LINDGREN, LTD
 1500 WELLS FARGO PLAZA
 7900 XERXES AVENUE SOUTH
 BLOOMINGTON, MINNESOTA 55431
 Phone Number: (952) 896-1574

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **283**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:36:19 ET

Serial Number: 76380354 Assignment Information

Registration Number: 2671955

Mark (words only): THE AIR TRAFFIC CONTROL SYSTEM FOR DIGITAL FILES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-07

Filing Date: 2002-03-08

Transformed into a National Application: No

Registration Date: 2003-01-07

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-02-25

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

1. FLEXSTOR.net, Incorporated

Address:
FLEXSTOR.net, Incorporated
7615 Golden Triangle Drive
Eden Prairie, MN 55344
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER PROGRAMS, TRANSMITTED ELECTRONICALLY TO CUSTOMER SITES, FOR CONTROLLING THE STORAGE, ORGANIZATION, INDEXING, DISTRIBUTION, AND TRANSMISSION MONITORING OF DIGITAL DATA FILES IN DATA STORAGE AND TRANSMISSION NETWORKS

Basis: 1(a)

First Use Date: 2001-01-31

First Use in Commerce Date: 2001-01-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-01-07 - Registered - Principal Register
- 2002-10-15 - Published for opposition
- 2002-09-25 - Notice of publication
- 2002-07-29 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Frederick W. Niebuhr

Correspondent

FREDERICK W. NIEBUHR
 LARKIN, HOFFMAN, DALY & LINDGREN, LTD
 1500 WELLS FARGO PLAZA
 7900 XERXES AVENUE SOUTH
 BLOOMINGTON, MINNESOTA 55431
 Phone Number: (952) 896-1574

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT

284

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:36:34 ET

Serial Number: 76377341 Assignment Information

Registration Number: 2765363

Mark (words only): THE DIGITAL MOVING COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-16

Filing Date: 2002-03-02

Transformed into a National Application: No

Registration Date: 2003-09-16

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-09-26

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

1. Eisenworld, Inc.

Address:
Eisenworld, Inc.
13798 NW 4th Street, Suite 315
Sunrise, FL 33325
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for migrating, transferring or replicating all or part of the assets of one computer or computer system to one or more other computers or computer systems
Basis: 1(a).
First Use Date: 2002-04-00

First Use in Commerce Date: 2001-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-09-16 - Registered - Principal Register
 - 2003-07-07 - Allowed for Registration - Principal Register (SOU accepted)
 - 2003-06-13 - Assigned To Examiner
 - 2003-06-11 - Case File In TICRS
 - 2003-05-29 - Statement of use processing complete
 - 2003-04-21 - Amendment to Use filed
 - 2003-04-21 - PAPER RECEIVED
 - 2003-01-14 - Notice of allowance - mailed
 - 2002-11-04 - PAPER RECEIVED
 - 2002-10-22 - Published for opposition
 - 2002-10-02 - Notice of publication
 - 2002-07-08 - Approved for Pub - Principal Register (Initial exam)
 - 2002-06-21 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gregory P. Gadson, Esq.

Correspondent

GREGORY P. GADSON, ESQ.
19375 AMBER WAY
NOBLESVILLE, IN 46060
Phone Number: (317) 773-9083

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

)

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EXHIBIT

285

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:36:46 ET

Serial Number: 76368578 Assignment Information

Registration Number: 2666261

Mark (words only): DIGI 35

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-24

Filing Date: 2002-02-08

Transformed into a National Application: No

Registration Date: 2002-12-24

Register: Principal

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2003-02-13

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

1. VIVITAR CORPORATION

Address:
VIVITAR CORPORATION
1280 Rancho Conejo Boulevard
Newbury Park, CA 91320
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Photographic cameras, namely combination film and digital cameras
Basis: 1(a)
First Use Date: 2001-11-13
First Use in Commerce Date: 2001-11-13

ADDITIONAL INFORMATION

Disclaimer: "35"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-12 - Attorney Revoked And/Or Appointed
2006-09-12 - TEAS Revoke/Appoint Attorney Received
2002-12-24 - Registered - Principal Register
2002-10-01 - Published for opposition
2002-09-11 - Notice of publication
2002-06-28 - Approved for Pub - Principal Register (Initial exam)
2002-06-20 - Examiner's amendment mailed
2002-05-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Larry E. Severin

Correspondent

Larry E. Severin

Wang, Hartmann & Gibbs, PC

1301 Dove St., #1050

Newport Beach CA 92660

Phone Number: (949) 833-8483

Fax Number: (949) 833-2281

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **286**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:37:01 ET

Serial Number: 76364548 Assignment Information

Registration Number: 2741166

Mark (words only): DIGITAL DAYPACK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-29

Filing Date: 2002-01-30

Transformed into a National Application: No

Registration Date: 2003-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 108

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. Three Point Ventures, LLC

Address:

Three Point Ventures, LLC

235 Middle Road

Henrietta, NY 14467

United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Backpack for carrying portable computers and related accessories such as books, files, cables, software media, office supplies, mobile phones, and the like

Basis: 1(a)

First Use Date: 2001-09-00

First Use in Commerce Date: 2001-09-00

ADDITIONAL INFORMATION

Disclaimer: "DAYPACK"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-08-19 - Attorney Revoked And/Or Appointed
 - 2005-08-19 - TEAS Revoke/Appoint Attorney Received
 - 2003-07-29 - Registered - Principal Register
 - 2003-05-06 - Published for opposition
 - 2003-04-16 - Notice of publication
 - 2003-02-14 - Approved for Pub - Principal Register (Initial exam)
 - 2003-02-07 - Examiner's amendment mailed
 - 2003-01-28 - Previous allowance count withdrawn
 - 2002-12-06 - Approved for Pub - Principal Register (Initial exam)
 - 2002-11-20 - Communication received from applicant
 - 2002-05-24 - Non-final action mailed
 - 2002-05-07 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Kristen M. Walsh

Correspondent
Kristen M. Walsh
Nixon Peabody LLP
Clinton Square, P.O. Box 31051
Rochester NY 14603-1051
Phone Number: (585) 263-1000
Fax Number: (585) 263-1600

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 287

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:37:13 ET

Serial Number: 76364271 Assignment Information

Registration Number: 2713012

Mark (words only): DMTECH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-06

Filing Date: 2002-01-29

Transformed into a National Application: No

Registration Date: 2003-05-06

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-05-12

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

1. Digital Multimedia Technology Co., Ltd.

Address:

Digital Multimedia Technology Co., Ltd.
3rd Floor, Sinsegi Plaza Bldg. 900-9, Pyongchon-Dong, Dongan-Gu
Anyang-Si, Kyunggi-Do
Republic of Korea

Legal Entity Type: Corporation

State or Country of Incorporation: Republic of Korea

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO DISC PLAYERS; COMPACT DISK PLAYERS; DIGITAL VERSATILE DISK PLAYERS; COMPACT DISKS, LASER DISCS AND MULTIMEDIA SOFTWARE RECORDED ON CD-ROM ALL FEATURING MUSIC AND GAMES; COMPUTER OPERATION PROGRAMS FOR VIDEO DISK PLAYERS, COMPACT DISK PLAYERS, AND DIGITAL VERSATILE DISK PLAYERS; MICROPROCESSORS; CENTRAL PROCESSOR

UNIT FOR VIDEO DISK PLAYERS, COMPACT DISK PLAYERS, AND DIGITAL VERSATILE DISK PLAYERS; MICROPROCESSORS; CENTRAL PROCESSOR UNIT FOR VIDEO DISK PLAYERS, COMPACT DISK PLAYERS AND DIGITAL VERSATILE DISK PLAYERS

Basis: 1(a)

First Use Date: 2001-08-00

First Use in Commerce Date: 2001-12-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-05-06 - Registered - Principal Register
 - 2003-02-11 - Published for opposition
 - 2003-01-22 - Notice of publication
 - 2002-12-02 - Approved for Pub - Principal Register (Initial exam)
 - 2002-11-19 - Examiner's amendment mailed
 - 2002-10-18 - Final refusal mailed
 - 2002-09-10 - Communication received from applicant
 - 2002-09-10 - PAPER RECEIVED
 - 2002-05-14 - Non-final action mailed
 - 2002-05-06 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John K. Park

Correspondent

JOHN K. PARK
PARK & SUTTON LLP
3255 WILSHIRE BLVD., SUITE 1110
LOS ANGELES, CALIFORNIA 90010
Phone Number: (213) 389-3777

Domestic Representative

John K. Park

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **288**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:37:28 ET

Serial Number: 76363270 Assignment Information

Registration Number: 2642798

Mark (words only): DIGISECRET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-29

Filing Date: 2002-01-28

Transformed into a National Application: No

Registration Date: 2002-10-29

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: 2002-12-02

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

1. TamoSoft, Inc.

Address:
TamoSoft, Inc.
2 Nikitara Street Germasogeia
Limassol CY-4040
Cyprus

Legal Entity Type: Corporation
State or Country of Incorporation: Br. Virgin Islands

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for data processing, encryption, compression, and network communications
Basis: 1(a)
First Use Date: 2001-06-14
First Use in Commerce Date: 2001-07-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-29 - Registered - Principal Register
 - 2002-08-06 - Published for opposition
 - 2002-07-17 - Notice of publication
 - 2002-05-30 - Approved for Pub - Principal Register (Initial exam)
 - 2002-05-14 - Assigned To Examiner
 - 2002-05-14 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John E. Russell

Correspondent

JOHN E. RUSSELL
ALLMARK TRADEMARK SERVICE
5327 ROMFORD DRIVE, SUITE A
SAN JOSE, CA 95124
Phone Number: 1-866-255-6275
Fax Number: 1-408-979-0929

Domestic Representative

Allmark Trademark Services, Law Firm
Phone Number: 1-866-255-6275
Fax Number: 1-408-979-0929

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **289**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:37:43 ET

Serial Number: 76362686 Assignment Information

Registration Number: 2697471

Mark (words only): PURE DIGITAL FIBERLINK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-18

Filing Date: 2002-01-25

Transformed into a National Application: No

Registration Date: 2003-03-18

Register: Principal

Law Office Assigned: LAW OFFICE 110

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: 2003-04-02

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

1. Communications Specialties, Inc.

Address:
Communications Specialties, Inc.
55 Cabot Court
Hauppauge, NY 11788
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

FIBER OPTIC TRANSMITTERS, RECEIVERS, AND ASSOCIATED POWER SUPPLIES

Basis: 1(a)

First Use Date: 2000-11-30

First Use in Commerce Date: 2000-12-19

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL FIBERLINK"

Prior Registration Number(s):

1851328
2579776

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-03-18 - Registered - Principal Register
2002-12-24 - Published for opposition
2002-12-04 - Notice of publication
2002-10-19 - Approved for Pub - Principal Register (Initial exam)
2002-10-16 - Assigned To Examiner
2002-09-20 - Communication received from applicant
2002-09-20 - PAPER RECEIVED
2002-08-12 - Non-final action mailed
2002-05-22 - Assigned To Examiner
2002-05-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leo Zucker

Correspondent

LEO ZUCKER
LAW OFFICE OF LEO ZUCKER
50 MAIN STREET, SUITE 480
WHITE PLAINS, NEW YORK 10606-1975
Phone Number: (914) 761-7799

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
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v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 290

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:37:58 ET

Serial Number: 76357805 Assignment Information

Registration Number: 2704070

Mark (words only): DYG DIGIT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-08

Filing Date: 2002-01-12

Transformed into a National Application: No

Registration Date: 2003-04-08

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: 2003-04-09

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

1. DYG Holdings, Inc.

Address:
DYG Holdings, Inc.
36A Padanaram Rd.
Danbury, CT 06811
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Connecticut

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

downloadable electronic publications in the nature of pamphlets, brochures, newsletters and manuals in the field of conducting market opinion and branch recognition research and reports thereof

Basis: 1(a)

First Use Date: 2000-12-00

First Use in Commerce Date: 2000-12-00

International Class: 016

Class Status: Active

printed publications, namely, pamphlets, brochures, newsletters, and manuals in the field of conducting market opinion and brand recognition research and reports thereof

Basis: 1(a)

First Use Date: 2000-12-00

First Use in Commerce Date: 2000-12-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

2051011

2146004

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-04-08 - Registered - Principal Register

2003-01-14 - Published for opposition

2002-12-25 - Notice of publication

2002-11-05 - Approved for Pub - Principal Register (Initial exam)

2002-10-04 - Assigned To Examiner

2002-09-16 - Communication received from applicant

2002-09-16 - PAPER RECEIVED

2002-04-24 - Non-final action mailed

2002-04-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Daniel R. Gropper

Correspondent

DANIEL R. GROPPER

DANIEL R. GROPPER, P.C.

9908 DALE RIDGE CT.

VIENNA, VA 22181

Phone Number: (703) 281-7457

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 291

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:38:11 ET

Serial Number: 76356768 Assignment Information

Registration Number: 2680435

Mark



(words only): DIGICHART

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-28

Filing Date: 2002-01-09

Transformed into a National Application: No

Registration Date: 2003-01-28

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-03-11

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

1. Breathe America, Inc.

Address:

Breathe America, Inc.
102 Woodmont Boulevard Suite 500
Nashville, TN 37205
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware
Phone Number: (615) 777-2727
Fax Number: (615) 321-4450

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software for use in creating, reviewing, managing and manipulating medical records
Basis: 1(a)
First Use Date: 1999-12-01
First Use in Commerce Date: 1999-12-01

ADDITIONAL INFORMATION

Design Search Code(s):
26.03.21 - Ovals that are completely or partially shaded
26.03.28 - Miscellaneous designs with overall oval shape, including amoeba-like shapes and irregular ovals; Oval shape (miscellaneous overall shape)
Prior Registration Number(s):
2511022

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-01-28 - Registered - Principal Register
2002-11-05 - Published for opposition
2002-10-16 - Notice of publication
2002-09-09 - Approved for Pub - Principal Register (Initial exam)
2002-09-09 - Assigned To Examiner
2002-04-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Robert P. Felber, Jr.
Correspondent
ROBERT P. FELBER, JR.
WALLER LANSDEN DORTCH & DAVIS, PLLC
NASHVILLE CITY CENTER

Latest Status Info

511 UNION STREET, SUITE 2100
NASHVILLE, TENNESSEE 37219
Phone Number: (615) 744-7741
Fax Number: (615) 244-6380

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **292**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:38:30 ET

Serial Number: 76353176 Assignment Information

Registration Number: 2654192

Mark (words only): NAVIGATOR DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-26

Filing Date: 2001-12-28

Transformed into a National Application: No

Registration Date: 2002-11-26

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: 2003-01-21

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

1. International Safety Instruments, Inc.

Address:

International Safety Instruments, Inc.
922 Hurricane Shoals Road
Lawrenceville, GA 30043
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Georgia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Thermal imaging cameras for use in firefighting and industrial markets

Basis: 1(a)

First Use Date: 2001-08-23

First Use in Commerce Date: 2001-08-23

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-13 - TEAS Change Of Correspondence Received
2002-11-26 - Registered - Principal Register
2002-09-03 - Published for opposition
2002-08-14 - Notice of publication
2002-06-12 - Approved for Pub - Principal Register (Initial exam)
2002-06-11 - Examiner's amendment mailed
2002-04-22 - Non-final action mailed
2002-04-05 - Assigned To Examiner
2002-04-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jon A. Schiffrin

Correspondent

J. PAUL WILLIAMSON
FULBRIGHT & JAWORSKI L.L.P.
801 PENNSYLVANIA AVENUE, NW
WASHINGTON DC 20004-2623
Phone Number: 202-662-0200
Fax Number: 202-662-4643

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 293

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:38:49 ET

Serial Number: 76345161 Assignment Information

Registration Number: 2695053

Mark (words only): DIGIPLUG

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-11

Filing Date: 2001-12-05

Transformed into a National Application: No

Registration Date: 2003-03-11

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: 900 -File Repository (Franconia)

Date In Location: 2003-04-01

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

1. Digiplug, Societe Anonyme

Address:

Digiplug, Societe Anonyme

1 bis Cite Paradis

75010 PARIS

France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer programs, namely to download music and other electronic files, namely, videos, images, text for use on mobile telephones; music for mobile telephones downloadable from a global computer network, a computer server or other means of telecommunications; downloadable electronic files, namely, text, music, videos, images, downloadable computer images

Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038
Class Status: Active
telephone communications services, electronic mail services, mobile radiotelephony, electronic transmission of messages
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042
Class Status: Active
designing housing and implementing web sites for others
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 01/3103856
Foreign Registration Number: 013103856
Foreign Registration Date: 2001-06-05
Country: France
Foreign Filing Date: 2001-06-05
Foreign Expiration Date: 2011-06-05

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-03-11 - Registered - Principal Register
- 2002-12-17 - Published for opposition
- 2002-11-27 - Notice of publication
- 2002-08-09 - Approved for Pub - Principal Register (Initial exam)
- 2002-07-10 - ITU claim deleted
- 2002-07-10 - Communication received from applicant
- 2002-07-10 - PAPER RECEIVED
- 2002-05-28 - Letter of suspension mailed
- 2002-04-03 - Communication received from applicant

Latest Status Info

2002-04-03 - PAPER RECEIVED

2002-02-27 - Non-final action mailed

2002-02-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Kenneth N. Nigon

Correspondent

KENNETH N. NIGON
RATNER & PRESTIA
ONE WESTLAKES, BERWYN STE 301
PO BOX 980
VALLEY FORGE PA 19482-0980
Phone Number: (610) 407-0700

Domestic Representative

Kenneth N. Nigon
Phone Number: (610) 407-0700

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT **274**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:39:03 ET

Serial Number: 76343449 Assignment Information

Registration Number: 2624778

Mark (words only): DIGITEK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-24

Filing Date: 2001-11-30

Transformed into a National Application: No

Registration Date: 2002-09-24

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: 900 -File Repository (Franconia)

Date In Location: 2002-10-16

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

1. DIGITEK TECHNOLOGY CO., LTD

Address:

DIGITEK TECHNOLOGY CO., LTD
3F, No. 116, Sec. 1, Shintai 5th Rd
Shijr City, Taipei Hsien
Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

power adapters; and electric and electronic motor controllers for residential electric appliances, namely, refrigerators, freezers, air conditioners, shop tools, and electric fans, and for industrial machines, namely, air compressors, fans, conveyors, escalators, power operated grinders, freezers, refrigerators, vending machines, injection molding machines, polishing machines, and ventilators

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2624778>

1/16/2007

Basis: 1(a)
First Use Date: 2000-03-07
First Use in Commerce Date: 2001-08-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

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
 - 2002-03-12 - Approved for Pub - Principal Register (Initial exam)
 - 2002-03-06 - Examiner's amendment mailed
 - 2002-02-15 - Assigned To Examiner
 - 2002-02-15 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Morton J. Rosenberg

Correspondent
MORTON J. ROSENBERG
ROSENBERG, KLEIN & LEE
3458 ELLICOTT CENTER DRIVE, SUITE 101
ELLICOTT CITY, MARYLAND 21043
Phone Number: 410-465-6678

Domestic Representative
410-465-6678

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **295**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:39:19 ET

Serial Number: 76343110 Assignment Information

Registration Number: 2685854

Mark (words only): DIGITALVISION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2003-02-11

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 830 -Post Registration

Date In Location: 2006-09-29

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

1. GETTY IMAGES (US), INC.

Address:

GETTY IMAGES (US), INC.
75 VARICK STREET
NEW YORK, NY 10013
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPACT DISCS AND CD-ROMS CONTAINING PHOTOGRAPHS, STOCK PHOTOGRAPHS, OR ARCHIVAL PHOTOGRAPHS, ART, ILLUSTRATIONS, GRAPHIC DESIGNS, STOCK VIDEO, STOCK MUSIC, STOCK AUDIO, SOUND EFFECTS AND/OR SOUND RECORDINGS

Basis: 1(a)

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2685854>

1/16/2007

Latest Status Info

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

International Class: 038

Class Status: Active

PROVIDING MULTIPLE USER ACCESS TO A GLOBAL COMPUTER INFORMATION NETWORK IN THE FIELD OF PHOTOGRAPHY, ART, ILLUSTRATION, GRAPHIC DESIGN, STOCK VIDEO, STOCK MUSIC, STOCK AUDIO SOUND EFFECTS AND SOUND RECORDINGS

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0005274

International Registration Number: 0903671

International Registration Date: 2006-07-14

Original Filing Date with USPTO: 2006-07-14

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2006-11-30

International Registration Renewal Date: 2016-07-14

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

11-30-2006 - 16:01:10 - Application For IR Registered By IB

09-07-2006 - 23:29:02 - Irregularity Received From IB (Response Required)

07-21-2006 - 21:00:27 - IR Certified And Sent To IB

07-21-2006 - 12:14:08 - Manually Certified

07-17-2006 - 16:07:47 - Application For IR Rejected By MPU

07-14-2006 - 19:05:56 - New Application For IR Received

PROSECUTION HISTORY

2006-07-19 - Assignment Of Ownership Not Updated Automatically

2006-07-14 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-07-14 - TEAS Change Of Owner Address Received

2006-06-20 - Section 7 amendment issued

2006-04-25 - Section 7 amendment issued

2006-03-31 - Assigned To Paralegal

2005-11-22 - PAPER RECEIVED

2005-10-10 - Attorney Revoked And/Or Appointed

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2685854>

1/16/2007

Latest Status Info

- 2005-10-10 - TEAS Revoke/Appoint Attorney Received
- 2003-02-11 - Registered - Principal Register
- 2002-11-19 - Published for opposition
- 2002-10-30 - Notice of publication
- 2002-09-18 - PAPER RECEIVED
- 2002-09-13 - Approved for Pub - Principal Register (Initial exam)
- 2002-08-01 - Communication received from applicant
- 2002-08-01 - PAPER RECEIVED
- 2002-02-22 - Non-final action mailed
- 2002-02-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
 Heidi L. Sachs

Correspondent
 HEIDI L. SACHS
 PERKINS COIE LLP
 1201 THIRD AVENUE, SUITE 4800
 SEATTLE WA 98101-3099
 Phone Number: (206) 359-8000
 Fax Number: (206) 359-9000 (Attn: Hei

Domestic Representative
 Russ, August & Kabat
 Phone Number: (310) 826-7474
 Fax Number: (310) 826-6991

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **296**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:39:34 ET

Serial Number: 76343109 Assignment Information

Registration Number: 2685853

Mark (words only): DIGITALVISION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2003-02-11

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-03-18

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

1. Digital Vision Ltd.

Address:

Digital Vision Ltd.
India House, 4th Floor 45 Curlew Street
London SE1 2ND
United Kingdom

Legal Entity Type: Company

State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPACT DISCS AND CD-ROMS CONTAINING PHOTOGRAPHS, STOCK PHOTOGRAPHS, OR ARCHIVAL PHOTOGRAPHS, ART, ILLUSTRATIONS, GRAPHIC DESIGNS, STOCK VIDEO, STOCK MUSIC, STOCK AUDIO, SOUND EFFECTS AND/OR SOUND RECORDINGS

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

International Class: 038

Class Status: Active

PROVIDING MULTIPLE USER ACCESS TO A GLOBAL COMPUTER INFORMATION NETWORK IN THE FIELD OF PHOTOGRAPHY, ART, ILLUSTRATION, GRAPHIC DESIGN, STOCK VIDEO, STOCK MUSIC, STOCK AUDIO SOUND EFFECTS AND SOUND RECORDINGS

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-02-11 - Registered - Principal Register
- 2002-11-19 - Published for opposition
- 2002-10-30 - Notice of publication
- 2002-09-13 - Approved for Pub - Principal Register (Initial exam)
- 2002-08-01 - Communication received from applicant
- 2002-08-01 - PAPER RECEIVED
- 2002-02-22 - Non-final action mailed
- 2002-02-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Evan M. Kent

Correspondent

EVAN M. KENT
 RUSS, AUGUST & KABAT
 12424 WILSHIRE BLVD, SUITE 1200, 12TH FL
 LOS ANGELES, CA 90025 U.S.A.
 Phone Number: (310) 826-7474
 Fax Number: (310) 826-6991

Domestic Representative

Russ, August & Kabat

Phone Number: (310) 826-7474

Fax Number: (310) 826-6991

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **217**

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:39:47 ET

Serial Number: 76337485 Assignment Information

Registration Number: 2765212

Mark (words only): LUMI DIGIT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-16

Filing Date: 2001-11-13

Transformed into a National Application: No

Registration Date: 2003-09-16

Register: Principal

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-09-29

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

1. Everbrite, Inc.

Address:
Everbrite, Inc.
4949 South 110th Street
Greenfield, WI 53220
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Wisconsin

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRIC SIGNS; LUMINOUS SIGNS; ELECTRIC LUMINESCENT DISPLAY PANELS AND ILLUMINATED LETTERING FOR INFORMATIVE AND ADVERTISING SIGNS AND DISPLAYS

Basis: 1(a)

First Use Date: 2001-09-01

First Use in Commerce Date: 2001-09-01

International Class: 011

Class Status: Active

LIGHTING DEVICES; NAMELY, ELECTRIC LIGHTING FIXTURES, DECORATIVE LIGHT STRINGS, ACCENT LIGHTING UNITS AND ELECTRIC STRIP LIGHTING

Basis: 1(a)

First Use Date: 2001-09-01

First Use in Commerce Date: 2001-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-09-16 - Registered - Principal Register
- 2003-07-16 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-07-08 - Assigned To Examiner
- 2003-07-01 - Case File In TICRS
- 2003-06-20 - Statement of use processing complete
- 2003-06-10 - Amendment to Use filed
- 2003-06-10 - TEAS Statement of Use Received
- 2003-01-07 - Notice of allowance - mailed
- 2002-10-15 - Published for opposition
- 2002-09-25 - Notice of publication
- 2002-07-23 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-07 - Communication received from applicant
- 2002-02-13 - Non-final action mailed
- 2002-02-01 - Assigned To Examiner
- 2002-01-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Casimir F. Laska

Correspondent

CASIMIR F. LASKA
MICHAEL BEST & FRIEDRICH LLP
100 EAST WISCONSIN AVE
MILWAUKEE WI 53202-4108

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **298**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:40:03 ET

Serial Number: 76321353 Assignment Information

Registration Number: 2738372

Mark

The Architecture for the Digital World

(words only): THE ARCHITECTURE FOR THE DIGITAL WORLD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-15

Filing Date: 2001-10-03

Transformed into a National Application: No

Registration Date: 2003-07-15

Register: Principal

Law Office Assigned: LAW OFFICE 108

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: 2003-07-24

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

1. ARM Limited

Address:
ARM Limited
110 Fulbourn Road
Cambridge CB1 9NJ
United Kingdom

Legal Entity Type: Company
State or Country Where Organized: United Kingdom

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electrical equipment, namely computer chips, for use in the design and debugging of integrated circuits, microprocessor cores, macro cells, microcontrollers, bus interfaces, and printed circuit boards; Electrical equipment, namely computer chips, for use in the design and debugging of application software, operating system software, and computer software; user manuals for use therewith sold as a unit

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-09-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-07-15 - Registered - Principal Register
- 2003-05-03 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-04-16 - Statement of use processing complete
- 2003-02-24 - Amendment to Use filed
- 2003-02-24 - PAPER RECEIVED
- 2002-12-17 - Notice of allowance - mailed
- 2002-09-24 - Published for opposition
- 2002-09-04 - Notice of publication
- 2002-06-27 - Approved for Pub - Principal Register (Initial exam)
- 2002-04-10 - Communication received from applicant
- 2002-04-10 - PAPER RECEIVED
- 2001-12-19 - Non-final action mailed
- 2001-11-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bruce Piontkowski, Esq.

Correspondent

BRUCE PIONTKOWSKI, ESQ.
ROPER MAJESKI KOHN
80 N 1ST ST
SAN JOSE CA 95113-1298
Phone Number: 408/287-6262

Domestic Representative

Bruce Piontkowski, Esq.
Phone Number: 408/287-6262

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **299**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:40:20 ET

Serial Number: 76320268 Assignment Information

Registration Number: 2730294

Mark



(words only): D I

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-24

Filing Date: 2001-10-01

Transformed into a National Application: No

Registration Date: 2003-06-24

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: 2003-06-30

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

1. Digital Impact, Inc.

Address:

Digital Impact, Inc.
177 Bovet Road Suite 200
San Mateo, CA 94402
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for use in creating, implementing and auditing marketing and advertising programs conducted via e-mail

Basis: 1(a)

First Use Date: 2001-09-00

First Use in Commerce Date: 2001-11-13

ADDITIONAL INFORMATION

Design Search Code(s):

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-24 - Registered - Principal Register

2003-06-02 - TEAS Change Of Correspondence Received

2003-04-22 - Allowed for Registration - Principal Register (SOU accepted)

2003-04-21 - Assigned To Examiner

2003-04-18 - Statement of use processing complete

2003-01-28 - Amendment to Use filed

2003-01-28 - PAPER RECEIVED

2003-02-05 - Extension 1 granted

2002-11-25 - Extension 1 filed

2002-11-25 - PAPER RECEIVED

2002-06-04 - Notice of allowance - mailed

2002-03-12 - Published for opposition

2002-02-20 - Notice of publication

2001-12-21 - Approved for Pub - Principal Register (Initial exam)

2001-12-21 - Assigned To Examiner

2001-11-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

TERRI Y CHEN

Correspondent

David E. Stoll, Esq.

Farella Braun + Martel LLP

235 Montgomery St., Ste. 3000

San Francisco CA 94104

Phone Number: 415-954-4400

Fax Number: 415-954-4480

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

)

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EXHIBIT **300**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:40:35 ET

Serial Number: 76315381 Assignment Information

Registration Number: 2716710

Mark (words only): DIGITAL VACCINE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-13

Filing Date: 2001-09-20

Transformed into a National Application: No

Registration Date: 2003-05-13

Register: Supplemental

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: 2003-05-19

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

1. TIPPINGPOINT TECHNOLOGIES, INC.

Address:
TIPPINGPOINT TECHNOLOGIES, INC.
7501-B North Capital of Texas Highway
Austin, TX 78731
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer hardware and software for enhancing, screening, blocking, protecting and accounting for data transfer over the global computer information networks, namely for network security system solutions including integrated and managed intrusion blocking and detection system applications via computer networks and/or the Internet

Basis: 1(a)

First Use Date: 2002-07-01

First Use in Commerce Date: 2002-07-01

International Class: 042

Class Status: Active

Consulting services in the field of computer hardware and software for enhancing, screening, blocking, protecting and accounting for data transfer over the global computer information networks, namely for network security system solutions including integrated and managed intrusion blocking and detection system applications via computer networks and/or the Internet

Basis: 1(a)

First Use Date: 2002-07-01

First Use in Commerce Date: 2002-07-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-08 - TEAS Change Of Correspondence Received

2003-05-13 - Registered - Supplemental Register

2003-01-23 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2003-01-23 - Amendment to Use approved

2003-01-22 - Amendment to use processing complete

2002-12-23 - Amendment to Use filed

2002-12-23 - Communication received from applicant

2002-12-23 - PAPER RECEIVED

2002-07-12 - Final refusal mailed

2002-06-03 - Communication received from applicant

2001-12-27 - Non-final action mailed

2001-12-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
THOMAS R FELGER

Correspondent

Thad Chaloeintiarana, Esq
Pattishall, McAuliffe, Newbury, Hilliard
311 South Wacker Drive, Suite 5000
Chicago IL 60606
Phone Number: (312) 554-8000
Fax Number: (312) 554-8015

OPPOSITION NO. 91163719

Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT 301

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:40:51 ET

Serial Number: 76313148 Assignment Information

Registration Number: 2676928

Mark (words only): DMN, THE DIGITAL MUSIC NETWORK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-21

Filing Date: 2001-09-13

Transformed into a National Application: No

Registration Date: 2003-01-21

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: 900 -File Repository (Franconia)

Date In Location: 2003-03-10

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

1. DotClick Corporation

Address:

DotClick Corporation
327 Summer Street Suite 4
Boston, MA 02210
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer Software, for use in connection with on-line and off-line audio And video entertainment, namely, computer software which enhances the operation of computer hardware and software by providing on-screen access and links to websites featuring information, graphics and interactive communication services relating to said entertainment, as well as various goods and services

Basis: 1(a)

First Use Date: 2001-07-00

First Use in Commerce Date: 2001-07-00

International Class: 041

Class Status: Active

Providing information by way of enhanced information and graphics in the fields of online and off-line audio and video entertainment via a global computer network

Basis: 1(a)

First Use Date: 2001-07-00

First Use in Commerce Date: 2001-07-00

ADDITIONAL INFORMATION

Disclaimer: "THE DIGITAL MUSIC NETWORK"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-01-21 - Registered - Principal Register

2002-10-29 - Published for opposition

2002-10-09 - Notice of publication

2002-08-07 - Approved for Pub - Principal Register (Initial exam)

2002-05-14 - Communication received from applicant

2002-05-14 - PAPER RECEIVED

2001-11-16 - Non-final action mailed

2001-11-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DOTCLICK CORPORATION

327 SUMMER ST STE 4

BOSTON MA 02210-1724

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **302**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:41:14 ET

Serial Number: 76312988 Assignment Information

Registration Number: 2641326

Mark (words only): DIGITAL CONTENT MANAGER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-22

Filing Date: 2001-09-12

Transformed into a National Application: No

Registration Date: 2002-10-22

Register: Supplemental

Law Office Assigned: 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 -File Repository (Franconia)

Date In Location: 2002-11-19

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

1. MCGRAW-HILL COMPANIES, INC. THE

Address:
MCGRAW-HILL COMPANIES, INC. THE
1221 Avenue of the Americas
New York, NY 10020
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
CD ROM DISC PROVIDING ART, ANIMATION AND POWER POINT PRESENTATIONS, USED AS AN ANCILLARY PRODUCT TO SUPPORT COLLEGE TEXTBOOK TITLES
Basis: 1(a)
First Use Date: 2002-05-13

First Use in Commerce Date: 2002-05-13

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-22 - Registered - Supplemental Register
- 2002-07-11 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2002-07-11 - Amendment to Use approved
- 2002-07-09 - Amendment to use processing complete
- 2002-06-11 - Amendment to Use filed
- 2002-06-11 - Communication received from applicant
- 2002-06-11 - PAPER RECEIVED
- 2001-12-12 - Non-final action mailed
- 2001-11-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Karin Segall

Correspondent
KARIN SEGALL
DARBY AND DARBY
805 3RD AVE FL 26
NEW YORK NY 10022-7557
Phone Number: 212-527-7700

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **303**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:41:28 ET

Serial Number: 76307281 Assignment Information

Registration Number: 2662368

Mark (words only): DIGI-MASTER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-17

Filing Date: 2001-08-31

Transformed into a National Application: No

Registration Date: 2002-12-17

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: 900 -File Repository (Franconia)

Date In Location: 2003-01-28

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

1. Springfield Precision Instruments, Inc.

Address:
Springfield Precision Instruments, Inc.
76 Passaic Street
Wood-Ridge, NJ 07055
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
FOOD TIMERS FOR KITCHEN USE
Basis: 1(a)
First Use Date: 1999-01-02
First Use in Commerce Date: 1999-01-02

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-17 - Registered - Principal Register
2002-09-24 - Published for opposition
2002-09-04 - Notice of publication
2002-05-03 - Approved for Pub - Principal Register (Initial exam)
2002-04-23 - Examiner's amendment mailed
2001-11-05 - Non-final action mailed
2001-10-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JOHN G. GILFILLAN III

Correspondent
JOHN G. GILFILLAN III
CARELLA BYRNE BAIN GILFILLAN ET AL
6 BECKER FARM RD
ROSELAND NJ 07068-1738

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 304

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:41:42 ET

Serial Number: 76301419 Assignment Information

Registration Number: 2660736

Mark (words only): DIGIVISTA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-10

Filing Date: 2001-08-17

Transformed into a National Application: No

Registration Date: 2002-12-10

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: 900 -File Repository (Franconia)

Date In Location: 2003-01-29

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

1. Bostwick, M. Chris

Address:

Bostwick, M. Chris
405 Sosaya Lane
Santa Fe, NM 87501
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER PROGRAMS AND CD ROM DISKS FEATURING DIGITAL IMAGES AND PICTURES OF NATURE, TRAVEL DESTINATIONS, ART AND POSTCARD SUBJECTS

Basis: 1(a)

First Use Date: 2001-08-00

First Use in Commerce Date: 2001-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-12-10 - Registered - Principal Register
- 2002-09-26 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-09-26 - Assigned To Examiner
- 2002-09-23 - Statement of use processing complete
- 2002-08-26 - Amendment to Use filed
- 2002-08-26 - PAPER RECEIVED
- 2002-02-26 - Notice of allowance - mailed
- 2001-12-04 - Published for opposition
- 2001-11-14 - Notice of publication
- 2001-09-30 - Approved for Pub - Principal Register (Initial exam)
- 2001-09-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Gregory C. Golla

Correspondent
GREGORY C. GOLLA
MERCHANT & GOULD P.C.
P.O. BOX 2910
MINNEAPOLIS, MN 55402-0910
Phone Number: (612) 371-5395
Fax Number: (612) 332-9081

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 305

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:41:59 ET

Serial Number: 76300746 Assignment Information

Registration Number: 2671478

Mark (words only): PERSONAL DIGITAL CO-PILOT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-07

Filing Date: 2001-08-16

Transformed into a National Application: No

Registration Date: 2003-01-07

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: 900 -File Repository (Franconia)

Date In Location: 2003-02-24

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

1. Control Vision Corporation

Address:

Control Vision Corporation
P.O. Box 596
Pittsburg, KS 667620596
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Kansas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for portable computers that displays map information related to aviation and that provides reminders of tasks a pilot should perform while flying an aircraft based on the aircraft's location

Basis: 1(a)

First Use Date: 2000-07-15

First Use in Commerce Date: 2000-07-15

ADDITIONAL INFORMATION

Disclaimer: "PERSONAL DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-01-07 - Registered - Principal Register
 - 2002-10-15 - Published for opposition
 - 2002-09-25 - Notice of publication
 - 2002-07-13 - Approved for Pub - Principal Register (Initial exam)
 - 2002-07-01 - Non-final action mailed
 - 2002-01-14 - Communication received from applicant
 - 2001-10-02 - Non-final action mailed
 - 2001-09-27 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Derek P. Martin

Correspondent
DEREK P. MARTIN
MARTIN & ASSOCIATES, L.L.C.
PO BOX 548
CARTHAGE MO 64836-0548
Phone Number: (417) 358-4700

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
)	
Applicant)	

EXHIBIT **306**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:42:12 ET

Serial Number: 76298793 Assignment Information

Registration Number: 2722334

Mark (words only): DIGITAL VINYL TURNTABLE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-03

Filing Date: 2001-08-13

Transformed into a National Application: No

Registration Date: 2003-06-03

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: 2003-11-20

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

1. Pioneer Kabushiki Kaisha

Address:

Pioneer Kabushiki Kaisha
4-1, Meguro 1-Chome Meguro-ku
Tokyo 153-8654
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

CD players for disc jockeys

Basis: 1(a)

First Use Date: 2002-10-00

First Use in Commerce Date: 2002-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-03 - Registered - Principal Register
2003-04-04 - Allowed for Registration - Principal Register (SOU accepted)
2003-04-02 - Assigned To Examiner
2003-03-31 - Statement of use processing complete
2002-12-23 - Amendment to Use filed
2002-12-23 - PAPER RECEIVED
2002-06-25 - Notice of allowance - mailed
2002-04-02 - Published for opposition
2002-03-13 - Notice of publication
2001-12-12 - Approved for Pub - Principal Register (Initial exam)
2001-10-01 - Communication received from applicant
2001-10-04 - Non-final action mailed
2001-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David Ehrlich

Correspondent

DAVID EHRLICH
FROSS ZELNICK LEHRMAN & ZISSU, P.C.
866 UNITED NATIONS PLZ
NEW YORK NY 10017-1822
Phone Number: 212-813-5900

Domestic Representative

Fross Zelnick Lehrman & Zissu, P.C.

OPPOSITION NO. 91163719
Serial No. 76/561,585

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

DIGI INTERNATIONAL INC.	) MARK: DIGIPOS
)
Opposer)
)
v.)
)
DIGIPOS SYSTEMS INC.)
Applicant)

EXHIBIT 307

TO APPLICANT'S NOTICE OF RELIANCE

Latest Status Info

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

This page was generated by the TARR system on 2007-01-16 11:42:27 ET

Serial Number: 76298077 Assignment Information

Registration Number: 2727921

Mark (words only): DIGITAL COP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-17

Filing Date: 2001-08-10

Transformed into a National Application: No

Registration Date: 2003-06-17

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: 2004-04-14

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

1. Med Graphix, Inc.

Address:

Med Graphix, Inc.
26 Commerce Road, Unit J
Fairfield, NJ 07004
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer database of arrest information and mug shots in CD-Rom format

Basis: 1(a)

First Use Date: 2001-11-01

First Use in Commerce Date: 2001-11-01