

BULKY DOCUMENTS

(exceeds 300 pages)

Proceeding/Serial No: 91163719

Filed: 1-18-07

Title: TO Applicants Notice of Reliance

Part 4 of 11

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-17 - Registered - Principal Register
2003-04-25 - Allowed for Registration - Principal Register (SOU accepted)
2003-04-25 - Assigned To Examiner
2003-03-28 - Statement of use processing complete
2003-03-28 - Amendment to Use filed
2003-03-28 - TEAS Statement of Use Received
2002-10-01 - Notice of allowance - mailed
2002-07-09 - Published for opposition
2002-06-19 - Notice of publication
2002-04-02 - Approved for Pub - Principal Register (Initial exam)
2002-03-26 - Assigned To Examiner
2002-03-18 - Assigned To Examiner
2002-01-29 - Communication received from applicant
2001-10-09 - Non-final action mailed
2001-09-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert W. Smith

Correspondent

ROBERT W. SMITH
MCCARTER AND ENGLISH
FOUR GATEWAY CENTER
100 MULBERRY STREET

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 308

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 11:42:40 ET

Serial Number: 76287858 Assignment Information

Registration Number: 2610965

Mark (words only): DIGITAL DOSSIER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-20

Filing Date: 2001-07-18

Transformed into a National Application: No

Registration Date: 2002-08-20

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: 2002-09-04

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

1. Advanced Reasoning Systems, Inc.

Address:

Advanced Reasoning Systems, Inc.
1135 Terminal Way
Reno, NV 895022168
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable computer software that is accessible over the global communications network for use in storing customer information relating to employment

Basis: 1(a)

First Use Date: 2000-01-08

First Use in Commerce Date: 2000-01-08

ADDITIONAL INFORMATION

Disclaimer: "DOSSIER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-08-20 - Registered - Supplemental Register
 - 2002-06-03 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
 - 2002-03-25 - Communication received from applicant
 - 2001-09-25 - Non-final action mailed
 - 2001-09-18 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lara Pearson

Correspondent

LARA PEARSON
SKINER, WATSON & ROUNDS
800 SOUTHWOOD BLVD., STE 207
PO BOX 3150
INCLINE VILLAGE, NV 89451
Phone Number: (775) 324-4100
Fax Number: (775)833-1701

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 309

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 11:42:51 ET

Serial Number: 76286333 Assignment Information

Registration Number: 2735933

Mark (words only): DIGITALTEAM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-15

Filing Date: 2001-07-10

Transformed into a National Application: No

Registration Date: 2003-07-15

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: 2003-07-23

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

1. Rosa, Andy

Address:

Rosa, Andy
Digital Forces Corp P.O. Box 6051
Naperville, IL 60567
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

FACTORY AUTOMATION AND MACHINE CONTROL SOFTWARE AND INSTRUCTION MANUALS
ASSOCIATED THEREWITH

Basis: 1(a)

First Use Date: 2000-04-01

First Use in Commerce Date: 2000-04-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-07-15 - Registered - Principal Register
- 2003-04-22 - Published for opposition
- 2003-04-02 - Notice of publication
- 2003-02-05 - Approved for Pub - Principal Register (Initial exam)
- 2002-12-16 - Communication received from applicant
- 2002-12-16 - TEAS Response to Office Action Received
- 2002-06-17 - Non-final action mailed
- 2002-05-06 - Communication received from applicant
- 2001-11-05 - Non-final action mailed
- 2001-10-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert P. Renke

Correspondent

ROBERT P. RENKE
 ARTZ & ARTZ, P.C.
 STE 250
 28333 TELEGRAPH RD
 SOUTHFIELD MI 48034-1939
 Phone Number: (248) 223-9500

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 **310**

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 11:43:05 ET

Serial Number: 76279578 Assignment Information

Registration Number: 2674163

Mark



(words only): US DIGITAL CORPORATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-14

Filing Date: 2001-07-03

Transformed into a National Application: No

Registration Date: 2003-01-14

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: 2003-03-03

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

1. US Digital Corporation

Address:
US Digital Corporation
11100 NE 34th Circle
Vancouver, WA 98682
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Washington

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

MOTION CONTROL, AUTOMATION, AND ROBOTIC COMPONENTS, NAMELY, INCREMENTAL AND ABSOLUTE OPTICAL ENCODERS, POSITION FEEDBACK DEVICES, SENSORS FOR DETECTING LINEAR AND ROTARY POSITION, INCLINOMETERS, AND DIGITAL READOUTS

Basis: 1(a)

First Use Date: 1982-04-01

First Use in Commerce Date: 1982-04-01

ADDITIONAL INFORMATION

Disclaimer: 'CORPORATION'

Section 2(f)

Design Search Code(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

2006-10-04 - Review Of Correspondence Complete
2005-08-04 - PAPER RECEIVED
2003-01-14 - Registered - Principal Register
2002-10-22 - Published for opposition
2002-10-02 - Notice of publication
2002-09-04 - Approved for Pub - Principal Register (Initial exam)
2002-08-28 - Examiner's amendment mailed
2002-08-27 - Previous allowance count withdrawn
2002-07-22 - Previous allowance count withdrawn
2002-04-17 - Approved for Pub - Principal Register (Initial exam)
2002-03-15 - Communication received from applicant

Latest Status Info

2002-03-25 - Communication received from applicant
2002-03-15 - PAPER RECEIVED
2001-12-31 - Assigned To Examiner
2001-08-10 - Unresponsive/Duplicate Paper Received
2001-09-10 - Non-final action mailed
2001-08-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Graciela G. Cowger

Correspondent

GRACIELA G. COWGER
MARGER JOHNSON & MCCOLLOM PC
1030 SW MORRISON ST
PORTLAND OR 97205-2626
Phone Number: (503) 222-3613

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 311

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 11:43:21 ET

Serial Number: 76274932 Assignment Information

Registration Number: 2671371

Mark



(words only): DIBCOM DIGITAL BROADBAND COMMUNICATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-07

Filing Date: 2001-06-21

Transformed into a National Application: No

Registration Date: 2003-01-07

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: 2003-02-24

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

1. DIBCOM SA

Address:
DIBCOM SA
Parc Gutenberg 2 bis, voie La Cardon
91120 Palaiseau
France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Equipment for data processing and computers, namely, integrated circuits, printed circuits, electronic components, namely, demodulators and receivers, computer memory cards, blank integrated circuit cards and blank smart cards, central processing units, and application software for controlling the data processing and computer equipment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL BROADBAND COMMUNICATION"

Lining and Stippling: The stippling in the drawing is a feature of the mark and not intended to indicate color.

Design Search Code(s):

26.07.01 - Diamonds with plain multiple line border; Diamonds with plain single line border

26.07.21 - Diamonds that are completely or partially shaded

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

26.11.21 - Rectangles that are completely or partially shaded

27.03.01 - Geometric figures forming letters, numerals or punctuation

Foreign Application Number: 003073115

Foreign Registration Number: 003073115

Foreign Registration Date: 2000-12-27

Country: France

Foreign Filing Date: 2000-12-27

Foreign Expiration Date: 2010-12-27

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

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

2002-06-27 - Examiner's amendment mailed

2002-04-08 - Communication received from applicant

Latest Status Info

2002-04-15 - Communication received from applicant

2002-04-08 - PAPER RECEIVED

2001-10-04 - Non-final action mailed

2001-09-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

ANTHONY J. CASELLA, ESQ.
CASELLA & HESPOS LLP
274 MADISON AVE RM 1703
NEW YORK NY 10016-0701
Phone Number: (212) 725-2450
Fax Number: (212) 725-2452

Domestic Representative

CASELLA & HESPOS LLP
Phone Number: (212) 725-2450
Fax Number: (212) 725-2452

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 312

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 11:43:35 ET

Serial Number: 76270088 Assignment Information

Registration Number: 2624285

Mark (words only): PACIFIC DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-24

Filing Date: 2001-06-11

Transformed into a National Application: No

Registration Date: 2002-09-24

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: 2002-10-16

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

1. Pacific Digital Corporation

Address:
Pacific Digital Corporation
2052 Alton
Irvine, CA 92606
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER PERIPHERALS

Basis: 1(a)
First Use Date: 1997-06-00
First Use in Commerce Date: 1997-06-00

International Class: 035

Class Status: Active

RETAIL STORES AND DISTRIBUTORSHIPS AND ONLINE RETAIL STORES AND DISTRIBUTORSHIPS
FEATURING CONSUMER ELECTRONICS

Basis: 1(a)

First Use Date: 1997-06-00

First Use in Commerce Date: 1997-06-00

International Class: 042

Class Status: Active

COMPUTER CHIP AND INTEGRATED CIRCUIT TECHNOLOGY RESEARCH AND DEVELOPMENT FOR
WIRELESS, ELECTRONICS, ANALOG AND DIGITAL TECHNOLOGIES

Basis: 1(a)

First Use Date: 1997-06-00

First Use in Commerce Date: 1997-06-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

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
 - 2002-03-06 - Approved for Pub - Principal Register (Initial exam)
 - 2002-02-07 - Communication received from applicant
 - 2001-08-08 - Non-final action mailed
 - 2001-08-06 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Tawnya Wojciechowski

Correspondent

TAWNIA WOJCIECHOWSKI
SHEPPARD MULLIN RICHTER & HAMPTON
650 TOWN CENTER DR FL 4
COSTA MESA CA 92626-1993

Phone Number: (714) 424-2828

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 **313**

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 11:43:48 ET

Serial Number: 76264664 Assignment Information

Registration Number: 2566347

Mark (words only): DOING BUSINESS WITH DIGITAL DOCUMENTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-30

Filing Date: 2001-05-31

Transformed into a National Application: No

Registration Date: 2002-04-30

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: 456 -Trademark Assistance Center

Date In Location: 2005-11-03

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

1. Ingeo Systems, Inc.

Address:

Ingeo Systems, Inc.
1300 North 200 East, Suite 104
Logan, UT 84321
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Utah

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in data base management and cartography

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

International Class: 035

Class Status: Active

Computerized data base management; business-related computer consultation

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

International Class: 042

Class Status: Active

Installation of computer software; computer software design for others; cartography; data conversion of computer program data or information; and technical computer consultation

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-04-30 - Registered - Supplemental Register

2002-02-19 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2002-02-19 - Amendment to Use approved

2002-02-13 - Amendment to use processing complete

2002-02-01 - Amendment to Use filed

2002-02-01 - Communication received from applicant

2001-08-02 - Non-final action mailed

2001-07-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JOHN C. STRINGHAM

Correspondent

JOHN C. STRINGHAM

WORKMAN, NYDEGGER & SEELEY

1000 EAGLE GATE TOWER

Latest Status Info

60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
Phone Number: (801) 533-9800
Fax Number: (801) 328-1707

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 314

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 11:44:01 ET

Serial Number: 76261216 Assignment Information

Registration Number: 2624198

Mark (words only): WWW.DIGI.COM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-24

Filing Date: 2001-05-22

Transformed into a National Application: No

Registration Date: 2002-09-24

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-16

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

1. DIGI INTERNATIONAL INC.

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

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

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

provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access

Basis: 1(a)

First Use Date: 1999-03-03

First Use in Commerce Date: 1999-03-03

International Class: 042

Class Status: Active

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

Basis: 1(a)

First Use Date: 1999-03-03

First Use in Commerce Date: 1999-03-03

ADDITIONAL INFORMATION

Prior Registration Number(s):

- 1666495
- 2019613
- 2132925
- 2148245
- 2176760
- 2193984
- 2200945
- 2317478
- 2319992
- 2369665

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-09-24 - Registered - Principal Register
- 2002-07-02 - Published for opposition
- 2002-06-12 - Notice of publication
- 2002-04-22 - Approved for Pub - Principal Register (Initial exam)
- 2002-02-01 - Communication received from applicant
- 2002-01-29 - Communication received from applicant
- 2001-08-31 - Non-final action mailed
- 2001-08-21 - Assigned To Examiner
- 2001-08-17 - 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

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 315

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 11:44:15 ET

Serial Number: 76258111 Assignment Information

Registration Number: 2630891

Mark (words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-08

Filing Date: 2001-05-16

Transformed into a National Application: No

Registration Date: 2002-10-08

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-28

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

1. Digi International Inc.

Address:

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

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

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

provide remote access to local and wide area networks, to provide firewall security, and to provide Internet access

Basis: 1(a)

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

International Class: 042

Class Status: Active

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

Basis: 1(a)

First Use Date: 1985-07-23

First Use in Commerce Date: 1985-07-23

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-08 - Registered - Principal Register
2002-07-16 - Published for opposition
2002-06-26 - Notice of publication
2002-04-25 - Approved for Pub - Principal Register (Initial exam)
2002-02-01 - Communication received from applicant
2001-08-27 - Non-final action mailed
2001-08-20 - Assigned To Examiner
2001-08-15 - 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 55402-4400

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 **316**

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 11:44:28 ET

Serial Number: 76256353 Assignment Information

Registration Number: 2708128

Mark (words only): DIGITAL EXTENSION TECHNOLOGY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-15

Filing Date: 2001-05-14

Transformed into a National Application: No

Registration Date: 2003-04-15

Register: Supplemental

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: 2003-04-21

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

1. 2C Computing, Inc.

Address:

2C Computing, Inc.
5030 Bradford Drive, Suite 230
Huntsville, AL 35805
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Alabama

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer equipment for business use, namely, cables, connectors, and microprocessors for operatively connecting monitors, keyboards, and other desk-area resident computer input and output devices to a computer unit resident in a separate computer operational and storage area

Basis: 1(a)

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

ADDITIONAL INFORMATION

Disclaimer: "TECHNOLOGY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-24 - Review Of Correspondence Complete

2003-05-19 - PAPER RECEIVED

2003-04-15 - Registered - Supplemental Register

2003-02-20 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2002-11-25 - Communication received from applicant

2002-11-25 - PAPER RECEIVED

2002-11-21 - Communication received from applicant

2002-10-24 - Assigned To Examiner

2002-09-24 - TEAS Change Of Correspondence Received

2002-05-23 - Non-final action mailed

2002-05-23 - Amendment to Use approved

2002-05-20 - Amendment to use processing complete

2002-04-17 - Amendment to Use filed

2002-04-23 - Communication received from applicant

2002-04-16 - Communication received from applicant

2002-04-16 - TEAS Amendment of Use Received

2002-03-18 - Examiner's amendment mailed

2001-12-12 - Communication received from applicant

2001-08-22 - Non-final action mailed

2001-08-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

2C Computing, Inc
5030 Bradford Drive
Suite 230
Huntsville, AL 35805

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 317

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 11:44:43 ET

Serial Number: 76250925 Assignment Information

Registration Number: 2660598

Mark (words only): DIGITALPATROLLER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-10

Filing Date: 2001-05-03

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. 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: 2002-07-26

First Use in Commerce Date: 2002-07-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0004138
International Registration Number: 0883803
International Registration Date: 2006-03-08
Original Filing Date with USPTO: 2006-03-08
International Registration Status: Application For IR Registered By IB
Date of International Registration Status: 2006-06-15
International Registration Renewal Date: 2016-03-08
Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

06-15-2006 - 14:37:14 - Application For IR Registered By IB
03-10-2006 - 15:00:23 - IR Certified And Sent To IB
03-10-2006 - 06:32:56 - Manually Certified
03-08-2006 - 17:31:13 - New Application For IR Received

PROSECUTION HISTORY

2002-12-10 - Registered - Principal Register
2002-09-10 - Allowed for Registration - Principal Register (SOU accepted)
2002-09-04 - Statement of use processing complete
2002-08-05 - Amendment to Use filed
2002-08-12 - PAPER RECEIVED
2002-07-30 - Notice of allowance - mailed
2002-05-07 - Published for opposition
2002-04-17 - Notice of publication
2001-12-09 - Approved for Pub - Principal Register (Initial exam)
2001-09-12 - Communication received from applicant
2001-09-12 - Communication received from applicant
2001-08-14 - Non-final action mailed
2001-08-08 - 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

511 UNION ST STE 2100

NASHVILLE TN 37219-8966

Phone Number: (615) 444-2232

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 318

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 11:44:58 ET

Serial Number: 76248826 Assignment Information

Registration Number: 2759667

Mark (words only): DIGITAL-LAUNCH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-02

Filing Date: 2001-04-30

Transformed into a National Application: No

Registration Date: 2003-09-02

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: 2003-09-08

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

1. ACCELERA CORPORATION

Address:
ACCELERA CORPORATION
300 EAST LOMBARD STREET
BALTIMORE, MD 21202
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 TRAINING AND EDUCATION IN THE PHARMACEUTICAL, MEDICAL DEVICE AND BIOTECHNOLOGY FIELDS, NAMELY SOFTWARE THAT MERGES LEARNING AND EDUCATIONAL TEXT, GRAPHICS, SOUND, VIDEO AND ANIMATION IN A USER-CONTROLLED COMPUTER ENVIRONMENT

Basis: 1(a)

First Use Date: 2001-05-00

First Use in Commerce Date: 2001-05-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-02 - Registered - Principal Register

2003-05-13 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-07 - Case File In TICRS

2003-04-28 - Statement of use processing complete

2003-04-28 - Extension 1 granted

2003-01-29 - Extension 1 filed

2003-01-29 - Amendment to Use filed

2003-01-29 - PAPER RECEIVED

2002-09-24 - Notice of allowance - mailed

2002-07-02 - Published for opposition

2002-06-12 - Notice of publication

2002-03-05 - Approved for Pub - Principal Register (Initial exam)

2002-02-01 - Assigned To Examiner

2002-01-14 - Communication received from applicant

2001-07-12 - Non-final action mailed

2001-07-03 - Assigned To Examiner

2001-06-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Thomas L. Lockhart

Correspondent

THOMAS L. LOCKHART
VARNUM, RIDDERING, SCHMIDT & HOWLETT
BRIDGEWATER
PO BOX 352
GRAND RAPIDS MI 49501-0352
Phone Number: (616) 336-6000

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 319

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 11:45:13 ET

Serial Number: 76246998 Assignment Information

Registration Number: 2607236

Mark (words only): DAKOTA DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-13

Filing Date: 2001-04-26

Transformed into a National Application: No

Registration Date: 2002-08-13

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: 2002-08-27

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

1. Dakota Digital, Inc.

Address:

Dakota Digital, Inc.
3421 W. Hovland Ave.
Sioux Falls, SD 57107
United States

Legal Entity Type: Corporation

State or Country of Incorporation: South Dakota

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

AUTOMOTIVE, MOTORCYCLE AND CAR AUDIO INSTRUMENTATION, NAMELY, CAR AUDIO VOLTMETERS, AMPLIFIER TEMPERATURE GAUGES, AMPLIFIER CURRENT METERS, AND SPL (SOUND PRESSURE LEVEL) METERS; AND VEHICLE ACCESSORIES, NAMELY, CRUISE CONTROL, POWER WINDOW SYSTEMS, REMOTE ENTRY SYSTEMS, DOOR RELEASE MOTOR, TRUNK LIFT MOTORS AND

KITS, GEAR SHIFT POSITION SENDING UNITS, VEHICLE SPEED SENSOR (VSS) INTERFACES AND CALIBRATION MODULES, ENGINE CONTROL MODULE (ECM) INTERFACES, AIR RIDE HEIGHT CONTROL, LED VEHICLE LIGHTING, ALUMINUM INSTRUMENT AND GLOVE BOX AND RADIO PANELS AND KNOBS AND BEZELS

Basis: 1(a)

First Use Date: 1987-01-20

First Use in Commerce Date: 1987-01-20

International Class: 035

Class Status: Active

ON-LINE AND MAIL ORDER RETAIL AND WHOLESALE SERVICES FEATURING VEHICLE AND MOTORCYCLE ACCESSORIES

Basis: 1(a)

First Use Date: 1987-01-20

First Use in Commerce Date: 1987-01-20

ADDITIONAL INFORMATION

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-08-13 - Registered - Principal Register
- 2002-05-21 - Published for opposition
- 2002-05-01 - Notice of publication
- 2002-01-24 - Approved for Pub - Principal Register (Initial exam)
- 2002-01-22 - Examiner's amendment mailed
- 2001-09-06 - Communication received from applicant
- 2001-08-13 - Non-final action mailed
- 2001-08-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Troy Leonard

Correspondent

TROY LEONARD
KAARDAL & ASSOCIATES, PC
3500 S 1ST AVENUE CIR STE 250

Latest Status Info

SIOUX FALLS SD 57105-5802

Phone Number: (605) 336-9446

Fax Number: (605) 336-1931

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 320

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 11:45:27 ET

Serial Number: 76243472 Assignment Information

Registration Number: 2733873

Mark (words only): GKI DIGITAL GENIUS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-08

Filing Date: 2001-04-20

Transformed into a National Application: No

Registration Date: 2003-07-08

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: 2003-07-14

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

1. GK Industries, Incorporated

Address:

GK Industries, Incorporated
425 Huehl Road, B/D 15-A
Northbrook, IL 81122
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

- 2003-07-08 - Registered - Principal Register
 - 2003-04-15 - Published for opposition
 - 2003-03-26 - Notice of publication
 - 2003-02-13 - Approved for Pub - Principal Register (Initial exam)
 - 2002-12-26 - Communication received from applicant
 - 2002-12-20 - 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 15-A
NORTHBROOK, IL 81122

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 **321**

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 11:45:38 ET

Serial Number: 76229838 Assignment Information

Registration Number: 2722168

Mark (words only): DIGITAL KID

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-03

Filing Date: 2001-03-23

Transformed into a National Application: No

Registration Date: 2003-06-03

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: 2003-06-09

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 disks; video game 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: 1999-06-08

First Use in Commerce Date: 2002-06-27

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-06-03 - Registered - Principal Register
- 2003-04-02 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-03-21 - Statement of use processing complete
- 2002-12-31 - Amendment to Use filed
- 2003-01-03 - PAPER RECEIVED
- 2002-07-23 - Notice of allowance - mailed
- 2002-04-30 - Published for opposition
- 2002-04-10 - Notice of publication
- 2002-02-06 - Approved for Pub - Principal Register (Initial exam)
- 2002-01-16 - Communication received from applicant
- 2001-07-17 - Non-final action mailed
- 2001-07-13 - 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 **322**

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 11:45:53 ET

Serial Number: 76229820 Assignment Information

Registration Number: 2722167

Mark (words only): DIGITAL GIRL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-03

Filing Date: 2001-03-23

Transformed into a National Application: No

Registration Date: 2003-06-03

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: 2003-06-09

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

1. D-Generation, Inc.

Address:

D-Generation, Inc.
595-J W. 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 disks; video game 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: 1999-06-08

First Use in Commerce Date: 2002-06-27

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-06-03 - Registered - Principal Register
- 2003-04-02 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-03-21 - Statement of use processing complete
- 2002-12-31 - Amendment to Use filed
- 2003-01-03 - PAPER RECEIVED
- 2002-07-23 - Notice of allowance - mailed
- 2002-04-30 - Published for opposition
- 2002-04-10 - Notice of publication
- 2002-02-06 - Approved for Pub - Principal Register (Initial exam)
- 2002-01-16 - Communication received from applicant
- 2001-07-17 - Non-final action mailed
- 2001-07-13 - Assigned To Examiner
- 2001-07-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

MARTIN C. BOIRE
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 **323**

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 11:46:05 ET

Serial Number: 76227883 Assignment Information

Registration Number: 2655812

Mark (words only): OMEGA DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-03

Filing Date: 2001-03-20

Transformed into a National Application: No

Registration Date: 2002-12-03

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: 2003-01-21

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

1. Omega Acquisition Corp.

Address:
Omega Acquisition Corp.
1041 S. Carroll Street
Hampstead, MD 21074
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital camera flashes and digital camera accessories, namely filters, flashes, tripods, camera pouches, camera bags, and camera cases

Basis: 1(a)

First Use Date: 2000-12-29

First Use in Commerce Date: 2001-02-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):

794782

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-03 - Registered - Principal Register

2002-02-20 - Extension Of Time To Oppose Received

2002-01-15 - Published for opposition

2001-12-26 - Notice of publication

2001-10-31 - Approved for Pub - Principal Register (Initial exam)

2001-10-24 - Examiner's amendment mailed

2001-06-20 - Non-final action mailed

2001-05-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles H. Stamm

Correspondent

CHARLES H. STAMM

ROSENBERG, PROUTT

FUNK & GREENBERG, LLP

25 SOUTH CHARLES STREET, SUITE 2115

BALTIMORE, MARYLAND 21201

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 324

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 11:46:23 ET

Serial Number: 76225202 Assignment Information

Registration Number: 2668123

Mark (words only): DIGIVOX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-31

Filing Date: 2001-03-05

Transformed into a National Application: No

Registration Date: 2002-12-31

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: 2003-02-14

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

1. DataRadio, Inc.

Address:
DataRadio, Inc.
5500 RoyalMount Avenue Suite 200
Town of Royal Mount Quebec H4P 1H7
Canada
Legal Entity Type: Corporation
State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER HARDWARE, DIGITAL TWO-WAY RADIOS AND AUDIO SPEAKERS THAT INCORPORATE SOFTWARE AND TELECOMMUNICATIONS TECHNOLOGY, USED TO DIGITALLY ENCODE SPEECH THAT IS TYPED AS TEXT OR SPOKEN THROUGH A MICROPHONE FOR TRANSMISSION OVER DIGITAL TWO-WAY RADIOS, AND THEN TO RECONSTRUCT AND REPRODUCE SUCH SPEECH IN AN AUDIBLE

FORM THROUGH AUDIO SPEAKERS

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Registration Number: TMA292,848

Foreign Registration Date: 1984-07-06

Country: Canada

Foreign Expiration Date: 2014-07-06

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-12-31 - Registered - Principal Register
- 2002-10-08 - Published for opposition
- 2002-09-18 - Notice of publication
- 2002-07-11 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-24 - Communication received from applicant
- 2002-06-24 - PAPER RECEIVED
- 2002-06-03 - Final refusal mailed
- 2002-01-10 - Communication received from applicant
- 2001-07-13 - Non-final action mailed
- 2001-07-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Louis J. Papera

Correspondent

LOUIS J. PAPER
SCOGGINS & GOODMAN P C
245 PEACHTREE CENTER AVE NE STE 2800
ATLANTA GA 30303-1252

Domestic Representative

Louis J. Papera

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 325

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 11:46:36 ET

Serial Number: 76222274 Assignment Information

Registration Number: 2698475

Mark (words only): DIGIHELIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-18

Filing Date: 2001-03-09

Transformed into a National Application: No

Registration Date: 2003-03-18

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. Dwyer Instruments, Inc.

Address:

Dwyer Instruments, Inc.
102 Indiana Highway 212
Michigan City, IN 463601956
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Indiana

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PRESSURE GAGES, DIFFERENTIAL PRESSURE GAGES, PRESSURE SWITCHES, DIFFERENTIAL PRESSURE SWITCHES, COMBINATION PRESSURE SWITCHES AND GAGES, AND PRESSURE GAGES HAVING AN ELECTRICAL READOUT DISPLAY

Basis: 1(a)

First Use Date: 2002-10-10

First Use in Commerce Date: 2002-10-10

ADDITIONAL INFORMATION

Prior Registration Number(s):

694229
1689997

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-03-18 - Registered - Principal Register
 - 2003-01-22 - Allowed for Registration - Principal Register (SOU accepted)
 - 2003-01-07 - Statement of use processing complete
 - 2002-11-01 - Amendment to Use filed
 - 2002-11-05 - PAPER RECEIVED
 - 2002-06-10 - Extension 1 granted
 - 2002-05-16 - Extension 1 filed
 - 2002-05-20 - PAPER RECEIVED
 - 2001-12-11 - Notice of allowance - mailed
 - 2001-09-18 - Published for opposition
 - 2001-08-29 - Notice of publication
 - 2001-07-02 - Approved for Pub - Principal Register (Initial exam)
 - 2001-06-28 - Examiner's amendment mailed
 - 2001-06-27 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey R. Gray

Correspondent

JEFFREY R. GRAY
LEE MANN SMITH MCWILLIAMSSWEENEY ET AL

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 326

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 11:46:55 ET

Serial Number: 76221950 Assignment Information

Registration Number: 2739214

Mark (words only): DIGITAL VENDOR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-15

Filing Date: 2001-03-09

Transformed into a National Application: No

Registration Date: 2003-07-15

Register: Supplemental

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: 2003-07-24

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

1. Community Learning And Information Network, Inc.

Address:

Community Learning And Information Network, Inc.
1750 K Street, N.W., Suite 1200
Washington, DC 20006
United States

Legal Entity Type: Corporation

State or Country of Incorporation: D.C.

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for managing the distribution, via computer networks, of data and other contend in a shared use environment

Basis: 1(a)

First Use Date: 2000-11-01

First Use in Commerce Date: 2000-11-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-07-15 - Registered - Supplemental Register
- 2003-05-13 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2003-04-29 - Examiner's amendment mailed
- 2003-04-25 - Amendment to Use approved
- 2003-03-25 - Amendment to use processing complete
- 2002-11-26 - Amendment to Use filed
- 2002-11-26 - Communication received from applicant
- 2002-11-26 - PAPER RECEIVED
- 2002-11-06 - Non-final action mailed
- 2002-09-10 - Assigned To Examiner
- 2002-05-09 - Communication received from applicant
- 2002-01-23 - Communication received from applicant
- 2002-08-01 - Reinstated
- 2002-09-10 - Previous action count withdrawn
- 2001-07-23 - Non-final action mailed
- 2001-07-16 - Assigned To Examiner
- 2001-06-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Christopher Kelly

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 327

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 11:47:15 ET

Serial Number: 76216114 Assignment Information

Registration Number: 2691522

Mark (words only): DIGICALL SPECTRUM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-25

Filing Date: 2001-02-26

Transformed into a National Application: No

Registration Date: 2003-02-25

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: 2003-03-25

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

1. Fleetwood Group, Inc.

Address:

Fleetwood Group, Inc.
11832 James St. P.O. Box 1259
Holland, MI 494221259
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Michigan

Phone Number: (616) 396-1142

Fax Number: (616) 820-8300

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER HARDWARE AND COMPUTER SOFTWARE FOR PROVIDING PRE-RECORDED INTERACTIVE LESSONS FOR STUDENTS FOR TEACHING LANGUAGES

Basis: 1(a)

First Use Date: 2002-03-01

First Use in Commerce Date: 2002-03-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

1734519

2254974

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-25 - Registered - Principal Register

2003-01-02 - Allowed for Registration - Principal Register (SOU accepted)

2002-12-31 - Examiner's amendment mailed

2002-12-12 - Statement of use processing complete

2002-10-17 - Amendment to Use filed

2002-10-21 - PAPER RECEIVED

2002-10-01 - Notice of allowance - mailed

2002-07-09 - Published for opposition

2002-06-19 - Notice of publication

2002-02-21 - Approved for Pub - Principal Register (Initial exam)

2001-12-19 - Communication received from applicant

2001-06-28 - Non-final action mailed

2001-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Frederick S Burkhart

Correspondent

FREDERICK S BURKHART

VAN DYKE GARDNER LINN & BURKHART LLP

2851 CHARLEVOIX DR SE STE 207

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 328

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 11:47:43 ET

Serial Number: 76213599 Assignment Information

Registration Number: 2544637

Mark (words only): DIGIPATH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-05

Filing Date: 2001-02-20

Transformed into a National Application: No

Registration Date: 2002-03-05

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: 2002-03-18

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

1. Xerox Corporation

Address:
Xerox Corporation
800 Long Ridge Road P.O. Box 1600
Stamford, CT 06904
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New York
Phone Number: 203-968-3130
Fax Number: 203-968-3446

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Optical character recognition (OCR) scanner, and computer software for optical character recognition
Basis: 1(a)

First Use Date: 2000-07-01

First Use in Commerce Date: 2000-07-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

2322326

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-05 - Registered - Principal Register

2001-12-11 - Published for opposition

2001-11-21 - Notice of publication

2001-07-02 - Approved for Pub - Principal Register (Initial exam)

2001-06-22 - Examiner's amendment mailed

2001-06-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

XEROX CORPORATION

LONG RIDGE

PO BOX 1600

STAMFORD CT 06904-1600

Phone Number: 203-968-3130

Fax Number: 203-968-3446

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 329

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 11:47:56 ET

Serial Number: 76210856 Assignment Information

Registration Number: 2510213

Mark (words only): DIGIMAR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-20

Filing Date: 2001-02-15

Transformed into a National Application: No

Registration Date: 2001-11-20

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: 40S -Scanning On Demand

Date In Location: 2007-01-12

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

1. Mahr Federal Inc.

Address:
Mahr Federal Inc.
1144 Eddy Street P.O. Box 9400
Providence, RI 02940
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Precision measuring instruments, namely, electronic height gages
Basis: 1(a)
First Use Date: 1980-00-00
First Use in Commerce Date: 1980-00-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2007-01-12 - Case File In TICRS
- 2006-12-11 - Section 8 (6-year) and Section 15 Filed
- 2006-12-11 - TEAS Section 8 & 15 Received
- 2001-11-20 - Registered - Principal Register
- 2001-08-28 - Published for opposition
- 2001-08-08 - Notice of publication
- 2001-06-18 - Approved for Pub - Principal Register (Initial exam)
- 2001-06-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David R. Josephs

Correspondent

DAVID R. JOSEPHS
 BARLOW, JOSEPHS & HOLMES, LTD.
 101 DYER ST FL 5
 PROVIDENCE RI 02903-3908
 Phone Number: 401-273-4446
 Fax Number: 401-273-4447

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 330

TO APPLICANT'S NOTICE OF RELIANCE

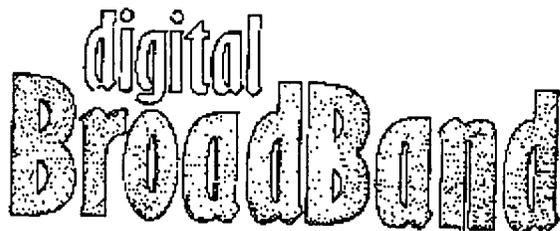
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 11:48:12 ET

Serial Number: 76209706 Assignment Information

Registration Number: 2767402

Mark



(words only): DIGITAL BROADBAND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-23

Filing Date: 2001-02-14

Transformed into a National Application: No

Registration Date: 2003-09-23

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: 2003-09-30

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

1. CommScope Properties, LLC

Address:
CommScope Properties, LLC
1285 Southern Way
Sparks, NV 89431
United States

Legal Entity Type: LIMITED LIABILITY CORPORATION

State or Country Where Organized: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COAXIAL CABLE, FIBER OPTIC CABLE, TWISTED PAIR CABLE AND HYBRIDS THEREOF; CONNECTORS, AND CONDUIT FOR USE IN THE INSTALLATION AND SUPPORT OF CABLE PRODUCTS

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2002-06-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL BROADBAND"

Description of Mark: The mark consists of the design of a starburst with the center being between the letter "D" and "B" in the word broadband.

Lining and Stippling: The stippling is for shading purposes.

Design Search Code(s):

01.15.25 - Coal; Dust; Light rays; Liquids, spilling; Pouring liquids; Sand; Spilling liquids

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-23 - Registered - Principal Register

2003-07-21 - Allowed for Registration - Principal Register (SOU accepted)

2003-07-15 - Statement of use processing complete

2003-07-15 - Extension 1 granted

2003-06-20 - Amendment to Use filed

2003-06-20 - Extension 1 filed

2003-06-23 - PAPER RECEIVED

2003-04-08 - Notice of allowance - mailed

2003-01-14 - Published for opposition

2002-12-25 - Notice of publication

2002-07-16 - Approved for Pub - Principal Register (Initial exam)

- 2002-07-09 - Examiner's amendment mailed
- 2002-05-22 - Communication received from applicant
- 2002-03-14 - Communication received from applicant
- 2002-04-02 - Non-final action mailed
- 2001-09-20 - Communication received from applicant
- 2001-07-10 - Non-final action mailed
- 2001-06-19 - Assigned To Examiner
- 2001-06-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John H. Thomas

Correspondent

JOHN H. THOMAS

John H. Thomas, P.C.

1561 East Main Street

Richmond, VA 23219

Phone Number: (804) 344-8130

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 331

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 11:48:28 ET

Serial Number: 76204879 Assignment Information

Registration Number: 2617174

Mark



(words only): DIGITAL DOMAIN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-10

Filing Date: 2001-01-22

Transformed into a National Application: No

Registration Date: 2002-09-10

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: 2002-09-30

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

1. DIGITAL DOMAIN, INC.

Address:
DIGITAL DOMAIN, INC.
300 Rose Avenue
Venice, CA 90291
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 computer software in the field of computer-generated imagery for use in the entertainment, education, publishing and advertising industries, including computer-generated graphics and interactive computer graphics applications

Basis: 1(a)

First Use Date: 1995-08-31

First Use in Commerce Date: 1995-08-31

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the two words "DIGITAL" and "DOMAIN" in stylized letters and arranged one above the other in contrasting colors, with the lower word, "DOMAIN", positioned within a rectangle of contrasting color.

Section 2(f)

Design Search Code(s):

26.11.10 - Rectangles divided once into two sections

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

2015945

2018031

2260207

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-09 - Assignment Of Ownership Not Updated Automatically

2002-09-10 - Registered - Principal Register

2002-06-18 - Published for opposition

2002-05-29 - Notice of publication

2002-03-15 - Approved for Pub - Principal Register (Initial exam)

2002-01-07 - Communication received from applicant

2001-07-06 - Non-final action mailed

2001-07-05 - Assigned To Examiner

2001-06-12 - Assigned To Examiner

2001-06-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Todd W Bonder

Correspondent

TODD W BONDER

ROSENFELD MEYER SUSMAN

9601 WILSHIRE BLVD FL 4

BEVERLY HILLS CA 90210-5212

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 332

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 11:48:41 ET

Serial Number: 76203338 Assignment Information

Registration Number: 2630523

Mark (words only): ICU DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-08

Filing Date: 2001-01-19

Transformed into a National Application: No

Registration Date: 2002-10-08

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: 2002-10-28

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

1. ICU ACCESSORIES INC.

Address:
ICU ACCESSORIES INC.
617 Avenue N
Brooklyn, NY 11230
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Power supply units and carrying bags for cameras, handheld computers, and laptop computers
Basis: 1(a)
First Use Date: 2001-01-01
First Use in Commerce Date: 2001-01-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-08 - Registered - Principal Register
 - 2002-07-16 - Published for opposition
 - 2002-06-26 - Notice of publication
 - 2002-03-06 - Approved for Pub - Principal Register (Initial exam)
 - 2002-01-09 - Communication received from applicant
 - 2001-12-05 - Communication received from applicant
 - 2001-05-31 - Non-final action mailed
 - 2001-05-16 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Ezra Sutton

Correspondent

EZRA SUTTON
PLAZA 9, 900 ROUTE 9
WOODBIDGE, NEW JERSEY 07095

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 333

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 11:48:58 ET

Serial Number: 76201500 Assignment Information

Registration Number: 2712632

Mark (words only): DIGITAL JUICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-06

Filing Date: 2001-01-30

Transformed into a National Application: No

Registration Date: 2003-05-06

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: 2003-05-12

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

1. Digital Juice, Inc.

Address:

Digital Juice, Inc.
4612 NE 20th Avenue
Ocala, FL 344792034
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Compact discs and digital video discs featuring graphics, templates, still images, animated backgrounds, 3-D animations, photographs, photo objects and video images of people, places, and objects from around the world; multimedia software and training films recorded on compact discs and digital video discs for use with presentation and video editing software and hardware

Basis: 1(a)

First Use Date: 1998-09-22

First Use in Commerce Date: 1998-09-22

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

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
- 2002-12-15 - Approved for Pub - Principal Register (Initial exam)
- 2002-12-04 - Assigned To Examiner
- 2002-07-29 - Assigned To Examiner
- 2002-01-31 - Letter of suspension mailed
- 2002-01-25 - Examiner's amendment mailed
- 2001-10-12 - Communication received from applicant
- 2001-09-26 - Letter of suspension mailed
- 2001-09-12 - Letter of suspension mailed
- 2001-07-30 - Communication received from applicant
- 2001-06-18 - Non-final action mailed
- 2001-05-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Neal J. Blaher

Correspondent

NEAL J. BLAHER

PO BOX 804

ORLANDO FL 32802-0804

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 334

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 11:49:11 ET

Serial Number: 76194977 Assignment Information

Registration Number: 2675520

Mark (words only): DIGIMASTER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-14

Filing Date: 2001-01-16

Transformed into a National Application: No

Registration Date: 2003-01-14

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: 2003-03-03

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

1. HIM TECHNOLOGY INCORPORATED

Address:
HIM TECHNOLOGY INCORPORATED
15 FL. & 15 FL.-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
PRE-RECORDED AUDIO TAPES FEATURING MUSIC AND NARRATION; MOTION PICTURE FILMS FEATURING NARRATION AND MUSIC; PHONOGRAPH RECORDS FEATURING NARRATION AND MUSIC; COMPACT DISCS FEATURING NARRATION AND MUSIC; PRE-RECORDED VIDEO CASSETTES FEATURING NARRATION AND MUSIC; AUDIO DISCS FEATURING NARRATION AND MUSIC; BLANK

AUDIO TAPES; BLANK MOTION PICTURE FILMS; BLANK PHONOGRAPH RECORDS; BLANK COMPACT DISCS; BLANK VIDEO CASSETTES; AND BLANK AUDIO DISCS

Basis: 1(a)

First Use Date: 2001-12-21

First Use in Commerce Date: 2001-12-21

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2003-01-14 - Registered - Principal Register

2002-11-12 - Allowed for Registration - Principal Register (SOU accepted)

2002-10-25 - PAPER RECEIVED

2002-10-30 - Assigned To Examiner

2002-10-28 - Statement of use processing complete

2002-06-26 - Amendment to Use filed

2002-06-26 - PAPER RECEIVED

2002-04-09 - Notice of allowance - mailed

2002-01-15 - Published for opposition

2001-12-26 - Notice of publication

2001-10-05 - Approved for Pub - Principal Register (Initial exam)

2001-08-09 - Communication received from applicant

2001-05-07 - Non-final action mailed

2001-04-25 - 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

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 335

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 11:49:28 ET

Serial Number: 76192414 Assignment Information

Registration Number: 2743267

Mark



(words only): DIGI CONNECTWARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-29

Filing Date: 2001-01-09

Transformed into a National Application: No

Registration Date: 2003-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-04

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

1. Digi International Inc.

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

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer Network Connectivity Hardware for Data Communications

Basis: 1(a)

First Use Date: 2001-03-31

First Use in Commerce Date: 2001-03-31

ADDITIONAL INFORMATION

Disclaimer: "CONNECTWARE"

Design Search Code(s):

26.11.16 - Rectangles touching or intersecting

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

- 1666495
- 2019613
- 2132925
- 2148245
- 2176760
- 2193984
- 2200945
- 2317478
- 2319992
- 2369665
- 2392683

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-29 - Registered - Principal Register

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

2003-05-19 - Statement of use processing complete

2003-05-19 - Extension 1 granted

2003-04-01 - Amendment to Use filed

2003-04-01 - Extension 1 filed

2003-04-07 - PAPER RECEIVED

- 2002-10-01 - Notice of allowance - mailed
- 2002-07-09 - Published for opposition
- 2002-06-19 - Notice of publication
- 2002-02-22 - Approved for Pub - Principal Register (Initial exam)
- 2001-11-19 - Communication received from applicant
- 2001-06-29 - Non-final action mailed
- 2001-06-06 - Assigned To Examiner
- 2001-06-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marsha Stolt

Correspondent

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

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

This page was generated by the TARR system on 2007-01-16 11:49:48 ET

Serial Number: 76179990 Assignment Information

Registration Number: 2512459

Mark (words only): PBS DVD VIDEO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-27

Filing Date: 2000-12-12

Transformed into a National Application: No

Registration Date: 2001-11-27

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: 40S -Scanning On Demand

Date In Location: 2007-01-09

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

1. PUBLIC BROADCASTING SERVICE

Address:
PUBLIC BROADCASTING SERVICE
1320 BRADDOCK PLACE
ALEXANDRIA, VA 22314
United States

Legal Entity Type: Corporation
State or Country of Incorporation: D.C.

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
PRE-RECORDED VIDEO DISCS FEATURING CULTURAL, EDUCATIONAL AND ENTERTAINMENT TOPICS
Basis: 1(a)
First Use Date: 2000-10-24
First Use in Commerce Date: 2000-10-24

ADDITIONAL INFORMATION

Disclaimer: "DVD VIDEO"

Prior Registration Number(s):

1686125

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-09 - Case File In TICRS

2001-11-27 - Registered - Principal Register

2001-09-04 - Published for opposition

2001-08-15 - Notice of publication

2001-05-03 - Approved for Pub - Principal Register (Initial exam)

2001-04-06 - Assigned To Examiner

2001-03-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bingham B. Leverich

Correspondent

BINGHAM B LEVERICH
COVINGTON & BURLING
1201 PENNSYLVANIA AVE NW
WASHINGTON DC 20004-2401

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 337

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 11:50:12 ET

Serial Number: 76179750 Assignment Information

Registration Number: 2597358

Mark (words only): DIGITAL PRO AUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-23

Filing Date: 2000-12-07

Transformed into a National Application: No

Registration Date: 2002-07-23

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: 2002-08-05

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

1. Professional Audio Concepts, Inc.

Address:

Professional Audio Concepts, Inc.
1170 N. Main Street
Orange, CA 92867
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRIC AUDIO-VIDEO SYSTEMS COMPRISED OF AMPLIFIERS AND LOUD SPEAKERS

Basis: 1(a)

First Use Date: 1993-07-00

First Use in Commerce Date: 1993-07-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "AUDIO"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-08-28 - TEAS Change Of Correspondence Received
2002-07-23 - Registered - Principal Register
2002-04-30 - Published for opposition
2002-04-10 - Notice of publication
2001-12-04 - Approved for Pub - Principal Register (Initial exam)
2001-10-04 - Communication received from applicant
2001-04-02 - Non-final action mailed
2001-03-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Rod S. Berman

Correspondent

Rod S. Berman

Jeffer Mangels Butler & Marmaro LLP

1900 Avenue of the Stars 7th Floor

Los Angeles CA 90067

Phone Number: 310/203-8080

Fax Number: 310/203-0567

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 338

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 11:50:28 ET

Serial Number: 76179645 Assignment Information

Registration Number: 2650834

Mark (words only): DIGITAL OFFICE FOR ENDODONTISTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-12

Filing Date: 2000-12-12

Transformed into a National Application: No

Registration Date: 2002-11-12

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: 650 -Publication And Issue Section

Date In Location: 2002-11-12

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

1. Dog Breath Software, Inc.

Address:
Dog Breath Software, Inc.
6440 Lusk Boulevard, Suite D-211
San Diego, CA 92121
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for clinical data recording, patient records, statistical analysis of clinical outcomes, all digital imaging with respect to patient care, scheduling of appointments, management, personnel, billing, accounting, receivables and payables

Basis: 1(a)

First Use Date: 2000-10-05

First Use in Commerce Date: 2000-10-05

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL OFFICE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-11-12 - Registered - Supplemental Register

2002-09-03 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2002-08-22 - Examiner's amendment mailed

2002-07-15 - Communication received from applicant

2002-07-30 - Communication received from applicant

2002-01-31 - Final refusal mailed

2001-07-16 - Communication received from applicant

2001-06-01 - Non-final action mailed

2001-05-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James C. Wray

Correspondent

JAMES C. WRAY

LAW OFFICES OF JAMES C. WRAY

CHAIN BRIDGE

1493 CHAIN BRIDGE RD STE 300

MC LEAN VA 22101-5726

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 339

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 11:50:43 ET

Serial Number: 76178324 Assignment Information

Registration Number: 2676397

Mark

Surfing The Digital Wave

(words only): SURFING THE DIGITAL WAVE

Standard Character claim: No

Current Status: Registration canceled under Section 18.

Date of Status: 2006-10-05

Filing Date: 2000-12-08

Transformed into a National Application: No

Registration Date: 2003-01-21

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: 845 -TTAB

Date In Location: 2006-10-05

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

1. TELEDIFFUSION DE FRANCE

Address:
TELEDIFFUSION DE FRANCE
10, RUE D'ORADOUR-SUR-GLANE
75015 PARIS
France

Legal Entity Type: Corporation

State or Country of Incorporation: France

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 18 - Cancelled

Apparatus for recording, transmission and reproduction of sound and images, namely, phonograph recorders, compact disc players, cassette players, audio and video tape recorders, stereo receivers, audio and video receivers, amplifiers, loudspeakers, camcorders, radios; television and video cameras; blank optical magnetic and numerical data carriers; pre-recorded video cassettes featuring information about radio broadcasting, television broadcasting, and cable television broadcasting systems and services; blank video disks; blank acoustic disks; equipment for broadcasting, namely, camera cases, video camera power supplies, namely, batteries; electrical cables; satellites; data processing equipment, namely data processors, computers; computer hardware; network connection equipment, namely telephones, modems; computer software for use in database management and word processing; communications software for connecting computer network users, global computer networks

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 035

Class Status: Section 18 - Cancelled

Providing television and radio advertising for others

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 038

Class Status: Section 18 - Cancelled

Telecommunications services, namely, communications by computer terminals; radio broadcasting, communications by telephone; electronic transmission of messages and data; television and radio broadcasting; electronic mail services; providing multiple-user access to a global computer information network; providing on-line chat rooms for transmission of messages among computer users concerning the dissemination and distribution of information via audio, video, hypertext, and still image coding and recording for multimedia purposes and for use in the television and audio broadcasting and telecommunications industries

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 041

Class Status: Section 18 - Cancelled

Education and entertainment services, namely, production of shows, radio entertainment and television entertainment, namely, on-going radio and television programs in the fields of news, comedy, variety; production of radio and television programs, motion picture film production, rental of cinema films, rental of audio equipment, namely, tape recording equipment

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Section 18 - Cancelled

Online electronic search services, namely, providing tools for searching computerized databases and retrieving information in the fields of data transmission, broadcasting, data encryption and continual access

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 003033402
Foreign Registration Number: 003033402
Foreign Registration Date: 2000-06-08
Country: France
Foreign Filing Date: 2000-06-08
Foreign Expiration Date: 2010-06-08

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-05 - Canceled Section 18 -Total
2006-10-05 - Cancellation terminated for Proceeding
2006-07-18 - Cancellation granted for Proceeding
2006-04-12 - Cancellation Instituted No. 999999
2003-01-21 - Registered - Principal Register
2002-10-29 - Published for opposition
2002-10-09 - Notice of publication
2002-08-22 - Approved for Pub - Principal Register (Initial exam)
2002-08-07 - Assigned To Examiner
2002-07-11 - Communication received from applicant
2002-07-11 - PAPER RECEIVED
2002-06-28 - Letter of suspension mailed
2002-06-13 - Communication received from applicant
2001-12-17 - Non-final action mailed
2001-09-26 - Communication received from applicant
2001-09-26 - ITU claim deleted
2001-09-26 - Communication received from applicant
2001-03-26 - Non-final action mailed

2001-03-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Ilene B. Tannen

Correspondent

TELEDIFFUSION DE FRANCE
10, RUE D'ORADOUR-SUR-GLANE FRX
75015 PARIS,

Domestic Representative

Pennie & Edmonds 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 340

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 11:50:57 ET

Serial Number: 76177631 Assignment Information

Registration Number: 2560678

Mark (words only): DIGITAL FORMATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-09

Filing Date: 2000-12-08

Transformed into a National Application: No

Registration Date: 2002-04-09

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: 2002-04-22

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

1. Digital Formation Inc.

Address:

Digital Formation Inc.
6000 E. Evans Ave. Suite 1-400
Denver, CO 802225415
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Colorado

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for use by the oil and gas industry in analyzing and presenting downhole information

Basis: 1(a)

First Use Date: 1998-05-00

First Use in Commerce Date: 1998-05-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-04-09 - Registered - Supplemental Register
 - 2001-11-07 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
 - 2001-07-09 - Communication received from applicant
 - 2001-05-15 - Non-final action mailed
 - 2001-05-05 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Julian M Izbiky

Correspondent

JULIAN M IZBIKY
7400 E CALEY AVE STE 300
ENGLEWOOD CO 80111-6714

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 341

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 11:51:13 ET

Serial Number: 76176324 Assignment Information

Registration Number: 2665404

Mark



(words only): DIGITALATOMS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-24

Filing Date: 2000-12-06

Transformed into a National Application: No

Registration Date: 2002-12-24

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: 2003-02-10

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

1. Digital Atoms, Inc.

Address:
Digital Atoms, Inc.
1940 East Sixth Street Suite 800
Cleveland, OH 44114
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 business management consulting for management of professional services

Basis: 1(a)

First Use Date: 2000-09-00

First Use in Commerce Date: 2000-10-00

International Class: 035

Class Status: Active

Business management consultation services

Basis: 1(a)

First Use Date: 2000-09-00

First Use in Commerce Date: 2000-10-00

ADDITIONAL INFORMATION

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)

26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-24 - Registered - Principal Register

2002-10-01 - Published for opposition

2002-09-11 - Notice of publication

2002-07-02 - Approved for Pub - Principal Register (Initial exam)

2002-06-07 - Previous allowance count withdrawn

2002-02-25 - Approved for Pub - Principal Register (Initial exam)

2001-12-20 - Communication received from applicant

2001-12-26 - Communication received from applicant

2001-06-20 - Non-final action mailed

2001-05-09 - Assigned To Examiner

2001-05-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John S Cipolla

Correspondent

JOHN S CIPOLLA
CALFEE HALTER GRISWOLD
MCDONALD INVESTMENT
800 SUPERIOR AVE E STE 1800
CLEVELAND OH 44114-2688

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 342

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 11:53:10 ET

Serial Number: 76173663 Assignment Information

Registration Number: 2583670

Mark (words only): DIGI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-18

Filing Date: 2000-11-30

Transformed into a National Application: No

Registration Date: 2002-06-18

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: 2002-07-10

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

1. WU, TEN-DER

Address:
WU, TEN-DER
4F-8, NO. 20, LANE 50 TIEN MOU E. RD.
TAIPEI
Taiwan

Legal Entity Type: Individual
Country of Citizenship: Taiwan

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
BATTERY CHARGERS; BATTERIES
Basis: 1(a)
First Use Date: 2001-08-31
First Use in Commerce Date: 2001-08-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-06-18 - Registered - Principal Register
 - 2002-02-22 - Allowed for Registration - Principal Register (SOU accepted)
 - 2002-02-15 - Statement of use processing complete
 - 2002-01-30 - Amendment to Use filed
 - 2001-09-18 - Notice of allowance - mailed
 - 2001-06-26 - Published for opposition
 - 2001-06-13 - Notice of publication
 - 2001-03-29 - Approved for Pub - Principal Register (Initial exam)
 - 2001-03-21 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Morton J Rosenberg

Correspondent
MORTON J ROSENBERG
ROSENBERG KLEIN & LEE
3444 ELLICOTT CENTER DR STE 105
ELLICOTT CITY MD 21043-4670

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 343

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 11:53:27 ET

Serial Number: 76170198 Assignment Information

Registration Number: 2759502

Mark (words only): DIGITAX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-02

Filing Date: 2000-11-22

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. ASSURE SYSTEMS, INC.

Address:
ASSURE SYSTEMS, INC.
750 Montevino Drive
Pleasanton, CA 94566
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital codes stored in a computer readable medium, namely, magnetic disks, optical disks, tape, dvd, hard disks, fixed disks, solid state memory, memory cards, network media, and digital codes downloadable from a global computer network, large area network, wide area network or other network, for use in identification, verification or preventing counterfeiting; printers; and digital and printed labels and indicia to identify that a tax has been paid, sold with the

digital codes stored in a computer readable medium

Basis: 1(a)

First Use Date: 2002-01-08

First Use in Commerce Date: 2002-01-08

International Class: 016

Class Status: Active

digital and printed labels and indicia to identify that a tax has been paid

Basis: 1(a)

First Use Date: 2002-01-08

First Use in Commerce Date: 2002-01-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-09-02 - Registered - Principal Register

2003-06-30 - Allowed for Registration - Principal Register (SOU accepted)

2003-06-23 - Statement of use processing complete

2003-06-10 - Amendment to Use filed

2003-06-10 - TEAS Statement of Use Received

2002-12-10 - Notice of allowance - mailed

2002-09-17 - Published for opposition

2002-08-28 - Notice of publication

2002-06-21 - Approved for Pub - Principal Register (Initial exam)

2002-06-10 - Communication received from applicant

2002-03-07 - Non-final action mailed

2001-11-19 - Communication received from applicant

2001-05-15 - Non-final action mailed

2001-04-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Warren A Sklar

Correspondent

WARREN A SKLAR
RENNER, OTTO BOISSELLE & SKLAR, LLP
1621 EUCLID AVE FL 19
CLEVELAND OH 44115-2191

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 344

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 11:53:49 ET

Serial Number: 76167535 Assignment Information

Registration Number: 2725092

Mark (words only): DIGITAL BIOLOGY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-10

Filing Date: 2000-11-17

Transformed into a National Application: No

Registration Date: 2003-06-10

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: 2003-06-17

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

1. Beyond Genomics, Inc.

Address:
Beyond Genomics, Inc.
40 Bear Hill Road
Waltham, MA 02451
United States

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

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Chemicals used in scientific, laboratory and medical research in biology, systems biology, biochemistry, genomics, proteomics, metabolites, drug discovery and development, diagnostics, pharmacogenomics, agriculture, forensics, food sciences, informatics, and bioinformatics

Basis: 1(a)

First Use Date: 2001-04-20

First Use in Commerce Date: 2001-04-20

International Class: 009

Class Status: Active

Computer software and scientific apparatuses for use in biology, systems biology, biochemistry, genomics, proteomics, metabolites, drug discovery and development, diagnostics, pharmacogenomics, agriculture, forensics, food sciences, informatics, bioinformatics and databases; computer software and scientific apparatus for use in detecting the presence, absence changes and/or modifications of certain molecular classes in biological samples and in analyzing biological systems

Basis: 1(a)

First Use Date: 2001-04-20

First Use in Commerce Date: 2001-04-20

ADDITIONAL INFORMATION

Disclaimer: "BIOLOGY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-10 - Registered - Principal Register

2003-04-10 - Allowed for Registration - Principal Register (SOU accepted)

2003-04-02 - Statement of use processing complete

2003-01-02 - Amendment to Use filed

2003-01-06 - PAPER RECEIVED

2002-07-02 - Notice of allowance - mailed

2002-04-09 - Published for opposition

2002-03-20 - Notice of publication

2001-12-18 - Approved for Pub - Principal Register (Initial exam)

2001-10-03 - Communication received from applicant

2001-05-11 - Non-final action mailed

2001-05-01 - Assigned To Examiner

2001-04-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jason A. Duva

Correspondent

TRADEMARK ADMINISTRATOR
TESTA HURWITZ THIBEAULT
HIGH STREET TOWER
125 HIGH ST
BOSTON MA 02110-2725

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 345

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 11:54:04 ET

Serial Number: 76167192 Assignment Information

Registration Number: 2611865

Mark (words only): DIGITAL INSIGHT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-27

Filing Date: 2000-11-17

Transformed into a National Application: No

Registration Date: 2002-08-27

Register: Principal

Law Office Assigned: LAW OFFICE 109

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-09-04

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

1. Digital Insight Corporation

Address:
Digital Insight Corporation
26025 Mureau Road
Calabasas, CA 91302
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer applications and programs for use in the banking, investment, financial, credit, and bill payment fields, provided via electronic transmission and an electronic communications network

Basis: 1(a)

First Use Date: 1995-07-17

First Use in Commerce Date: 1995-07-17

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-11-20 - TEAS Change Of Correspondence Received
 - 2002-08-27 - Registered - Principal Register
 - 2002-06-04 - Published for opposition
 - 2002-05-15 - Notice of publication
 - 2002-02-14 - Approved for Pub - Principal Register (Initial exam)
 - 2002-02-12 - Examiner's amendment mailed
 - 2001-11-05 - Communication received from applicant
 - 2001-05-04 - Non-final action mailed
 - 2001-04-25 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Elisabeth Wing Stone

Correspondent
Jennifer L. Lefere
Tonkon Torp LLP.
888 SW Fifth Avenue, Suite 1600
Portland OR 97204
Phone Number: (503) 802-2123
Fax Number: (503) 972-3823

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 346

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 11:54:17 ET

Serial Number: 76165530 Assignment Information

Registration Number: 2640609

Mark (words only): DUO-MP3 PORTABLE DIGITAL PLAYER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-22

Filing Date: 2000-11-13

Transformed into a National Application: No

Registration Date: 2002-10-22

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: 2002-11-25

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
portable digital audio player which downloads and plays music embodied in computer files

Basis: 1(a)
First Use Date: 2000-08-01
First Use in Commerce Date: 2000-08-01

ADDITIONAL INFORMATION

Disclaimer: "PORTABLE DIGITAL PLAYER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-22 - Registered - Principal Register
 - 2002-07-13 - Allowed for Registration - Principal Register (SOU accepted)
 - 2002-06-21 - Assigned To Examiner
 - 2002-06-20 - Statement of use processing complete
 - 2002-06-04 - Amendment to Use filed
 - 2002-01-22 - Notice of allowance - mailed
 - 2001-10-30 - Published for opposition
 - 2001-10-10 - Notice of publication
 - 2001-06-08 - Approved for Pub - Principal Register (Initial exam)
 - 2001-06-04 - Examiner's amendment 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

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 **347**

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 11:59:55 ET

Serial Number: 76160702 Assignment Information

Registration Number: 2699334

Mark



(words only): DICO DIGITAL CHANGE OVER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-25

Filing Date: 2000-11-07

Transformed into a National Application: No

Registration Date: 2003-03-25

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: 2003-04-09

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

1. MAN ROLAND DRUCKMASCHINEN AG

Address:
 MAN ROLAND DRUCKMASCHINEN AG
 Stadtbachstr. 1, Postfach 100096
 86135 Augsburg
 Fed Rep Germany
Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 007

Class Status: Active

Imaging apparatus, namely, laser-based engraving machines for printing forms

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Computer programs for printing industry firm management and firm planning, namely, billing, personnel management, financial accounting, financial auditing, work preparation, production directing and supervision, strategic planning, purchasing, product distribution, production planning, product development, product maintenance, product quality control, and product production and manufacture for use in the printing industry; computer software for control and supervision of pre-printing machines, printing presses, printing form engraving machines, post-printing printed matter handling machines, top surface conditioning machines for printing forms, and printing plants; computer programs for use in the field and business of printing; blank magnetic coded data carriers; sleeve-shaped and fully cylindrical printing forms and print image generation carriers for use with printing presses; mechanical printing form changers for sleeve-shaped and foil-like printing forms and printing image carriers as parts of printing presses; top surface conditioning machines for image erasing, washing, heating frying and cooling of printing forms and print image transfer carriers for printing presses and rotary printing presses

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 040

Class Status: Active

Material processing, namely, application of protective coatings, namely, top surface, coatings and coating processes for the creation of printing forms; custom manufacture of printing forms through material ablation processes and through material transfer processes

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Active

DEVELOPMENT OF COMPUTER PROGRAMS FOR OTHERS IN THE FIELD AND BUSINESS OF PRINTING

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Lining and Stippling: The stippling shown in the drawing is for shading purposes only.

Design Search Code(s):

24.15.25 - Other arrows

Foreign Registration Number: 30012961

Foreign Registration Date: 2000-05-25

Country: Fed Rep Germany**Foreign Expiration Date:** 2010-02-28

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-03-25 - Registered - Principal Register
2002-12-31 - Published for opposition
2002-12-11 - Notice of publication
2002-10-17 - Approved for Pub - Principal Register (Initial exam)
2002-10-17 - Assigned To Examiner
2002-10-11 - Jurisdiction Restored To Examining Attorney
2002-07-05 - Ex parte appeal - Instituted
2002-07-03 - Non-final action mailed
2002-06-28 - EXPARTE APPEAL RECEIVED AT TTAB
2002-06-17 - Communication received from applicant
2001-12-14 - Final refusal mailed
2001-12-14 - ITU claim deleted
2001-11-19 - Communication received from applicant
2001-05-17 - Non-final action mailed
2001-05-16 - Assigned To Examiner
2001-05-01 - Assigned To Examiner
2001-02-20 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lance J. Lieberman

Correspondent

LANCE J. LIEBERMAN
COHEN PONTANI LIEBERMAN & PAVANE
551 5TH AVE STE 1210

NEW YORK NY 10176-1299

Domestic Representative

COHEN, PONTANI, LIEBERMAN & PAVANE

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 348

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 12:00:10 ET

Serial Number: 76152054 Assignment Information

Registration Number: 2566965

Mark (words only): DIGITAL PIONEER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-05-07

Filing Date: 2000-10-19

Transformed into a National Application: No

Registration Date: 2002-05-07

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: 2002-05-20

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

1. Digital Pioneer Technologies Corp.

Address:

Digital Pioneer Technologies Corp.
Fourth Floor, 1062 Homer Street
Vancouver, British Columbia V6B 2W9
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PARKING EQUIPMENT, NAMELY AUTOMATED PAY STATIONS FOR PARKING LOTS AND PARKING METERS; REVENUE MANAGEMENT SOFTWARE FOR USE IN THE PARKING, PUBLIC TRANSIT AND PRIVATE TRANSIT INDUSTRIES

Basis: 1(a)

First Use Date: 1998-07-15

First Use in Commerce Date: 1998-07-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-05-07 - Registered - Principal Register
 - 2002-02-12 - Published for opposition
 - 2002-01-23 - Notice of publication
 - 2001-09-14 - Approved for Pub - Principal Register (Initial exam)
 - 2001-05-15 - Communication received from applicant
 - 2001-04-18 - Non-final action mailed
 - 2001-04-03 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael A Glenn

Correspondent

MICHAEL A GLENN
GLENN PATENT GROUP
3475 EDISON WAY SUITE L
MENLO PARK CALIFORNIA 94025

Domestic Representative

GLENN PATENT GROUP

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 349

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 12:00:24 ET

Serial Number: 76147191 Assignment Information

Registration Number: 2512351

Mark (words only): DIABOLIC DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-27

Filing Date: 2000-10-13

Transformed into a National Application: No

Registration Date: 2001-11-27

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: 40S -Scanning On Demand

Date In Location: 2007-01-08

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

1. Diabolic Video Productions Inc.

Address:

Diabolic Video Productions Inc.
534 Victoria Avenue
Venice, CA 902914833
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DVD's featuring adult entertainment

Basis: 1(a)

First Use Date: 2000-06-16

First Use in Commerce Date: 2000-06-21

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2007-01-08 - Case File In TICRS
 - 2001-11-27 - Registered - Principal Register
 - 2001-09-04 - Published for opposition
 - 2001-08-15 - Notice of publication
 - 2001-04-10 - Approved for Pub - Principal Register (Initial exam)
 - 2001-04-03 - Examiner's amendment mailed
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
James W. Paul

Correspondent
JAMES W. PAUL
FULWIDER PATTON LEE & UTECHT LLP
HOWARD HUGHES
6060 CENTER DR STE 10
LOS ANGELES CA 90045-1596

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 350

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 16:52:22 ET

Serial Number: 76146428 Assignment Information

Registration Number: 2750868

Mark (words only): DIGIPOP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-12

Filing Date: 2000-10-16

Transformed into a National Application: No

Registration Date: 2003-08-12

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: 2003-08-18

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

1. Digipop

Address:
Digipop
2101 Folsom Street
San Francisco, CA 94110
United States

Legal Entity Type: Partnership
State or Country Where Organized: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMMUNICATIONS SOFTWARE USED TO ACCESS AND TRANSMIT INFORMATION FROM AN ON-LINE DATABASE FEATURING INFORMATION IN THE FIELD OF BUSINESS AND BUSINESS MANAGEMENT

Basis: 1(a)

First Use Date: 1999-10-29

Basis: 1(a)**First Use Date:** 2003-09-22**First Use in Commerce Date:** 2003-09-22

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-07-06 - Registered - Principal Register

2004-03-23 - PAPER RECEIVED

2004-04-19 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-16 - Assigned To Examiner

2004-04-16 - Assigned To Examiner

2004-04-15 - Statement of use processing complete

2004-04-12 - Amendment to Use filed

2004-04-12 - TEAS Statement of Use Received

2004-01-27 - Notice of allowance - mailed

2003-11-04 - Published for opposition

2003-10-15 - Notice of publication

2003-09-04 - Approved for Pub - Principal Register (Initial exam)

2003-09-04 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Frank a. Cona

Correspondent

FRANK A. CONA

TYCO FIRE & SECURITY SERVICES

IP LEGAL DEPARTMENT ONE TOWN CENTER

BOCA RATON FL USA 33486

Phone Number: 561-988-3715

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 351

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 12:00:57 ET

Serial Number: 76145300 Assignment Information

Registration Number: 2533907

Mark (words only): ANABOLIC DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-29

Filing Date: 2000-10-13

Transformed into a National Application: No

Registration Date: 2002-01-29

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: 2002-02-08

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

1. Anabolic Video Productions, Inc.

Address:
Anabolic Video Productions, Inc.
534 Victoria Avenue
Venice, CA 902914833
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DVD's featuring adult entertainment
Basis: 1(a)
First Use Date: 2000-06-27
First Use in Commerce Date: 2000-07-27

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
2287906

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-29 - Registered - Principal Register
2001-11-06 - Published for opposition
2001-10-17 - Notice of publication
2001-07-29 - Approved for Pub - Principal Register (Initial exam)
2001-06-18 - Communication received from applicant
2001-04-10 - Non-final action mailed
2001-03-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
James W. Paul

Correspondent
JAMES W. PAUL
FULWIDER PATTON LEE & UTECHT LLP
HOWARD HUGHES
6060 CENTER DR FL 10
LOS ANGELES CA 90045-1598

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 352

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 12:01:11 ET

Serial Number: 76142774 Assignment Information

Registration Number: 2587609

Mark



(words only): DIGITEK

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-02

Filing Date: 2000-10-10

Transformed into a National Application: No

Registration Date: 2002-07-02

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: 2002-07-22

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

1. UNITED SUPPLY, INC.

Address:
UNITED SUPPLY, INC.
1290 Old County Road
Belmont, CA 94002
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Laboratory weight scales

Basis: 1(a)

First Use Date: 1999-08-15

First Use in Commerce Date: 1999-12-12

ADDITIONAL INFORMATION

Design Search Code(s):

13.01.10 - Outdoor lamp posts; Street lights (not traffic lights)

18.15.04 - Pedestrian lights; Railroad crossing signs and lights; Stoplights; Traffic lights

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-02 - Registered - Principal Register

2002-01-10 - Extension Of Time To Oppose Received

2001-12-04 - Published for opposition

2001-11-14 - Notice of publication

2001-07-27 - Approved for Pub - Principal Register (Initial exam)

2001-07-26 - Examiner's amendment mailed

2001-07-16 - Previous allowance count withdrawn

2001-06-04 - Approved for Pub - Principal Register (Initial exam)

2001-05-14 - Communication received from applicant

2001-02-23 - Non-final action mailed

2001-02-14 - Assigned To Examiner

2000-11-13 - Applicant amendment prior to exam entered

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

STEPHEN R PAPPAS

Correspondent

STEPHEN R PAPPAS
460 S CALIFORNIA AVE STE 302
PALO ALTO CA 94306-1606

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 353

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 12:01:29 ET

Serial Number: 76142673 Assignment Information

Registration Number: 2482487

Mark (words only): YOU. DIGITAL.

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-28

Filing Date: 2000-10-06

Transformed into a National Application: No

Registration Date: 2001-08-28

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: 2001-09-17

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

1. KB Gear Interactive, Inc.

Address:
KB Gear Interactive, Inc.
10250 Valley View Road Suite 137
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 hardware and software for composing, generating, recording, editing, playing, digitizing, reproducing, transmitting and sharing music, sound, sound effects, audio files and video files; microphones; computer hardware, namely computerized audio input devices, musical instrument digital interface devices, computer speakers, computer sound amplifiers, computer sound mixers, and keyboards; computer software programs for accessing global computer

networks, audio file compression, decompression and transmission, video image compression, decompression and transmission, word text editing, and email; digital cameras; and digital sound equipment, namely, compact disc recorders and players, tape players and recorders; audio and stereo equipment; MP3 format players and recorders; computer hardware and software for playing digital music

Basis: 1(a)

First Use Date: 2000-10-06

First Use in Commerce Date: 2000-10-06

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-08-28 - Registered - Principal Register
 - 2001-06-05 - Published for opposition
 - 2001-05-23 - Notice of publication
 - 2001-03-15 - Approved for Pub - Principal Register (Initial exam)
 - 2001-03-12 - Examiner's amendment mailed
 - 2001-03-07 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James A Wahl

Correspondent

JAMES A WAHL
MACKALL CROUNSE MOORE PLC
AT&T TOWER
901 MARQUETTE AVE
MINNEAPOLIS MN 55402-3205

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 354

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 12:01:42 ET

Serial Number: 76134933 Assignment Information

Registration Number: 2501953

Mark (words only): EPIPHANY DIGITAL ARTSTATIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-30

Filing Date: 2000-09-25

Transformed into a National Application: No

Registration Date: 2001-10-30

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: 2001-11-02

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

1. Todd H. Debreceni and Mark Kauffman Partnership, The

Composed Of:

Todd Debreceni and Mark Kauffman, both U.S citizens

Address:

Todd H. Debreceni and Mark Kauffman Partnership, The

6095 S. Valleyview Street

Littleton, CO 80120

United States

Legal Entity Type: Partnership

State or Country Where Organized: Colorado

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computers, namely computer workstations designed for use by graphic designers, animators, multimedia and Internet content creators, and video/audio post producers

Basis: 1(a)

First Use Date: 2000-06-01

First Use in Commerce Date: 2000-06-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL ARTSTATIONS"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-30 - Registered - Principal Register

2001-08-07 - Published for opposition

2001-07-25 - Notice of publication

2001-04-02 - Approved for Pub - Principal Register (Initial exam)

2001-03-29 - Examiner's amendment mailed

2001-03-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

TODD H. DEBRECENI

EPIPHANY DIGITAL ARTSTATIONS

6095 S VALLEYVIEW ST

LITTLETON CO 80120-2829

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 355

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 12:02:07 ET

Serial Number: 76133172 Assignment Information

Registration Number: 2732709

Mark

digipad

(words only): DIGIPAD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-01

Filing Date: 2000-09-21

Transformed into a National Application: No

Registration Date: 2003-07-01

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: 2003-07-09

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

1. Sony Kabushiki Kaisha

Address:

Sony Kabushiki Kaisha
7-35 Kitashinagawa 6-chome Shinagawa-ku
Tokyo
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Audio speakers; audio tape players and recorders; audio disc players and recorders; radios; stereo amplifiers; stereo tuners; apparatus for recording, transmission and/or reproduction of sound, namely, audio system stereos as units of all of the above goods; headphones; earphones

Basis: 1(a)

First Use Date: 2001-10-31

First Use in Commerce Date: 2001-10-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-01 - Registered - Principal Register

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

2003-05-02 - Assigned To Examiner

2003-04-17 - Assigned To Examiner

2003-04-16 - Statement of use processing complete

2003-01-23 - Amendment to Use filed

2003-01-27 - PAPER RECEIVED

2002-07-23 - Notice of allowance - mailed

2002-04-30 - Published for opposition

2002-04-10 - Notice of publication

2001-12-17 - Approved for Pub - Principal Register (Initial exam)

2001-10-04 - Communication received from applicant

2001-04-05 - Non-final action mailed

2001-04-04 - Assigned To Examiner

2001-03-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert B.G. Horowitz

Correspondent

ROBERT B.G. HOROWITZ
COOPER & DUNHAM LLP
1185 AVENUE OF THE AMERICAS STE 2200
NEW YORK NY 10036-2615

Domestic Representative

Robert B.G. Horowitz

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 356

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 12:02:24 ET

Serial Number: 76131387 Assignment Information

Registration Number: 2557479

Mark (words only): DIGITAL:CONVERGENCE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-02

Filing Date: 2000-09-14

Transformed into a National Application: No

Registration Date: 2002-04-02

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: 2002-04-29

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

1. Digital:Convergence Corporation

Address:

Digital:Convergence Corporation
9101 N. Central Expressway 6th Floor
Dallas, TX 75231
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 SYSTEM COMPRISING A SOFTWARE PROGRAM THAT INTERFACES WITH KEYSTROKE AUTOMATION APPARATUS FOR READING MACHINE-READABLE CODES AND CONVERTING THE CODES TO COMPUTER KEYSTROKES; AUDIO OR VIDEO TRANSDUCER FOR RECEIVING ENCODED AUDIO OR VIDEO THAT OPERATES TO LAUNCH A USER'S COMPUTER TO A

WEBSITE ON THE GLOBAL COMPUTER NETWORK; HAND-HELD OPTICAL BAR CODE AND PROPRIETARY CODE READERS FOR CONVERTING MACHINE-READABLE CODES ON MAGAZINES, NEWSPAPERS AND OTHER PUBLICATIONS AND PRODUCTS TO SPECIFIC INSTRUCTIONS, WHICH INTERFACE WITH A COMPUTER PROGRAM TO CONNECT A USER'S COMPUTER TO A WEBSITE ON THE GLOBAL COMPUTER NETWORK; HAND-HELD SCANNER AND OPTICAL READERS THAT READ MACHINE-READABLE CODES

Basis: 1(a)

First Use Date: 2000-08-16

First Use in Commerce Date: 2000-08-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-09-01 - Review Of Correspondence Complete
- 2006-08-21 - PAPER RECEIVED
- 2002-04-02 - Registered - Supplemental Register
- 2001-12-21 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2001-12-21 - Amendment to Use approved
- 2001-08-07 - Communication received from applicant
- 2001-11-29 - Amendment to use processing complete
- 2001-08-07 - Amendment to Use filed
- 2001-02-07 - Non-final action mailed
- 2001-02-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Suzy Fulton

Correspondent
SUZY FULTON
DIGITAL:CONVERGENCE CORPORATION
9101 N CENTRAL EXPY
DALLAS TX 75231-5927

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 **357**

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 12:02:37 ET

Serial Number: 76128589 Assignment Information

Registration Number: 2735200

Mark (words only): DIGITAL RELAY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-08

Filing Date: 2000-09-14

Transformed into a National Application: No

Registration Date: 2003-07-08

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: 2003-07-14

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

compact disc drive for data storage and recording of compact discs

Basis: 1(a)

First Use Date: 2000-03-31

First Use in Commerce Date: 2000-03-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-08 - Registered - Principal Register

2003-05-06 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-02 - Assigned To Examiner

2003-04-16 - Statement of use processing complete

2003-01-29 - Amendment to Use filed

2003-02-03 - PAPER RECEIVED

2002-08-27 - Notice of allowance - mailed

2002-06-04 - Published for opposition

2002-05-15 - Notice of publication

2002-01-31 - Approved for Pub - Principal Register (Initial exam)

2001-10-01 - Communication received from applicant

2001-03-28 - Non-final action mailed

2001-03-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT B.G. HOROWITZ

Correspondent

ROBERT B.G. HOROWITZ

COOPER DUNHAM

1185 AVENUE OF THE AMERICAS STE 2200

NEW YORK NY 10036-2615

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 358

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 12:02:53 ET

Serial Number: 76128222 Assignment Information

Registration Number: 2729815

Mark (words only): DIGIVANCE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-24

Filing Date: 2000-09-14

Transformed into a National Application: No

Registration Date: 2003-06-24

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: 2003-06-30

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

1. ADC Telecommunications, Inc.

Address:

ADC Telecommunications, Inc.
12501 Whitewater Drive
Minnetonka, MN 55343
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Antennas and telecommunications equipment, namely amplifiers, repeaters and digitizers and optical transceivers used to digitally transport radio frequency (RF) signals in order to facilitate wireless communications

Basis: 1(a)

First Use Date: 2000-09-00

First Use in Commerce Date: 2000-09-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-06-24 - Registered - Principal Register
- 2003-05-04 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-04-16 - Statement of use processing complete
- 2003-01-27 - Amendment to Use filed
- 2003-01-27 - PAPER RECEIVED
- 2002-07-30 - Notice of allowance - mailed
- 2002-05-07 - Published for opposition
- 2002-04-17 - Notice of publication
- 2002-01-13 - Approved for Pub - Principal Register (Initial exam)
- 2001-09-17 - Communication received from applicant
- 2001-03-13 - Non-final action mailed
- 2001-03-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Anna W. Manville

Correspondent
ANNA W. MANVILLE
MERCHANT & GOULD PC
PO BOX 2910
MINNEAPOLIS MN 55402-0910

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 **357**

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 12:03:08 ET

Serial Number: 76124245 Assignment Information

Registration Number: 2506185

Mark (words only): DIGISOFT SOFTWARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-11-13

Filing Date: 2000-09-06

Transformed into a National Application: No

Registration Date: 2001-11-13

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: 40S -Scanning On Demand

Date In Location: 2007-01-11

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

1. Digisoft Software, Inc.

Address:

Digisoft Software, Inc.
5636 Walnut Avenue
Orangevale, CA 95662
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for use in keeping track of applied sprayable volatile organic compounds

Basis: 1(a)

First Use Date: 2000-08-17

First Use in Commerce Date: 2000-08-17

ADDITIONAL INFORMATION

Disclaimer: "SOFTWARE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-11 - Case File In TICRS
2001-11-13 - Registered - Principal Register
2001-08-21 - Published for opposition
2001-08-01 - Notice of publication
2001-03-20 - Communication received from applicant
2001-03-29 - Approved for Pub - Principal Register (Initial exam)
2001-03-20 - Examiner's amendment mailed
2001-03-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

SHARON K. SANDEEN

Correspondent

SHARON K. SANDEEN
HUNTER RICHEY DI BENEDETTO, LLP
801 K ST FL 23
SACRAMENTO CA 95814-3521

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 360

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 12:03:23 ET

Serial Number: 76116521 Assignment Information

Registration Number: 2661512

Mark (words only): POWERING THE DIGITAL FUTURE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-17

Filing Date: 2000-08-25

Transformed into a National Application: No

Registration Date: 2002-12-17

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: 2003-01-29

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

1. POWER-ONE, INC.

Address:
POWER-ONE, INC.
740 CALLE PLANO
CAMARILLO, CA 93012
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
power converters; power converter modules and assemblies

Basis: 1(a)
First Use Date: 2001-02-09
First Use in Commerce Date: 2001-02-09

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-04-28 - TEAS Change Of Correspondence Received
2002-12-17 - Registered - Principal Register
2002-09-24 - Published for opposition
2002-09-04 - Notice of publication
2002-04-17 - Approved for Pub - Principal Register (Initial exam)
2002-04-17 - Amendment to Use approved
2001-04-19 - Communication received from applicant
2002-01-07 - Amendment to use processing complete
2002-01-07 - Amendment to Use filed
2001-09-17 - Communication received from applicant
2001-09-21 - Communication received from applicant
2001-03-15 - Non-final action mailed
2001-02-27 - Assigned To Examiner
2001-02-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Sara L Eisner

Correspondent

Intellectual Property Law Offices
Intellectual Property Law Offices
1901 S. Bascom Avenue Suite 660
Campbell CA 95008
Phone Number: 408-558-9950
Fax Number: 408-558-9960

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 361

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 12:03:41 ET

Serial Number: 76112570 Assignment Information

Registration Number: 2549407

Mark (words only): DIGITEC DIRECT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-19

Filing Date: 2000-08-18

Transformed into a National Application: No

Registration Date: 2002-03-19

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: 2002-03-26

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

1. DigiTEC 2000, Inc.

Address:

DigiTEC 2000, Inc.
West 38th Street, Fifth Floor
New York, NY 10018
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Pre-paid telephone calling cards which are magnetically encoded

Basis: 1(a)

First Use Date: 1999-09-02

First Use in Commerce Date: 1999-09-02

ADDITIONAL INFORMATION

Prior Registration Number(s):

2190978

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-03-19 - Registered - Principal Register

2001-12-25 - Published for opposition

2001-12-05 - Notice of publication

2001-08-14 - Approved for Pub - Principal Register (Initial exam)

2001-02-26 - Non-final action mailed

2001-02-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gary D. Fields

Correspondent

GARY D. FIELDS

FIELDS & JOHNSON, P.C

8480 EAST ORCHARD ROAD, SUITE 5600

ENGLEWOOD, CO 80111

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 362

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 12:03:54 ET

Serial Number: 76112564 Assignment Information

Registration Number: 2600294

Mark (words only): DIGISTORIT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-30

Filing Date: 2000-08-18

Transformed into a National Application: No

Registration Date: 2002-07-30

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: 2002-08-12

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

1. Blue Spruce Software Corp.

Address:

Blue Spruce Software Corp.
#109, 12120 - 106 Avenue
Edmonton, Alberta T5N 0Z2
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SOFTWARE, NAMELY, ELECTRONIC DOCUMENT MANAGEMENT SOFTWARE FOR GENERAL USE

Basis: 1(a)

First Use Date: 2000-06-01

First Use in Commerce Date: 2000-06-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-07-30 - Registered - Principal Register
 - 2002-05-07 - Published for opposition
 - 2002-04-17 - Notice of publication
 - 2002-01-07 - Approved for Pub - Principal Register (Initial exam)
 - 2001-11-21 - ITU claim deleted
 - 2001-07-27 - Communication received from applicant
 - 2001-02-26 - Non-final action mailed
 - 2001-02-16 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Frank P. Layton

Correspondent
FRANK P. LAYTON
BLACK HELTERLINE LLP
1900 FOX TOWER
805 S.W. BROADWAY
PORTLAND, OR 97205-3359

Domestic Representative
BLACK HELTERLINE 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 363

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 12:04:15 ET

Serial Number: 76110530 Assignment Information

Registration Number: 2643913

Mark (words only): DELTA DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-29

Filing Date: 2000-08-16

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. CORNING PRECISION LENS, INCORPORATED

Address:
CORNING PRECISION LENS, INCORPORATED
3997 MCMANN ROAD
CINCINNATI, OH 45245
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Projection Lenses

Basis: 1(a)

First Use Date: 2001-01-26

First Use in Commerce Date: 2001-01-26

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
1353820

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-29 - Registered - Principal Register
- 2002-08-22 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-08-22 - Assigned To Examiner
- 2002-08-20 - Statement of use processing complete
- 2002-07-22 - Amendment to Use filed
- 2002-07-22 - PAPER RECEIVED
- 2002-02-26 - Notice of allowance - mailed
- 2001-12-04 - Published for opposition
- 2001-11-14 - Notice of publication
- 2001-07-16 - Approved for Pub - Principal Register (Initial exam)
- 2001-02-26 - Communication received from applicant
- 2001-02-06 - Non-final action mailed
- 2001-01-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Paul R. Burke

Correspondent
PAUL R. BURKE
CORNING INCORPORATED
SP-TI-3-1
CORNING, NEW YORK 14831
Phone Number: (607) 974-3076

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 364

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 12:04:33 ET

Serial Number: 76108704 Assignment Information

Registration Number: 2597045

Mark (words only): DIGITAL HEAVEN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-23

Filing Date: 2000-08-14

Transformed into a National Application: No

Registration Date: 2002-07-23

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: 2002-08-05

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

1. Tao Group Limited

Address:

Tao Group Limited
62/63 Suttons Business Park Sutton Park Avenue
Earley, Reading RG6 1AZ
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 pre-recorded on software carriers, namely, CD-ROMs, discs, cassettes, and tapes, for generating animated and graphic presentations and for transmitting and receiving digital audio, digital video and digital audio-visual data, for use in the field of computer games; global computer information network applications, namely, software for browsers, web site development, and creating, accessing, storing, managing and transmitting messages and

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

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 2225159
Foreign Registration Number: 2225159
Foreign Registration Date: 2000-09-01
Country: United Kingdom
Foreign Filing Date: 2000-03-09
Foreign Expiration Date: 2010-03-09

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-23 - Registered - Principal Register
2002-04-30 - Published for opposition
2002-04-10 - Notice of publication
2001-10-04 - Approved for Pub - Principal Register (Initial exam)
2001-10-04 - Examiner's amendment mailed
2001-09-04 - Communication received from applicant
2001-01-30 - Non-final action mailed
2001-01-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MORTON J. ROSENBERG

Correspondent
MORTON J. ROSENBERG
3458 ELLICOTT CENTER DR STE 101
ELLICOTT CITY MD 21043-4670

Domestic Representative
MORTON J. ROSENBERG

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 **365**

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 12:04:51 ET

Serial Number: 76106399 Assignment Information

Registration Number: 2727638

Mark (words only): DIGITAL TATTOO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-17

Filing Date: 2000-08-08

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: 2003-06-23

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

1. IPICOM, INC.

Address:

IPICOM, INC.
2330 Faraday Avenue
Carlsbad, CA 92008
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer hardware; software to operate, monitor and control communication networks

Basis: 1(a)

First Use Date: 2003-02-04

First Use in Commerce Date: 2003-02-04

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-06-17 - Registered - Principal Register
2003-04-24 - Allowed for Registration - Principal Register (SOU accepted)
2003-04-22 - Assigned To Examiner
2003-02-06 - Statement of use processing complete
2003-02-06 - Amendment to Use filed
2003-02-06 - PAPER RECEIVED
2002-07-24 - Extension 2 granted
2002-07-17 - Extension 2 filed
2002-07-17 - TEAS Extension Received
2002-02-20 - Extension 1 granted
2002-01-31 - Extension 1 filed
2001-08-07 - Notice of allowance - mailed
2001-05-15 - Published for opposition
2001-05-02 - Notice of publication
2001-02-07 - Approved for Pub - Principal Register (Initial exam)
2001-01-31 - Examiner's amendment mailed
2001-01-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Peter K. Hahn

Correspondent

PETER K. HAHN
LUCE, FORWARD, HAMILTON & SCRIPPS
600 WEST BROADWAY, SUITE 2600
SAN DIEGO, CALIFORNIA 92101

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 366

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 12:05:06 ET

Serial Number: 76102350 Assignment Information

Registration Number: 2710436

Mark (words only): DIGITECH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-29

Filing Date: 2000-08-04

Transformed into a National Application: No

Registration Date: 2003-04-29

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: 2003-11-20

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

1. Suncoast Merchandise Corporation

Address:

Suncoast Merchandise Corporation
6315 Bandini Blvd.
Commerce, CA 90040
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Calculators

Basis: 1(a)

First Use Date: 2000-01-01

First Use in Commerce Date: 2000-01-01

International Class: 014

Class Status: Active

Stopwatches, including those used as sports timers, and clocks

Basis: 1(a)

First Use Date: 2000-01-01

First Use in Commerce Date: 2000-01-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

1797746

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-04-29 - Registered - Principal Register

2003-02-04 - Published for opposition

2003-01-15 - Notice of publication

2002-12-06 - Approved for Pub - Principal Register (Initial exam)

2002-12-06 - Examiner's amendment mailed

2002-12-03 - Petition To Revive-Granted

2002-10-28 - Petition to Commissioner - Petitioner response letter received

2002-10-28 - PAPER RECEIVED

2002-09-26 - Petition to Revive - Incomplete petition letter mailed

2002-08-15 - Petition To Revive-Received

2002-08-15 - PAPER RECEIVED

2002-07-01 - Abandonment - Failure To Respond Or Late Response

2002-07-01 - Assigned To Examiner

2002-07-01 - Assigned To Examiner

2001-10-22 - Final refusal mailed

2001-09-29 - Communication received from applicant

2001-06-22 - Communication received from applicant

2001-03-01 - Non-final action mailed

2001-02-13 - Assigned To Examiner

2001-01-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Surjit P. Soni

Correspondent

SURJIT P. SONI
THE SONI LAW FIRM
55 SOUTH LAKE AVENUE, SUITE 720
PASADENA, CALIFORNIA 91101

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 367

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 12:05:25 ET

Serial Number: 76094005 Assignment Information

Registration Number: 2732647

Mark (words only): DIGITALL ARCHIVE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-01

Filing Date: 2000-07-24

Transformed into a National Application: No

Registration Date: 2003-07-01

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: 2003-07-10

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

Disclaimer: "ARCHIVE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-07-01 - Registered - Principal Register

2003-05-19 - PAPER RECEIVED

2003-05-01 - Allowed for Registration - Principal Register (SOU accepted)

2003-04-15 - Assigned To Examiner

2003-04-11 - Statement of use processing complete

2003-01-31 - Amendment to Use filed

2003-01-31 - 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 LLP
4180 LA JOLLA VILLAGE DRIVE
SUITE 500
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 **368**

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 12:05:43 ET

Serial Number: 76087711 Assignment Information

Registration Number: 2516858

Mark (words only): DIGIBAND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-11

Filing Date: 2000-07-13

Transformed into a National Application: No

Registration Date: 2001-12-11

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: 40S -Scanning On Demand

Date In Location: 2007-01-04

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

1. Opticomm Corporation

Address:

Opticomm Corporation
6046 Cornerstone Court West, Suite 209
San Diego, CA 92122
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital Video Transmitters and Receivers

Basis: 1(a)

First Use Date: 2000-04-05

First Use in Commerce Date: 2000-04-05

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-04 - Case File In TICRS

2001-12-11 - Registered - Principal Register

2001-05-22 - Extension Of Time To Oppose Received

2001-04-17 - Published for opposition

2001-04-04 - Notice of publication

2001-01-17 - Approved for Pub - Principal Register (Initial exam)

2001-01-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John R Duncan

Correspondent

JOHN R DUNCAN
4565 RUFFNER ST STE 200
SAN DIEGO CA 92111

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 369

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 12:06:18 ET

Serial Number: 76069912 Assignment Information

Registration Number: 2666955

Mark



(words only): CINEMA DSP DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-24

Filing Date: 2000-06-14

Transformed into a National Application: No

Registration Date: 2002-12-24

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: 2003-02-14

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

1. YAMAHA CORPORATION

Address:
 YAMAHA CORPORATION
 10-1, Nakazawa-cho
 Hamamatsu-shi, Shizuoka
 Japan
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

apparatus and instruments for processing, reproducing, transmitting and recording sound or images, namely, radio-broadcasting receivers audio/video amplifiers, audio/video receivers, audio signal processors, recorders/players of optical discs, compact disc players/recorders, digital video disc players, stereo component systems comprised of audio loudspeakers, amplifiers, audio/video receivers, recorders/players of optical discs, audio signal processors and radio-broadcasting receivers

Basis: 1(a)

First Use Date: 2000-07-06

First Use in Commerce Date: 2000-07-06

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.11.03 - Incomplete rectangles; Rectangles (incomplete)

26.11.10 - Rectangles divided once into two sections

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

1867514

2065420

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-12-24 - Registered - Principal Register

2002-09-27 - Allowed for Registration - Principal Register (SOU accepted)

2002-09-26 - Assigned To Examiner

2002-09-23 - Statement of use processing complete

2002-08-27 - Amendment to Use filed

2002-08-27 - PAPER RECEIVED

2002-04-30 - Notice of allowance - mailed

2002-02-05 - Published for opposition

2002-01-16 - Notice of publication

2001-09-21 - Approved for Pub - Principal Register (Initial exam)

2001-06-04 - Communication received from applicant

2001-01-04 - Non-final action mailed

2000-12-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark S. Sommers

Correspondent

MARK S SOMMERS
FINNEGAN HENDERSON FARABOW ET AL
1300 I ST NW
WASHINGTON DC 20005-3315

Domestic Representative

Finnegan, Henderson, Farabow, et al.

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 370

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 12:06:36 ET

Serial Number: 76069743 Assignment Information

Registration Number: 2619624

Mark



(words only): DIGITAL MD SYSTEMS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-17

Filing Date: 2000-06-14

Transformed into a National Application: No

Registration Date: 2002-09-17

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: 2002-10-07

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

1. Digital MD Systems, LLC

Address:

Digital MD Systems, LLC
350 Westpark Way, Suite 220
Euless, TX 76040
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for organizing medical records

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

ADDITIONAL INFORMATION

Disclaimer: DIGITAL and SYSTEMS

Design Search Code(s):

24.17.14 - Ampersands (&); At symbol (@); Brackets, punctuation; Commas; Diacritical marks; Exclamation points (!); Punctuation marks; Question marks (?)

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

2002-09-17 - Registered - Principal Register

2002-06-25 - Published for opposition

2002-06-05 - Notice of publication

2002-03-25 - Approved for Pub - Principal Register (Initial exam)

2002-03-12 - Examiner's amendment mailed

2001-06-18 - Communication received from applicant

2000-12-18 - Non-final action mailed

2000-12-15 - Assigned To Examiner

2000-12-15 - Assigned To Examiner

2000-12-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Glenn W. Boisbrun

Correspondent

GLENN W. BOISBRUN
HITT CHWANG & GAINES
P.O. BOX 832570
RICHARDSON, TEXAS 75083

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 371

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 12:06:56 ET

Serial Number: 76067814 Assignment Information

Registration Number: 2619619

Mark (words only): DIGITAL PRINT ROOM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-17

Filing Date: 2000-06-13

Transformed into a National Application: No

Registration Date: 2002-09-17

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: 2002-10-07

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

1. BENTLEY SYSTEMS, INCORPORATED

Address:
BENTLEY SYSTEMS, INCORPORATED
685 STOCKTON DRIVE
EXTON, PA 193410678
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 CREATING AND MANAGING DIGITAL DOCUMENT REPOSITORIES OF MAPS, DRAWINGS, AND RELATED DOCUMENTS, AND ENABLING INFORMATION CONSUMERS TO PERUSE THE REPOSITORIES AND TO REQUEST MAPS, DRAWINGS, AND RELATED DOCUMENTS THEREFROM FOR DOWNLOADING OR VIEWING ON THE CONSUMER'S PERSONAL COMPUTER,

WORKSTATION OR OTHER VIEWING UNIT; AND INSTRUCTION MANUALS SOLD THEREWITH

Basis: 1(a)

First Use Date: 1998-03-00

First Use in Commerce Date: 1998-03-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL PRINT"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-09-17 - Registered - Principal Register
 - 2002-06-25 - Published for opposition
 - 2002-06-05 - Notice of publication
 - 2002-03-22 - Approved for Pub - Principal Register (Initial exam)
 - 2002-03-21 - Examiner's amendment mailed
 - 2001-11-27 - Final refusal mailed
 - 2001-07-05 - Communication received from applicant
 - 2001-11-20 - Reinstated
 - 2001-09-23 - Abandonment - Failure To Respond Or Late Response
 - 2001-01-05 - Non-final action mailed
 - 2000-12-28 - Assigned To Examiner
 - 2000-12-14 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MARK D. ENGELMANN

Correspondent

MARK D. ENGELMANN
FROSS, ZELNICK, LEHRMAN & ZISSUE, PC
866 UNITED NATIONSL PLAZA
NEW YORK, NY 10017
Phone Number: (212) 813-5900



UNITED STATES PATENT AND TRADEMARK OFFICE

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Trademark Applications and Registrations Retrieval (TARR)

Please choose a search criterion and enter a valid number, then click on the Request Status button.

Select your choice:

- U.S. Serial Number
 U.S. Registration Number
 USPTO Reference Number
 International Registration Number

Enter a Number: 2619619

Are you filing electronically through TEAS?



Important! Click here to read about "*Limitations regarding the Trademark Status Database*"

Welcome to the USPTO Trademark Application and Registration Retrieval system.

From this page, you may retrieve information about pending and registered trademarks obtained from the USPTO's internal database by simply entering a valid trademark serial number or registration number.

Important Notice Concerning TARR: TARR is intended for use by the general public. Due to limitations of equipment and bandwidth, TARR is not intended to be a source for bulk downloads of USPTO data. Bulk data may be purchased from USPTO at cost (see the **USPTO Products and Services Catalog**). Individuals, companies, IP addresses, or blocks of IP addresses who, in effect, deny service to the general public by generating unusually high numbers of daily TARR accesses (searches, pages, or hits), whether generated manually or in an automated fashion, may be denied access to these servers without notice.

If you need information regarding the application process or applying for a Trademark, please access other resources on the **Trademark Web page** such as: **Frequently-Asked Questions** or **Basic Facts about Trademarks**. More detailed information is available in the **Trademark Manual of Examining Procedure** and the **Acceptable Identification of Goods and Services Manual**.

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Last Modified: 04/20/2006 05:49:58

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 372

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 12:08:09 ET

Serial Number: 76060127 Assignment Information

Registration Number: 2577360

Mark



(words only): ASHTON DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-11

Filing Date: 2000-05-30

Transformed into a National Application: No

Registration Date: 2002-06-11

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: 2002-06-25

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

1. Ashton Digital Corporation

Address:
Ashton Digital Corporation
1503 N. Milpitas Blvd.
Milpitas, CA 95035
United States
Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Personal computers; computer peripherals, namely, keyboards, mice, monitors, motherboards, computer hardware drivers; network computers; computer workstations, comprising of mainframe computing systems, pier-to-pier networked computers; computer graphic workstations, comprising of connectors to the application servers, file servers, mainframe and mini computers; portable computers; computers for automobiles, namely, global positioning satellite computers and software for use therewith, computerized mapping system and software for use therewith; computerized communication systems and peripherals, namely, fax modem, wireless communication devices; manuals sold as a unit with the aforesaid goods

Basis: 1(a)

First Use Date: 2000-02-01

First Use in Commerce Date: 2000-02-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.01.12 - Circles with bars, bands and lines

26.01.21 - Circles that are totally or partially shaded.

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

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-06-11 - Registered - Principal Register

2002-03-19 - Published for opposition

2002-02-27 - Notice of publication

2001-08-28 - Communication received from applicant

2001-09-27 - Approved for Pub - Principal Register (Initial exam)

2001-08-28 - Communication received from applicant

2001-08-09 - Final refusal mailed

2001-05-29 - Communication received from applicant

2001-01-17 - Non-final action mailed

2000-11-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Wen-Ching Lin

Correspondent

WEN-CHING LIN

LAW OFFICES OF WEN-CHING LIN

1072 S. DE ANZA BLVD.

SUITE A107-508

SAN JOSE CA 95129

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 373

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 12:08:23 ET

Serial Number: 76057753 Assignment Information

Registration Number: 2628962

Mark (words only): ULTRAVISION DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-01

Filing Date: 2000-05-26

Transformed into a National Application: No

Registration Date: 2002-10-01

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: 2002-10-21

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

1. HITACHI HOME ELECTRONICS (AMERICA), INC.

Address:
HITACHI HOME ELECTRONICS (AMERICA), INC.
1855 Dornoch Court
San Diego, CA 92173
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
DVD players; DVD recorders; CD recorders; DVD player and CD recorder combined in a single unit; DVD player and DVD recorder combined in a single unit; and Integrated television receiver and DVD player combination

Basis: 1(a)
First Use Date: 1999-02-28

First Use in Commerce Date: 1999-02-28

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):

1587501
1990425

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-10-01 - Registered - Principal Register
- 2002-04-16 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-04-12 - Assigned To Examiner
- 2002-04-09 - Statement of use processing complete
- 2002-03-14 - Amendment to Use filed
- 2002-03-18 - PAPER RECEIVED
- 2001-10-09 - Notice of allowance - mailed
- 2001-07-17 - Published for opposition
- 2001-07-04 - Notice of publication
- 2001-02-07 - Approved for Pub - Principal Register (Initial exam)
- 2001-01-16 - Communication received from applicant
- 2000-12-14 - Non-final action mailed
- 2000-12-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Ronald M. Goldman

Correspondent
RONALD M. GOLDMAN
ROTH & GOLDMAN
21515 HAWTHORNE BLVD, SUITE 214

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 374

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 12:08:35 ET

Serial Number: 76054252 Assignment Information

Registration Number: 2546220

Mark (words only): TRIVENI DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-12

Filing Date: 2000-05-23

Transformed into a National Application: No

Registration Date: 2002-03-12

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: 2002-03-18

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

1. Triveni Digital, Inc.

Address:

Triveni Digital, Inc.
40 Washington Road
Princeton Junction, NJ 08550
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 USED IN CONNECTION WITH THE OPERATION, DEVELOPMENT, TESTING, PROGRAMMING AND MANUFACTURE OF DVD PLAYERS, HIGH DEFINITION TELEVISION SETS, DIGITAL TELEVISION SETS, DIGITAL VIDEO RECORDERS, REAL-TIME AUDIO AND VIDEO CAPTURE DEVICES, PERSONAL VIDEO RECORDERS, SATELLITE BROADCAST

TELEVISION COMPONENTS, CABLE BROADCAST TELEVISION COMPONENTS, INTERACTIVE TELEVISION COMPONENTS, INTERNET VIDEO APPLICATIONS, COMPUTER VIDEO APPLICATIONS, SET TOP BOXES AND OTHER DIGITAL AUDIO AND VIDEO CONSUMER ELECTRONICS PRODUCTS

Basis: 1(a)

First Use Date: 2000-03-15

First Use in Commerce Date: 2000-03-15

International Class: 042

Class Status: Active

COMPUTER CONSULTATION AND SYSTEMS INTEGRATION, COMPUTER HARDWARE AND SOFTWARE DESIGN AND DEVELOPMENT FOR OTHERS, COMPUTER PROGRAMMING SERVICES AND COMPUTER SYSTEM ANALYSIS, DESIGN AND DEVELOPMENT FOR OTHERS OF COMPUTER HARDWARE AND SOFTWARE FOR USE IN CONNECTION WITH DVD PLAYERS, HIGH DEFINITION TELEVISION SETS, DIGITAL TELEVISION SETS, DIGITAL VIDEO RECORDERS, REAL-TIME AUDIO AND/OR VIDEO CAPTURE DEVICES, PERSONAL VIDEO RECORDERS, SATELLITE BROADCAST TELEVISION COMPONENTS, CABLE BROADCAST TELEVISION COMPONENTS, INTERACTIVE TELEVISION COMPONENTS, INTERNET VIDEO APPLICATIONS, COMPUTER VIDEO APPLICATIONS, SET TOP BOXES AND OTHER DIGITAL AUDIO AND/OR VIDEO CONSUMER ELECTRONICS PRODUCTS, AND DEVELOPMENT, TESTING PROGRAMMING AND PRODUCTION SERVICES IN CONNECTION WITH THE FOREGOING

Basis: 1(a)

First Use Date: 2000-03-15

First Use in Commerce Date: 2000-03-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-03-12 - Registered - Principal Register
 - 2001-12-18 - Published for opposition
 - 2001-11-28 - Notice of publication
 - 2001-09-17 - Approved for Pub - Principal Register (Initial exam)
 - 2001-06-04 - Communication received from applicant
 - 2000-12-04 - Non-final action mailed
 - 2000-11-28 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Mark G. McCreary

Correspondent

MARK G. MCCREARY
FOX, ROTHSCHILD, O'BRIEN & FRANKEL, LLP
2000 MARKET STREET
10TH FLOOR
PHILADELPHIA, PA 19103

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 375

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 12:08:51 ET

Serial Number: 76048516 Assignment Information

Registration Number: 2497346

Mark (words only): DIGITAL BIBLICAL SOLUTIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-09

Filing Date: 2000-05-15

Transformed into a National Application: No

Registration Date: 2001-10-09

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: 2001-11-09

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

1. Progressive Vision, Inc.

Address:
Progressive Vision, Inc.
26081 Merit Circle, Suite 123
Laguna Hills, CA 92653
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC RECORDINGS, NAMELY, COMPACT DISKS, COMPUTER DISKS, AND VIDEO TAPE RECORDINGS ALL FEATURING A RELIGIOUS EDUCATION AND COMMUNITY DEVELOPMENT CURRICULUM

Basis: 1(a)

First Use Date: 2000-05-04

First Use in Commerce Date: 2000-05-04

International Class: 016

Class Status: Active

PRINTED MATTER, NAMELY, BOOKS, BOOKLETS, AND SYLLABI ALL FEATURING RELIGIOUS EDUCATION AND COMMUNITY DEVELOPMENT CURRICULUM

Basis: 1(a)

First Use Date: 2000-05-04

First Use in Commerce Date: 2000-05-04

International Class: 041

Class Status: Active

EDUCATIONAL SERVICES, NAMELY, PROVIDING RELIGIOUS EDUCATION AND COMMUNITY DEVELOPMENT COURSES OF INSTRUCTION FOR MEN WOMEN AND CHILDREN AT ALL EDUCATIONAL LEVELS, AND ENTERTAINMENT SERVICES, NAMELY, PROVIDING RELIGIOUS MOTION PICTURE AND VIDEO PRODUCTION

Basis: 1(a)

First Use Date: 2000-05-04

First Use in Commerce Date: 2000-05-04

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-09 - Registered - Supplemental Register

2001-06-12 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2001-05-30 - Communication received from applicant

2000-11-30 - Non-final action mailed

2000-11-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Julianne B. Bochinski

Correspondent

JULIANNE B. BOCHINSKI
AMERICAN TRADEMARK CO
PO BOX 2723
WESTPORT CT 06880

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 376

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 12:09:05 ET

Serial Number: 76047585 Assignment Information

Registration Number: 2492261

Mark (words only): DIGIMETA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-25

Filing Date: 2000-05-15

Transformed into a National Application: No

Registration Date: 2001-09-25

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: 2001-10-16

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

1. Yoshiaki Miyajima

Composed Of:

Yoshiaki Miyajima, a Japan citizen

Address:

Yoshiaki Miyajima

2 Via Perico

Rancho Santa Margarita, CA 92688

United States

Legal Entity Type: Sole Proprietorship

State or Country Where Organized: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in 3-D modeling which uses metaballs for basic non-uniformed organic shape or object modeling

Basis: 1(a)

First Use Date: 2000-05-08

First Use in Commerce Date: 2000-05-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2001-09-25 - Registered - Principal Register
- 2001-07-03 - Published for opposition
- 2001-06-20 - Notice of publication
- 2001-03-28 - Approved for Pub - Principal Register (Initial exam)
- 2001-01-10 - Communication received from applicant
- 2000-12-21 - Non-final action mailed
- 2000-12-21 - Previous allowance count withdrawn
- 2000-11-30 - Approved for Pub - Principal Register (Initial exam)
- 2000-11-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Ken Hamamoto

Correspondent

KEN HAMAMOTO
4000 BARRANCA PKWY STE 250
IRVINE CA 92604-1713

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 377

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 12:09:19 ET

Serial Number: 76034114 Assignment Information

Registration Number: 2476851

Mark (words only): DIGITAL PANORAMAS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-07

Filing Date: 2000-04-25

Transformed into a National Application: No

Registration Date: 2001-08-07

Register: Supplemental

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: 2001-08-27

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

1. Digital Panoramas, L.L.C.

Address:

Digital Panoramas, L.L.C.

P.O. Box 1298

Moab, UT 84532

United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Utah

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software; namely, computer files containing navigable photographs

Basis: 1(a)

First Use Date: 1999-09-00

First Use in Commerce Date: 1999-09-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-08-07 - Registered - Supplemental Register
2001-05-07 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2001-04-27 - Examiner's amendment mailed
2001-02-01 - Final refusal mailed
2000-12-04 - Communication received from applicant
2000-10-17 - Non-final action mailed
2000-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

L. Craig Metcalf

Correspondent

L. CRAIG METCALF
MADSON & METCALF
GATEWAY TOWER WEST
15 WEST SOUTH TEMPLE, SUITE 900
SALT LAKE CITY, UTAH 84101

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 378

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 12:09:38 ET

Serial Number: 76033751 Assignment Information

Registration Number: 2521400

Mark (words only): DIGITAL TOME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-18

Filing Date: 2000-04-25

Transformed into a National Application: No

Registration Date: 2001-12-18

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: 40S -Scanning On Demand

Date In Location: 2007-01-03

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

1. Digital Tome, L.P.

Composed Of:

Composed of Digital Tome, L.P.

Address:

Digital Tome, L.P.
123 N. Post Oak Lane, Suite 410
Houston, TX 77024
United States

Legal Entity Type: Partnership

State or Country Where Organized: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer game software

Basis: 1(a)

First Use Date: 2000-02-00

First Use in Commerce Date: 2000-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2007-01-03 - Case File In TICRS

2001-12-18 - Registered - Supplemental Register

2001-07-25 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2001-07-16 - Assigned To Examiner

2001-07-13 - Reinstated

2001-05-18 - Abandonment - Failure To Respond Or Late Response

2000-10-10 - Non-final action mailed

2000-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bartt G. Thompson

Correspondent

BARTT G. THOMPSON
PAGEL, DAVIS & HILL, P.C.
1415 LOUISIANA, 22ND FLOOR
HOUSTON, TX 77002

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 379

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 12:09:51 ET

Serial Number: 76028961 Assignment Information

Registration Number: 2684213

Mark (words only): DIGIFINISH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-04

Filing Date: 2000-04-18

Transformed into a National Application: No

Registration Date: 2003-02-04

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: 2003-03-18

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

1. Xerox Corporation

Address:
Xerox Corporation
800 Long Ridge Road P.O. Box 1600
Stamford, CT 06904
United States
Legal Entity Type: Corporation
State or Country of Incorporation: New York
Phone Number: 203-968-3130
Fax Number: 203-968-3446

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Laser printers, computer printers, parts thereof for both, accessories for both, namely, sorters, staplers, collators, stackers, finishers, and feeders

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-02-04 - Registered - Principal Register
- 2002-11-25 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-11-01 - Statement of use processing complete
- 2002-09-19 - Amendment to Use filed
- 2002-09-19 - PAPER RECEIVED
- 2002-03-19 - Notice of allowance - mailed
- 2001-12-25 - Published for opposition
- 2001-12-05 - Notice of publication
- 2001-07-30 - Approved for Pub - Principal Register (Initial exam)
- 2001-01-30 - Non-final action mailed
- 2001-01-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

XEROX CORPORATION
 800 LONG RIDGE ROAD P.O. BOX 1600
 STAMFORD, CT 06904
 Phone Number: 203-968-3130
 Fax Number: 203-968-3446

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 380

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 12:10:06 ET

Serial Number: 76024861 Assignment Information

Registration Number: 2479579

Mark (words only): GO DIGITAL GO CANON

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-21

Filing Date: 2000-04-12

Transformed into a National Application: No

Registration Date: 2001-08-21

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: 2001-09-05

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

1. Canon Kabushiki Kaisha

Address:

Canon Kabushiki Kaisha
30-2, 3-chome Shimomaruko, Ohta-ku
Tokyo
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL VIDEO CAMCORDERS AND PARTS THEREFOR

Basis: 1(a)

First Use Date: 1997-10-00

First Use in Commerce Date: 1997-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-08-21 - Registered - Principal Register
2001-05-29 - Published for opposition
2001-05-16 - Notice of publication
2001-01-19 - Approved for Pub - Principal Register (Initial exam)
2000-12-04 - Letter of suspension mailed
2000-10-13 - Assigned To Examiner
2000-09-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nina Shreve

Correspondent

NINA SHREVE
FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLZ
NEW YORK NY 10112

Domestic Representative

FITZPATRICK, CELLA, HARPER & SCINTO

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 381

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 12:10:21 ET

Serial Number: 76020515 Assignment Information

Registration Number: 2636367

Mark (words only): APEX DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-15

Filing Date: 2000-04-07

Transformed into a National Application: No

Registration Date: 2002-10-15

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: 2003-01-30

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

1. SICHUAN CHANGHONG ELECTRIC CO., LTD.

Address:
SICHUAN CHANGHONG ELECTRIC CO., LTD.
35 EAST MIANXING ROAD, HIGH TECH PARK
MIANYANG, SICHUAN PROVINCE 621000
China

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electronic hardware, namely DVD players and television sets
Basis: 1(a)
First Use Date: 1999-05-03
First Use in Commerce Date: 1999-05-03

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2003-01-08 - PAPER RECEIVED

2002-10-15 - Registered - Principal Register

2002-10-02 - PAPER RECEIVED

2002-07-29 - Allowed for Registration - Principal Register (SOU accepted)

2002-06-24 - Communication received from applicant

2002-06-24 - PAPER RECEIVED

2002-05-08 - Communication received from applicant

2002-04-29 - Communication received from applicant

2002-05-24 - Non-final action mailed

2002-04-29 - PAPER RECEIVED

2002-04-17 - Statement of use processing complete

2002-03-11 - Amendment to Use filed

2002-03-13 - PAPER RECEIVED

2001-09-11 - Notice of allowance - mailed

2001-02-12 - Extension Of Time To Oppose Received

2001-01-09 - Published for opposition

2000-12-08 - Notice of publication

2000-11-06 - Approved for Pub - Principal Register (Initial exam)

2000-10-20 - Examiner's amendment mailed

2000-09-18 - Non-final action mailed

2000-09-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Francie R. Gorowitz

Correspondent

FRANCIE R. GOROWITZ
O'MELVENY & MYERS LLP
19900 MACARTHUR, SUITE 700
LOS ANGELES, CA 90067 6035

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 382

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 12:10:59 ET

Serial Number: 76000190 Assignment Information

Registration Number: 2579776

Mark (words only): PURE DIGITAL ONE FIBER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-11

Filing Date: 2000-03-15

Transformed into a National Application: No

Registration Date: 2002-06-11

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: 2002-06-26

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 TRANSMISSION EQUIPMENT, NAMELY, TRANSCEIVERS FOR TRANSMITTING AND RECEIVING AUDIO AND VIDEO INFORMATION IN THE FORM OF DIGITIZED SIGNALS OVER A FIBER OPTIC MEDIUM

Basis: 1(a)

First Use Date: 2000-06-06

First Use in Commerce Date: 2000-06-20

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL ONE FIBER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-06-11 - Registered - Principal Register
 - 2002-02-21 - Allowed for Registration - Principal Register (SOU accepted)
 - 2002-02-17 - Statement of use processing complete
 - 2002-01-25 - Amendment to Use filed
 - 2001-12-11 - Notice of allowance - mailed
 - 2001-02-06 - Extension Of Time To Oppose Received
 - 2001-01-09 - Published for opposition
 - 2000-12-08 - Notice of publication
 - 2000-11-06 - Approved for Pub - Principal Register (Initial exam)
 - 2000-10-10 - Communication received from applicant
 - 2000-09-14 - Non-final action mailed
 - 2000-08-18 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leo Zucker

Correspondent

LEO ZUCKER
LAW OFFICE OF LEO ZUCKER
50 MAIN ST STE 480
WHITE PLAINS NY 10606-1975

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 383

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 12:11:09 ET

Serial Number: 75280247 Assignment Information

Registration Number: 2455631

Mark (words only): DIGITALPERSONA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-05-29

Filing Date: 1997-04-24

Transformed into a National Application: No

Registration Date: 2001-05-29

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 40S -Scanning On Demand

Date In Location: 2006-10-20

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

1. Digital Persona Inc.

Address:

Digital Persona Inc.
720 Bay Road, #100
Redwood City, CA 94063
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer hardware; smart cards; point of sale terminals; card readers; barcode readers; automatic teller machines; computer software for use in the electronic identification and verification of biometric data, electronic commerce, electronic mail, banking services, security applications, database access, remote system access, and digital identification and authentication

Basis: 1(a)**First Use Date:** 1997-07-13**First Use in Commerce Date:** 1997-07-30**International Class:** 042**Class Status:** Active

computer software design for others; design and development of computer systems for use in the electronic verification of biometric data, electronic commerce, electronic mail, banking services, security applications, and digital identification; consultation services related to the same

Basis: 1(a)**First Use Date:** 1997-07-13**First Use in Commerce Date:** 1997-07-30

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-20 - Case File In TICRS

2006-09-19 - TEAS Change Of Correspondence Received

2005-06-10 - Section 7 correction issued

2004-03-10 - Section 7 amendment filed

2005-06-10 - Assigned To Paralegal

2005-02-18 - TEAS Change Of Correspondence Received

2005-02-18 - TEAS Change Of Correspondence Received

2003-07-16 - TEAS Change Of Correspondence Received

2001-05-29 - Registered - Principal Register

2000-10-18 - Allowed for Registration - Principal Register (SOU accepted)

2000-10-04 - Assigned To Examiner

2000-09-27 - Statement of use processing complete

2000-09-27 - Extension 1 granted

2000-07-25 - Amendment to Use filed

2000-07-25 - Extension 1 filed

- 2000-01-25 - Notice of allowance - mailed
- 1999-07-08 - Extension Of Time To Oppose Received
- 1999-06-08 - Published for opposition
- 1999-05-07 - Notice of publication
- 1999-03-15 - Approved for Pub - Principal Register (Initial exam)
- 1998-12-21 - Communication received from applicant
- 1998-10-09 - Communication received from applicant
- 1998-11-12 - Non-final action mailed
- 1998-08-07 - Non-final action mailed
- 1998-05-26 - Communication received from applicant
- 1997-12-11 - Non-final action mailed
- 1997-12-08 - Assigned To Examiner
- 1997-11-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ALLYN TAYLOR

Correspondent

Allyn Taylor, Esq.
DLA Piper US LLP
2000 University Avenue
East Palo Alto CA 94303-2215
Phone Number: (650) 833-2000
Fax Number: (650) 833-2001

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 384

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 12:11:20 ET

Serial Number: 75279694 Assignment Information

Registration Number: 2296473

Mark (words only): PACIFIC BELL PURE DIGITAL PCS

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-09-02

Filing Date: 1997-04-23

Transformed into a National Application: No

Registration Date: 1999-11-30

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: 40S -Scanning On Demand

Date In Location: 2006-06-05

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

1. SBC KNOWLEDGE VENTURES, L.P.

Composed Of:

COMPOSED OF SBC KNOWLEDGE VENTURES GP, INC.

Address:

SBC KNOWLEDGE VENTURES, L.P.

6500 RIVERPLACE BOULEVARD

AUSTIN, TX 78730

United States

Legal Entity Type: Limited Partnership

State or Country Where Organized: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled

telecommunications products, namely, handsets, batteries, pagers, messaging software and asynchronous personal communications cards with software and cable for wireless voice, data and facsimile transmissions, and accessories for

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2296473>

1/16/2007

all of the aforementioned

Basis: 1(a)

First Use Date: 1997-05-08

First Use in Commerce Date: 1997-05-08

ADDITIONAL INFORMATION

Disclaimer: "PURE DIGITAL PCS"

Section 2(f), in part, as to "PACIFIC"

Prior Registration Number(s):

- 1459202
- 1574447
- 1574451
- 1610786
- 1695816
- 1729899
- 2048068

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-09-02 - Canceled Section 8 (6-year)
- 2006-06-05 - Case File In TICRS
- 1999-11-30 - Registered - Principal Register
- 1999-08-03 - Allowed for Registration - Principal Register (SOU accepted)
- 1999-07-22 - Assigned To Examiner
- 1999-07-15 - Statement of use processing complete
- 1999-06-11 - Amendment to Use filed
- 1998-12-15 - Notice of allowance - mailed
- 1998-09-22 - Published for opposition
- 1998-08-21 - Notice of publication
- 1998-07-08 - Approved for Pub - Principal Register (Initial exam)
- 1998-07-06 - Examiner's amendment mailed
- 1998-06-22 - Communication received from applicant

Latest Status Info

1997-12-23 - Non-final action mailed

1997-12-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CHETUAN L SHAFFER

Correspondent

CHETUAN L SHAFFER
SBC TECHNOLOGY RESOURCES INC
175 E HOUSTON ST LEGAL DEPT 12TH FL
SAN ANTONIO TX 78205

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 385

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 12:05:57 ET

Serial Number: 76071465 Assignment Information

Registration Number: 2524520

Mark (words only): DIGITIZER 10000

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 2000-06-16

Transformed into a National Application: No

Registration Date: 2002-01-01

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: 2002-01-07

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

1. Janome America, Inc.

Address:

Janome America, Inc.
10 Industrial Avenue
Mahwah, NJ 07430
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software program

Basis: 1(a)

First Use Date: 2000-12-31

First Use in Commerce Date: 2000-12-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITIZER"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-01 - Registered - Principal Register
2001-10-09 - Published for opposition
2001-09-19 - Notice of publication
2001-07-03 - Approved for Pub - Principal Register (Initial exam)
2001-04-24 - Communication received from applicant
2001-07-02 - Assigned To Examiner
2001-04-06 - Non-final action mailed
2001-01-18 - Communication received from applicant
2001-03-07 - Amendment to use processing complete
2001-01-18 - Amendment to Use filed
2001-01-04 - Non-final action mailed
2000-12-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CAROL L.B. MATTHEWS

Correspondent

CAROL L.B. MATTHEWS
HOLLAND & KNIGHT LLP
2099 PENNSYLVANIA AVE NW STE 100
WASHINGTON DC 20006-6801

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 386

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 12:10:34 ET

Serial Number: 76018307 Assignment Information

Registration Number: 2537289

Mark (words only): DIGIBRITE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-02-05

Filing Date: 2000-04-05

Transformed into a National Application: No

Registration Date: 2002-02-05

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: 2002-02-12

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

1. American Signal Company

Address:

American Signal Company
2755 Bankers Industrial Dr.
Atlanta, GA 30360
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Georgia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

solar powered electrical/electronic signaling equipment, namely, signs and parts thereof in the field of transportation and traffic control

Basis: 1(a)

First Use Date: 2001-04-09

First Use in Commerce Date: 2001-04-09

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-02-05 - Registered - Principal Register
- 2001-09-13 - Allowed for Registration - Principal Register (SOU accepted)
- 2001-08-23 - Assigned To Examiner
- 2001-08-21 - Statement of use processing complete
- 2001-08-06 - Amendment to Use filed
- 2001-02-27 - Notice of allowance - mailed
- 2000-12-05 - Published for opposition
- 2000-11-03 - Notice of publication
- 2000-09-27 - Approved for Pub - Principal Register (Initial exam)
- 2000-09-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jason A. Berstein

Correspondent

JASON A. BERSTEIN
BERNSTEIN & ASSOCIATES PC
6600 PEACHTREE DUNWOODY RD NE
EMBASSY ROW 400 STE 495
ATLANTA GA 30328-1649

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 12:10:47 ET

Serial Number: 76015991 Assignment Information

Registration Number: 2589402

Mark (words only): DIGITAL WIRELESS TO THE HOME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-02

Filing Date: 2000-04-03

Transformed into a National Application: No

Registration Date: 2002-07-02

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: 2002-07-29

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

1. DOWON Telecom Co., Ltd.

Address:

DOWON Telecom Co., Ltd.
#601-1, Hwangkeum-dong Susong-ku
Taegu, 706-040
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 TRANSMITTER

Basis: 1(a)

First Use Date: 2000-06-00

First Use in Commerce Date: 2001-01-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-08-03 - Attorney Revoked And/Or Appointed
- 2005-08-03 - TEAS Revoke/Appoint Attorney Received
- 2002-07-02 - Registered - Principal Register
- 2002-03-13 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-02-08 - Assigned To Examiner
- 2002-02-08 - Statement of use processing complete
- 2001-09-25 - Amendment to Use filed
- 2001-10-05 - Extension 1 granted
- 2001-09-25 - Extension 1 filed
- 2001-03-27 - Notice of allowance - mailed
- 2001-01-02 - Published for opposition
- 2000-12-01 - Notice of publication
- 2000-09-30 - Approved for Pub - Principal Register (Initial exam)
- 2000-09-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Yoon S. Ham; Kwang Yup Chae; Susan T. Brown

Correspondent

Yoon S. Ham; Kwang Yup Chae; Susan T. Br
Mayer, Brown, Rowe & Maw LLP
Intellectual Property Group
1909 K Street, N.W.
Washington DC 20006-1101
Phone Number: (202) 263-3280

Latest Status Info

Fax Number: (202) 263-5280

Domestic Representative

Yoon S. Ham

Phone Number: (202) 263-3280

Fax Number: (202) 263-5280

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 **388**

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 12:11:33 ET

Serial Number: 75120873 Assignment Information

Registration Number: 2465876

Mark



(words only): DVCC DIGITAL VIDEO COMPRESSION CENTER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-07-03

Filing Date: 1996-06-18

Transformed into a National Application: No

Registration Date: 2001-07-03

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: 700 -Intent To Use Section

Date In Location: 2006-10-27

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

1. DELUXE DIGITAL STUDIOS, INC.

Address:
DELUXE DIGITAL STUDIOS, INC.
2400 EMPIRE AVENUE SUITE 400
BURBANK, CA 91504
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

digital video discs featuring entertainment

Basis: 1(a)

First Use Date: 1997-03-24

First Use in Commerce Date: 1997-03-24

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL VIDEO COMPRESSION CENTER"

Design Search Code(s):

26.11.01 - Rectangles as carriers or rectangles as single or multiple line borders

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-16 - Case File In TICRS

2006-10-06 - TEAS Change Of Correspondence Received

2006-04-26 - Assignment Of Ownership Not Updated Automatically

2001-07-03 - Registered - Principal Register

2001-03-31 - Allowed for Registration - Principal Register (SOU accepted)

2001-03-27 - Assigned To Examiner

2000-06-09 - Statement of use processing complete

2000-06-09 - Amendment to Use filed

2000-01-05 - Extension 1 granted

2000-01-05 - Extension 1 filed

2000-07-19 - Reinstated

2000-04-05 - Abandonment - No use statement filed

1999-07-06 - Notice of allowance - mailed

1999-04-13 - Published for opposition

1999-03-12 - Notice of publication
1999-01-19 - Approved for Pub - Principal Register (Initial exam)
1998-12-03 - Communication received from applicant
1998-09-29 - Non-final action mailed
1998-07-31 - Non-final action mailed
1998-07-20 - Reinstated
1998-05-14 - Abandonment - Failure To Respond Or Late Response
1997-09-03 - Final refusal mailed
1997-07-24 - Communication received from applicant
1997-02-05 - Non-final action mailed
1997-01-28 - Assigned To Examiner
1997-01-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morton Amster

Correspondent

Susan L. Heller
Greenberg Traurig, LLP
2450 Colorado Avenue, Suite 400E
Santa Monica CA 90404
Phone Number: (310) 586-7700
Fax Number: (310) 586-7800

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 12:11:48 ET

Serial Number: 75120866 Assignment Information

Registration Number: 2283540

Mark



(words only): DVCC

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2006-07-15

Filing Date: 1996-06-18

Transformed into a National Application: No

Registration Date: 1999-10-05

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: 40S -Scanning On Demand

Date In Location: 2006-08-28

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

1. DELUXE DIGITAL STUDIOS, INC.

Address:

DELUXE DIGITAL STUDIOS, INC.
2400 EMPIRE AVENUE SUITE 400
BURBANK, CA 91504
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 8 - Cancelled
digital video discs featuring entertainment

Basis: 1(a)

First Use Date: 1997-03-24

First Use in Commerce Date: 1997-03-24

ADDITIONAL INFORMATION

Design Search Code(s):

26.11.01 - Rectangles as carriers or rectangles as single or multiple line borders

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-06 - TEAS Change Of Correspondence Received

2006-08-28 - Case File In TICRS

2006-07-15 - Canceled Section 8 (6-year)

2006-04-26 - Assignment Of Ownership Not Updated Automatically

1999-10-05 - Registered - Principal Register

1999-07-26 - Allowed for Registration - Principal Register (SOU accepted)

1999-07-09 - Non-final action mailed

1999-07-08 - Previous allowance count withdrawn

1999-01-19 - Allowed for Registration - Principal Register (SOU accepted)

1999-01-14 - Assigned To Examiner

1999-01-07 - Statement of use processing complete

1998-12-09 - Amendment to Use filed

1998-06-09 - Notice of allowance - mailed

1998-03-17 - Published for opposition

1998-02-13 - Notice of publication

1998-01-20 - Approved for Pub - Principal Register (Initial exam)

1998-01-07 - Examiner's amendment mailed

1997-08-21 - Non-final action mailed

1997-07-21 - Communication received from applicant

1997-02-03 - Non-final action mailed

1997-01-28 - Assigned To Examiner

1997-01-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MORTON AMSTER

Correspondent

Susan L. Heller

Greenberg Traurig, LLP

2450 Colorado Avenue, Suite 400E

Santa Monica CA 90404

Phone Number: (310) 586-7700

Fax Number: (310) 586-7800

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 390

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 12:13:31 ET

Serial Number: 75737983 Assignment Information

Registration Number: 2965417

Mark (words only): DIGICAPSULE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-12

Filing Date: 1999-06-28

Transformed into a National Application: No

Registration Date: 2005-07-12

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: 650 -Publication And Issue Section

Date In Location: 2005-07-12

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

1. Mitsubishi Electric Corporation

Address:
Mitsubishi Electric Corporation
2-3 Marunouchi 2-chome
Chiyoda-ku
Japan

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE FOR USE IN PROTECTING DIGITALLY CREATED INFORMATION FROM TAPPING, TAMPERING AND COPYING DURING TRANSMISSION OVER A WIDE AREA NETWORK, A LOCAL AREA NETWORK AND A GLOBAL COMPUTER NETWORK

Basis: 44(e)

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

ADDITIONAL INFORMATION

Foreign Registration Number: 4437946**Foreign Registration Date:** 2000-12-08**Country:** Japan**Foreign Expiration Date:** 2010-12-08

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-07-12 - Registered - Principal Register

2005-05-05 - 1(B) Basis Deleted; Proceed To Registration

2005-02-10 - Notice of Allowance canceled

2004-10-01 - Amendment From Applicant Entered

2004-09-10 - Communication received from applicant

2004-09-10 - FAX RECEIVED

2004-08-10 - Notice of allowance - mailed

2004-05-18 - Published for opposition

2004-04-28 - Notice of publication

2003-08-29 - Sec. 44(E) Claim Added

2003-11-14 - Notice of Allowance canceled

2003-08-29 - Communication received from applicant

2003-10-11 - Case File In TICRS

2003-09-25 - Petition To Director - Granted

2003-08-29 - Petition to Commissioner - Petitioner response letter received

2003-08-12 - Petition to Commissioner - Letter of inquiry mailed

2003-08-29 - PAPER RECEIVED

2003-05-14 - Petition To Director Received

Latest Status Info

2003-05-16 - PAPER RECEIVED
2003-06-12 - Extension 5 granted
2003-04-25 - Extension 5 filed
2003-01-06 - Extension 4 granted
2002-10-10 - Extension 4 filed
2003-04-25 - PAPER RECEIVED
2002-10-10 - PAPER RECEIVED
2002-05-15 - Extension 3 granted
2002-04-18 - Extension 3 filed
2002-04-24 - PAPER RECEIVED
2001-10-12 - Extension 2 granted
2001-09-26 - Extension 2 filed
2001-03-21 - Extension 1 granted
2001-02-05 - Extension 1 filed
2000-11-14 - Notice of allowance - mailed
2000-08-22 - Published for opposition
2000-07-21 - Notice of publication
2000-06-19 - Approved for Pub - Principal Register (Initial exam)
2000-05-19 - Communication received from applicant
1999-11-30 - Non-final action mailed
1999-11-10 - Assigned To Examiner
1999-11-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jay K. Meadway

Correspondent

JAY K. MEADWAY
AKIN GUMP STRAUSS HAUER & FELD LLP
2005 MARKET ST 22ND FL
ONE COMMERCE SQ

PHILADELPHIA PA 19103-7086

Domestic Representative

Panitch Schwarze Jacobs & Nadel, 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 391

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 12:13:42 ET

Serial Number: 75319557 Assignment Information

Registration Number: 2264047

Mark (words only): DIGITALGLOBE

Standard Character claim: No

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

Date of Status: 2005-09-21

Filing Date: 1997-07-03

Transformed into a National Application: No

Registration Date: 1999-07-27

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: 40S -Scanning On Demand

Date In Location: 2006-08-25

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

1. DIGITALGLOBE, INC.

Address:
DIGITALGLOBE, INC.
1900 PIKE ROAD
LONGMONT, CO 80501
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software that is downloaded from a remote computer site and available on CD-ROM and diskette which provides satellite imagery from the collection, manipulation, and electronic formatting of satellite imagery data of the earth

Basis: 1(a)

First Use Date: 1996-11-17

First Use in Commerce Date: 1996-11-17

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-08-25 - Case File In TICRS
- 2005-09-21 - Section 8 (6-year) accepted & Section 15 acknowledged
- 2005-09-19 - Assigned To Paralegal
- 2005-07-27 - Section 8 (6-year) and Section 15 Filed
- 2005-07-27 - PAPER RECEIVED
- 2004-10-13 - PAPER RECEIVED
- 2004-07-14 - Section 7 amendment issued
- 2004-06-25 - Response received for Post Registration action
- 2003-12-19 - Post Registration action mailed - Section 7
- 2003-10-06 - Section 7 amendment filed
- 1999-07-27 - Registered - Principal Register
- 1999-05-04 - Published for opposition
- 1999-04-02 - Notice of publication
- 1999-01-19 - Approved for Pub - Principal Register (Initial exam)
- 1999-01-13 - Non-final action mailed
- 1998-10-16 - Communication received from applicant
- 1998-04-16 - Non-final action mailed
- 1998-03-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JEFFREY O. DAVIDSON

Correspondent

JEFFREY O. DAVIDSON

BAKER AND MCKENZIE LLP

ONE PRUDENTIAL PLAZA, SUITE 3500

130 E. RANDOLPH DRIVE

CHICAGO, IL 60601

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 392

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 12:14:24 ET

Serial Number: 75320846 Assignment Information

Registration Number: 2254252

Mark (words only): DIGITAL RESEARCH TECHNOLOGIES

Standard Character claim: No

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

Date of Status: 2005-06-29

Filing Date: 1997-07-08

Transformed into a National Application: No

Registration Date: 1999-06-15

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: 834 -Post Registration

Date In Location: 2005-06-29

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

1. IOM Holdings, Inc.

Address:

IOM Holdings, Inc.
4 Marconi
Irvine, CA 92618
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer peripherals, namely, monitors, scanners sound cards, keyboards, input devices, CD-ROM drives, floppy disk drives, and I/O cards

Basis: 1(a)

First Use Date: 1997-07-00

First Use in Commerce Date: 1997-07-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "TECHNOLOGIES"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-29 - Section 8 (6-year) accepted & Section 15 acknowledged
2005-06-29 - Assigned To Paralegal
2005-05-19 - Section 8 (6-year) and Section 15 Filed
2005-05-19 - TEAS Section 8 & 15 Received
2005-01-28 - PAPER RECEIVED
2004-10-01 - PAPER RECEIVED
2003-04-28 - PAPER RECEIVED
1999-06-15 - Registered - Principal Register
1999-04-22 - Allowed for Registration - Principal Register (SOU accepted)
1999-04-21 - Assigned To Examiner
1999-04-14 - Statement of use processing complete
1999-03-18 - Amendment to Use filed
1998-09-22 - Notice of allowance - mailed
1998-06-30 - Published for opposition
1998-05-29 - Notice of publication
1998-04-10 - Approved for Pub - Principal Register (Initial exam)
1998-03-20 - Communication received from applicant
1998-02-18 - Non-final action mailed
1998-02-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan Barricella

Correspondent

Susan Barricella

Rutan & Tucker, LLP

611 Anton Blvd., Suite 1400

Costa Mesa CA 92626

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 393

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 12:14:38 ET

Serial Number: 75320840 Assignment Information

Registration Number: 2257795

Mark



(words only): DIGITAL RESEARCH TECHNOLOGIES

Standard Character claim: No

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

Date of Status: 2005-06-29

Filing Date: 1997-07-08

Transformed into a National Application: No

Registration Date: 1999-06-29

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: 834 -Post Registration

Date In Location: 2005-06-29

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

1. IOM Holdings, Inc.

Address:

IOM Holdings, Inc.

4 Marconi

Irvine, CA 92618

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Nevada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer peripherals, namely, monitors, scanners, sound cards, keyboards, input devices, CD-ROM drives, floppy disk drives, and I/O cards

Basis: 1(a)

First Use Date: 1997-07-00

First Use in Commerce Date: 1997-07-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL" and "TECHNOLOGIES"

Design Search Code(s):

26.11.12 - Rectangles with bars, bands and lines

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-29 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-06-29 - Assigned To Paralegal

2005-05-19 - Section 8 (6-year) and Section 15 Filed

2005-05-19 - TEAS Section 8 & 15 Received

2005-01-28 - PAPER RECEIVED

2004-10-01 - PAPER RECEIVED

2003-04-28 - PAPER RECEIVED

1999-06-29 - Registered - Principal Register

1999-04-22 - Allowed for Registration - Principal Register (SOU accepted)

1999-04-21 - Assigned To Examiner

1999-04-21 - Assigned To Examiner

1999-04-14 - Statement of use processing complete

1999-03-19 - Amendment to Use filed

- 1998-09-22 - Notice of allowance - mailed
- 1998-06-30 - Published for opposition
- 1998-05-29 - Notice of publication
- 1998-04-10 - Approved for Pub - Principal Register (Initial exam)
- 1998-03-23 - Communication received from applicant
- 1998-02-18 - Non-final action mailed
- 1998-02-13 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Susan Barricella

Correspondent
Susan Barricella
JRutan & Tucker, LLP
611 Anton Blvd., Suite 1400
Costa Mesa CA 92626

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 12:14:50 ET

Serial Number: 75239466 Assignment Information

Registration Number: 2239433

Mark (words only): TOUCHTUNES DIGITAL JUKEBOX

Standard Character claim: No

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

Date of Status: 2005-05-04

Filing Date: 1997-02-10

Transformed into a National Application: No

Registration Date: 1999-04-13

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: 833 -Post Registration

Date In Location: 2005-08-16

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

1. TOUCHTUNES MUSIC CORPORATION

Address:
TOUCHTUNES MUSIC CORPORATION
1800 EAST SAHARA, STE. 107
LAS VEGAS, NV 89104
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

digital juke box including computer hardware and software for distributing, selecting and playing audio and video musical information; satellite, wire, cable or optical fiber telecommunication network for remote downloading of digital information on digital terminal or digital jukebox; computer hardware and software for audio and visual playback for karaoke performances; audiovisual system comprising disks, speakers, digital sound boards, digital

telecommunication network, telecommunication board, telecommunication modem, digital juke boxes, touch screens and display monitors; computer software for storing, accessing and transmitting digital information, namely, music, management information, statistics, royalty statements, advertisements, sounds, and video; computer peripherals, namely, juke boxes, remote control for video or audio digital juke boxes, touch screen, mouse, keyboards and computer cables

Basis: 1(a)

First Use Date: 1998-09-02

First Use in Commerce Date: 1998-09-02

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL JUKEBOX"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-05-17 - Assignment Of Ownership Not Updated Automatically

2005-06-28 - Section 7 correction issued

2005-06-28 - Assigned To Paralegal

2005-04-13 - Section 7 amendment filed

2005-05-23 - TEAS Change Of Correspondence Received

2005-05-04 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-05-04 - Assigned To Paralegal

2005-04-13 - Section 8 (6-year) and Section 15 Filed

2005-04-13 - PAPER RECEIVED

1999-04-13 - Registered - Principal Register

1999-02-02 - Allowed for Registration - Principal Register (SOU accepted)

1999-01-28 - Assigned To Examiner

1999-01-25 - Statement of use processing complete

1998-12-29 - Amendment to Use filed

1998-08-18 - Notice of allowance - mailed

1998-05-26 - Published for opposition

1998-04-24 - Notice of publication

1998-03-17 - Approved for Pub - Principal Register (Initial exam)

1998-02-18 - Communication received from applicant

1997-08-29 - Non-final action mailed

1997-08-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

ROBERT W ADAMS

Correspondent

Robert W. Adams

Nixon & Vanderhye P.C.

11th Floor

901 North Glebe Road

Arlington VA 22203-1808

Phone Number: 703-816-4000

Fax Number: 703-816-4100

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 12:15:04 ET

Serial Number: 75571471 Assignment Information

Registration Number: 2348243

Mark (words only): DIGI-MET

Standard Character claim: No

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

Date of Status: 2005-06-27

Filing Date: 1998-10-16

Transformed into a National Application: No

Registration Date: 2000-05-09

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: 834 -Post Registration

Date In Location: 2005-06-27

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

1. PREISSER MESSTECHNIK GMBH

Address:
PREISSER MESSTECHNIK GMBH
STEINBEISSERSTRASSE 6
GAMMERTINGEN 72501
German Dem Rep

Legal Entity Type: Ltd Liab Co
State or Country Where Organized: (NOT AVAILABLE)

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Measuring tools, namely slide gauges, angles and angle gauges, graduated rulers, slide calipers, height gauges and electronic distance measuring rods having digital distance indicators

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

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020

Class Status: Section 8 - Cancelled

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 1161666

Foreign Registration Number: 1161666

Foreign Registration Date: 1990-07-30

Country: Fed Rep Germany

Foreign Filing Date: 1990-07-30

Foreign Expiration Date: 2008-11-30

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-27 - Partial Section 8 (6-year) accepted & Section 15 acknowledged

2005-06-27 - Assigned To Paralegal

2005-05-26 - Section 8 (6-year) and Section 15 Filed

2005-05-26 - PAPER RECEIVED

2000-05-09 - Registered - Principal Register

2000-02-15 - Published for opposition

2000-01-14 - Notice of publication

1999-11-19 - Approved for Pub - Principal Register (Initial exam)

1999-10-28 - Communication received from applicant

1999-10-04 - Non-final action mailed

1999-08-30 - Communication received from applicant

1999-05-17 - Non-final action mailed

1999-05-11 - Assigned To Examiner

1999-05-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MICHAEL J. STRIKER

Correspondent

MICHAEL J. STRIKER
103 EAST NECK ROAD
HUNTINGTON, NEW YORK 11743

Domestic Representative

MICHAEL J. STRIKER

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 12:15:17 ET

Serial Number: 75755999 Assignment Information

Registration Number: 2343715

Mark (words only): DIGITAL AIR

Standard Character claim: No

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

Date of Status: 2005-06-24

Filing Date: 1999-07-20

Transformed into a National Application: No

Registration Date: 2000-04-18

Register: Principal

Law Office Assigned: LAW OFFICE 104

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: 2005-06-24

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

1. BIRD TECHNOLOGIES GROUP, INC.

Address:
BIRD TECHNOLOGIES GROUP, INC.
29100 AURORA RD SUITE 400
SOLON, OH 44139
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Air-cooled termination cabinets for radio frequency transmission lines
Basis: 1(a)
First Use Date: 1999-06-00
First Use in Commerce Date: 1999-06-00

ADDITIONAL INFORMATION

Disclaimer: "AIR"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-24 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-05-24 - Section 8 (6-year) and Section 15 Filed

2005-05-24 - PAPER RECEIVED

2003-05-08 - PAPER RECEIVED

2000-04-18 - Registered - Principal Register

2000-01-25 - Published for opposition

1999-12-23 - Notice of publication

1999-11-07 - Approved for Pub - Principal Register (Initial exam)

1999-11-03 - Examiner's amendment mailed

1999-10-27 - Non-final action mailed

1999-10-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

BRUCE E. PEACOCK,

Correspondent

BRUCE E. PEACOCK,
WEGMAN HESSLER & VANDERBURG
6055 ROCKSIDE WOODS BLVD STE 200
CLEVELAND, OH 44131-2302

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 397

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 12:15:30 ET

Serial Number: 75910445 Assignment Information

Registration Number: 2684143

Mark (words only): DIGITAL CORTEX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-04

Filing Date: 2000-01-28

Transformed into a National Application: No

Registration Date: 2003-02-04

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-18

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

1. ANYSOFT LIMITED

Address:
ANYSOFT LIMITED
16 KELLER ST
HAIFA
Israel

Legal Entity Type: Corporation
State or Country of Incorporation: Turks / Caicos Is.

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE, WHETHER EMBEDDED IN ANOTHER PRODUCT OR ON A STAND-ALONE BASIS, WHICH ALLOWS THE USER OR ANOTHER COMPUTER SOFTWARE PROGRAM TO CAPTURE ANY DIGITAL CONTENT, AND TO USE, MANIPULATE, PROCESS, AND ROUTE THAT CONTENT, INCLUDING ORIGINAL ATTRIBUTES, TO AND FROM ANY COMPUTER SOFTWARE APPLICATION

Basis: 1(a)

First Use Date: 2000-05-01

First Use in Commerce Date: 2001-06-05

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-06-20 - TEAS Change Of Correspondence Received
- 2005-03-30 - Attorney Revoked And/Or Appointed
- 2005-03-30 - TEAS Revoke/Appoint Attorney Received
- 2004-02-17 - TEAS Change Of Correspondence Received
- 2003-02-04 - Registered - Principal Register
- 2002-07-11 - PAPER RECEIVED
- 2002-07-22 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-06-25 - Statement of use processing complete
- 2002-06-25 - Amendment to Use filed
- 2002-06-27 - PAPER RECEIVED
- 2001-12-25 - Notice of allowance - mailed
- 2001-10-02 - Published for opposition
- 2001-09-12 - Notice of publication
- 2001-06-12 - Approved for Pub - Principal Register (Initial exam)
- 2001-06-11 - Examiner's amendment mailed
- 2001-05-01 - Final refusal mailed
- 2001-02-02 - Communication received from applicant
- 2000-09-28 - Unresponsive/Duplicate Paper Received
- 2000-08-30 - Non-final action mailed

Latest Status Info

2000-08-14 - Assigned To Examiner

2000-07-27 - Assigned To Examiner

2000-07-17 - Assigned To Examiner

2000-02-07 - Communication received from applicant

2000-02-07 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nathaniel Buchek

Correspondent

Nathaniel Buchek

Pearl Cohen Zedek Latzer

Suite 1001

10 Rockefeller Plaza

New York NY 10020

Phone Number: 212-632-3480

Fax Number: 212-632-3489

Domestic Representative

TESTA, HURWITZ & THIBEAULT, 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 398

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 12:15:44 ET

Serial Number: 75812459 Assignment Information

Registration Number: 2598562

Mark (words only): HEIDELBERG DIGIMASTER

Standard Character claim: No

Current Status: Registration canceled under Section 7.

Date of Status: 2005-08-31

Filing Date: 1999-09-30

Transformed into a National Application: No

Registration Date: 2002-07-23

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 830 -Post Registration

Date In Location: 2006-02-01

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

1. Heidelberger Druckmaschinen Aktiengesellschaft

Address:

Heidelberger Druckmaschinen Aktiengesellschaft
52-60 Kurfuersten-Anlage
D-69 115 Heidelberg
Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 7(D) - Cancelled
high volume digital printers

Basis: 1(a)

First Use Date: 1999-10-00

First Use in Commerce Date: 2000-03-01

ADDITIONAL INFORMATION

Disclaimer: "HEIDELBERG"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-08 - Review Of Correspondence Complete

2005-09-19 - PAPER RECEIVED

2005-08-31 - Canceled Section 7 - total surrender

2004-09-24 - Section 7 total surrender filed

2005-06-16 - Assigned To LIE

2002-07-23 - Registered - Principal Register

2002-05-31 - Allowed for Registration - Principal Register (SOU accepted)

2002-05-17 - Statement of use processing complete

2002-04-25 - Amendment to Use filed

2002-03-29 - Extension 3 granted

2002-03-12 - Extension 3 filed

2002-03-12 - PAPER RECEIVED

2001-09-26 - Extension 2 granted

2001-09-10 - Extension 2 filed

2001-07-31 - Extension 1 granted

2001-03-12 - Extension 1 filed

2000-09-12 - Notice of allowance - mailed

2000-06-20 - Published for opposition

2000-05-19 - Notice of publication

2000-03-23 - Approved for Pub - Principal Register (Initial exam)

2000-03-06 - Examiner's amendment mailed

2000-02-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MAREN C. PERRY

Correspondent
MAREN C. PERRY
345 PARK AVE
NEW YORK NY 10154-0004

Domestic Representative
MORGAN & FINNEGANN, 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 399

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 12:15:54 ET

Serial Number: 75382236 Assignment Information

Registration Number: 2245618

Mark (words only): DGS - DIGITAL GRAPHIC SYSTEMS

Standard Character claim: No

Current Status: A Section 8 affidavit has been accepted.

Date of Status: 2005-06-16

Filing Date: 1997-10-30

Transformed into a National Application: No

Registration Date: 1999-05-18

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: 830 -Post Registration

Date In Location: 2005-06-16

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

1. NEON 2000, INC.

Address:
NEON 2000, INC.
5512 NW 161st Street
Miami, FL 33014
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software and hardware used in computer aided sign making
Basis: 1(a)
First Use Date: 1997-09-15
First Use in Commerce Date: 1997-09-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL GRAPHIC SYSTEMS"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-16 - Section 8 (6-year) accepted
2005-05-17 - Section 8 (6-year) filed
2005-05-17 - TEAS Section 8 Received
2002-05-07 - TEAS Change Of Correspondence Received
1999-05-18 - Registered - Principal Register
1999-02-23 - Published for opposition
1999-01-22 - Notice of publication
1998-12-04 - Approved for Pub - Principal Register (Initial exam)
1998-10-19 - Communication received from applicant
1998-08-14 - Non-final action mailed
1998-08-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

NEON 2000, INC.
5512 NW 161ST ST
MIAMI, FL 33014-6127
Phone Number: 802 425-9060
Fax Number: 802 425-9061

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 12:16:07 ET

Serial Number: 75916970 Assignment Information

Registration Number: 2521071

Mark (words only): WD PROTEGE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-12-18

Filing Date: 2000-02-10

Transformed into a National Application: No

Registration Date: 2001-12-18

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: 40S -Scanning On Demand

Date In Location: 2006-12-29

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

1. Western Digital Corporation

Address:

Western Digital Corporation
8105 Irvine Center Drive
Irvine, CA 92618
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Disk Drives

Basis: 1(a)

First Use Date: 2000-09-01

First Use in Commerce Date: 2000-09-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

2255308
2332545
2340973

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-29 - Case File In TICRS
2005-06-03 - TEAS Change Of Correspondence Received
2001-12-18 - Registered - Principal Register
2001-08-07 - Allowed for Registration - Principal Register (SOU accepted)
2001-07-17 - Assigned To Examiner
2001-07-11 - Statement of use processing complete
2001-06-22 - Amendment to Use filed
2001-01-02 - Notice of allowance - mailed
2000-10-10 - Published for opposition
2000-09-08 - Notice of publication
2000-08-11 - Approved for Pub - Principal Register (Initial exam)
2000-08-07 - Examiner's amendment mailed
2000-07-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Peter F. Weinberg

Correspondent

Steven J. Nataupsky
Knobbe, Martens, Olson & Bear LLP
2040 Main Street, 14th Floor
Irvine CA 92614
Phone Number: 949 760 0404

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 401

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 12:16:19 ET

Serial Number: 75797137 Assignment Information

Registration Number: 2530435

Mark (words only): WD PERFORMER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-15

Filing Date: 1999-09-09

Transformed into a National Application: No

Registration Date: 2002-01-15

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: 2002-02-01

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

1. Western Digital Corporation

Address:
Western Digital Corporation
20511 Lake Forest Drive
Lake Forest, CA 92630
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
COMPUTER DISK DRIVES
Basis: 1(a)
First Use Date: 2000-07-07
First Use in Commerce Date: 2000-07-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-03 - TEAS Change Of Correspondence Received
2003-01-08 - TEAS Change Of Correspondence Received
2002-01-15 - Registered - Principal Register
2001-07-16 - Allowed for Registration - Principal Register (SOU accepted)
2001-07-11 - Assigned To Examiner
2001-07-05 - Statement of use processing complete
2001-06-25 - Amendment to Use filed
2001-03-07 - Extension 1 granted
2001-01-30 - Extension 1 filed
2000-08-08 - Notice of allowance - mailed
2000-05-16 - Published for opposition
2000-04-14 - Notice of publication
2000-03-17 - Approved for Pub - Principal Register (Initial exam)
2000-03-13 - Examiner's amendment mailed
2000-02-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

RAYMOND M BUKATY

Correspondent

Steven J. Nataupsky
Knobbe, Martens, Olson & Bear LLP
2040 Main Street, 14th Floor
Irvine CA 92614

Latest Status Info

Phone Number: 949 760 0404

Fax Number: 949 760 9502

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 402

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 12:16:33 ET

Serial Number: 75384485 Assignment Information

Registration Number: 2256629

Mark



(words only): WESTERN DIGITAL

Standard Character claim: No

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

Date of Status: 2004-09-02

Filing Date: 1997-11-04

Transformed into a National Application: No

Registration Date: 1999-06-29

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: 2004-09-07

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

1. WESTERN DIGITAL TECHNOLOGIES, INC.

Address:
WESTERN DIGITAL TECHNOLOGIES, INC.
20511 LAKE FOREST DRIVE
LAKE FOREST, CA 92630
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer disk drives

Basis: 1(a)

First Use Date: 1997-06-27

First Use in Commerce Date: 1997-06-27

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.09.09 - Squares made of geometric figures, objects, humans, plants or animals

26.09.13 - Squares, exactly two squares; Two squares

26.09.14 - Squares, three or more; Three or more squares

26.09.21 - Squares that are completely or partially shaded

Prior Registration Number(s):

1016514

1701075

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-03 - TEAS Change Of Correspondence Received

2004-09-02 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-07-21 - Section 8 (6-year) and Section 15 Filed

2004-07-21 - TEAS Section 8 & 15 Received

1999-06-29 - Registered - Principal Register

1999-04-06 - Published for opposition

1999-03-05 - Notice of publication

1999-01-06 - Approved for Pub - Principal Register (Initial exam)

1998-11-16 - Communication received from applicant

1998-09-17 - Non-final action mailed

1998-08-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

PETER F. WEINBERG

Correspondent

Steven J. Nataupsky

Knobbe, Martens, Olson & Bear LLP

2040 Main Street, 14th Floor

Irvine CA 92614

Phone Number: 949 760 0404

Fax Number: 949 760 9502

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 403

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 12:16:47 ET

Serial Number: 75265059 Assignment Information

Registration Number: 2352982

Mark (words only): DIGITAL GRAFFITI

Standard Character claim: No

Current Status: Registration canceled under Section 18.

Date of Status: 2005-10-04

Filing Date: 1997-03-27

Transformed into a National Application: No

Registration Date: 2000-05-30

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: 845 -TTAB

Date In Location: 2005-10-04

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

1. Digital Graffiti, Inc.

Address:

Digital Graffiti, Inc.
42 Mary Street
Hamilton, Ontario L8R 3M9
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Section 18 - Canceled

COMPUTER SOFTWARE, NAMELY, SOFTWARE FOR GRAPHIC ART DESIGN AND MULTIMEDIA DATABASE MANAGEMENT

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 042

Class Status: Section 18 - Cancelled

COMPUTER SOFTWARE DESIGN FOR OTHERS IN THE FIELD OF GRAPHIC ART DESIGN AND MULTIMEDIA DATABASE MANAGEMENT

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 833355

Foreign Registration Number: TMA499429

Foreign Registration Date: 1998-08-27

Country: Canada

Foreign Filing Date: 1997-01-10

Foreign Expiration Date: 2013-08-27

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-04 - Canceled Section 18 -Total

2005-10-04 - Cancellation terminated for Proceeding

2005-09-23 - Cancellation granted for Proceeding

2005-06-03 - Cancellation Instituted No. 999999

2000-05-30 - Registered - Principal Register

2000-03-30 - ITU claim deleted

2000-03-30 - Notice of Allowance canceled

2000-02-15 - Notice of allowance - mailed

1999-11-23 - Published for opposition

1999-10-22 - Notice of publication

1999-08-12 - Approved for Pub - Principal Register (Initial exam)

1999-07-21 - Communication received from applicant

1999-06-28 - Letter of suspension mailed

1999-06-28 - Previous allowance count withdrawn
1999-06-04 - Notice of publication
1999-04-01 - Approved for Pub - Principal Register (Initial exam)
1999-03-31 - Assigned To Examiner
1999-01-15 - Non-final action mailed
1998-12-14 - Examiner's amendment mailed
1998-11-12 - Assigned To Examiner
1998-08-31 - Communication received from applicant
1998-05-11 - Non-final action mailed
1998-03-09 - Communication received from applicant
1997-11-03 - Non-final action mailed
1997-10-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MIDGE M HYMAN

Correspondent
MIDGE M. HYMAN
COWAN LIEBOWITZ & LATMAN PC
1133 AVENUE OF THE AMERICAS
NEW YORK, NY 10036

Domestic Representative
Midge M. Hyman

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 404

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 12:17:00 ET

Serial Number: 75580795 Assignment Information

Registration Number: 2348269

Mark (words only): DIGITAL THUNDER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-09

Filing Date: 1998-11-04

Transformed into a National Application: No

Registration Date: 2000-05-09

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: 40S -Scanning On Demand

Date In Location: 2006-03-27

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

1. NSM Aktiengesellschaft

Address:

NSM Aktiengesellschaft
Saarlandstrasse 240
D 55411 Bingen am Rhein
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

Juke Boxes

Basis: 1(a), 44(e)

First Use Date: 1996-07-00

First Use in Commerce Date: 1996-07-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
2204676

Foreign Registration Number: 39512786

Foreign Registration Date: 1996-02-29

Country: Fed Rep Germany

Foreign Expiration Date: 2005-05-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-03-27 - Case File In TICRS
 - 2005-06-01 - TEAS Change Of Correspondence Received
 - 2002-10-10 - PAPER RECEIVED
 - 2000-05-09 - Registered - Principal Register
 - 2000-02-15 - Published for opposition
 - 2000-01-14 - Notice of publication
 - 1999-12-02 - Approved for Pub - Principal Register (Initial exam)
 - 1999-08-06 - Communication received from applicant
 - 1999-05-13 - Non-final action mailed
 - 1999-05-05 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Donald D. Evenson

Correspondent
Brian M. Mattson
Patents+TMS
2849 W. Armitage Ave
Chicago IL 60647
Phone Number: 773-772-6009
Fax Number: 773-772-3210

Domestic Representative

EVENSON, McKEOWN, EDWARDS & LENAHAN

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 405

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 12:17:14 ET

Serial Number: 75252161 Assignment Information

Registration Number: 2275175

Mark (words only): DIGITAL LINK

Standard Character claim: No

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

Date of Status: 2005-05-23

Filing Date: 1997-03-05

Transformed into a National Application: No

Registration Date: 1999-09-07

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: 830 -Post Registration

Date In Location: 2005-05-23

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

1. QUICK EAGLE HOLDING CORPORATION

Address:
QUICK EAGLE HOLDING CORPORATION
217 Humboldt Court
Sunnyvale, CA 94089
United States
Legal Entity Type: Corporation
State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
CSU/DSUs and multiplexers, and user manuals supplied as a unit
Basis: 1(a)
First Use Date: 1985-05-00
First Use in Commerce Date: 1985-05-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-05-23 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-04-25 - Section 8 (6-year) and Section 15 Filed

2005-04-25 - PAPER RECEIVED

1999-09-07 - Registered - Principal Register

1999-06-15 - Published for opposition

1999-05-14 - Notice of publication

1999-03-11 - Approved for Pub - Principal Register (Initial exam)

1999-01-22 - Communication received from applicant

1998-07-22 - Non-final action mailed

1998-05-14 - Communication received from applicant

1997-11-14 - Non-final action mailed

1997-10-31 - Assigned To Examiner

1997-09-26 - Assigned To Examiner

1997-09-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CONNIE L. ELLERBACH

Correspondent

CONNIE L. ELLERBACH
FENWICK & WEST LLP
SILICON VALLEY CENTER
801 CALIFORNIA STREET

MOUNTAIN VIEW, CA 94041

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 406

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 12:17:25 ET

Serial Number: 75553451 Assignment Information

Registration Number: 2709608

Mark (words only): DIGITAL OCEAN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-22

Filing Date: 1998-09-15

Transformed into a National Application: No

Registration Date: 2003-04-22

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: 2003-04-28

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

1. Nautical Data International, Inc.

Address:

Nautical Data International, Inc.
1 Military Road, P.O. Box 127 Station C, St. John's
Newfoundland, A1C 5H5
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

NAUTICAL CHARTS IN ELECTRONIC FORM AND NAUTICAL PUBLICATIONS IN ELECTRONIC FORM, NAMELY, SAILING DIRECTIONS AND MARINE DIRECTORIES

Basis: 1(a), 44(e)

First Use Date: 1996-05-14

First Use in Commerce Date: 1996-05-14

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 886011

Foreign Registration Number: TMA544972

Foreign Registration Date: 2001-05-11

Country: Canada

Foreign Filing Date: 1998-06-30

Foreign Expiration Date: 2016-05-11

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-05-18 - TEAS Change Of Correspondence Received

2003-04-22 - Registered - Principal Register

2003-01-31 - Assigned To Examiner

2002-12-30 - Allowed for Registration - Principal Register (SOU accepted)

2002-12-18 - Assigned To Examiner

2002-12-12 - Statement of use processing complete

2002-12-05 - Extension 1 granted

2002-09-05 - Amendment to Use filed

2002-09-05 - Extension 1 filed

2002-09-05 - PAPER RECEIVED

2002-03-12 - Notice of allowance - mailed

2001-12-18 - Published for opposition

2001-11-28 - Notice of publication

2001-09-18 - Approved for Pub - Principal Register (Initial exam)

2001-06-25 - Communication received from applicant

2000-09-29 - Unresponsive/Duplicate Paper Received

2000-01-31 - Letter of suspension mailed

1999-12-06 - Examiner's amendment mailed

1999-09-27 - Communication received from applicant

1999-04-01 - Non-final action mailed

1999-03-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

THOMAS W BROOKE

Correspondent

Carol L.B. Matthews

Oblon, Spivak, McClelland, Maier & Neust

1940 Duke Street

Alexandria VA 22314

Phone Number: 703 413-3000

Fax Number: 703 413-2220

Domestic Representative

Gadsby & Hannah 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 407

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 12:17:35 ET

Serial Number: 75551587 Assignment Information

Registration Number: 2311077

Mark (words only): THE DIGITAL CLINICIAN

Standard Character claim: No

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

Date of Status: 2005-05-19

Filing Date: 1998-09-09

Transformed into a National Application: No

Registration Date: 2000-01-25

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: 830 -Post Registration

Date In Location: 2005-05-19

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

1. Expert Clinical Systems, Inc.

Address:
Expert Clinical Systems, Inc.
4909 E. PATRICK LANE
PHOENIX, AZ 85054
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software for entering healthcare information wherever triaging clinicians encounter unknown patients, and computer software for the training of clinicians in triage techniques

Basis: 1(a)

First Use Date: 1997-11-00

First Use in Commerce Date: 1998-04-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-05-19 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-05-19 - Assigned To Paralegal

2005-04-21 - Section 8 (6-year) and Section 15 Filed

2005-04-21 - TEAS Section 8 & 15 Received

2000-01-25 - Registered - Principal Register

1999-11-02 - Published for opposition

1999-10-01 - Notice of publication

1999-07-28 - Approved for Pub - Principal Register (Initial exam)

1999-07-26 - Examiner's amendment mailed

1999-04-16 - Non-final action mailed

1999-04-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAURA A. DABLE

Correspondent

LAURA A. DABLE

RYAN KROMHOLZ & MANION, S.C.

P.O. BOX 26618

MILWAUKEE WI 53226-0618

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 408

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 12:17:48 ET

Serial Number: 75559044 Assignment Information

Registration Number: 2351345

Mark (words only): DIGITAL DIVA

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-23

Filing Date: 1998-09-25

Transformed into a National Application: No

Registration Date: 2000-05-23

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: 40S -Scanning On Demand

Date In Location: 2006-03-31

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

1. ACTIVISION PUBLISHING, INC.

Address:
ACTIVISION PUBLISHING, INC.
3100 OCEAN PARK BLVD. LEGAL DEPT.
SANTA MONICA, CA 90405
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer output game programs, video output game programs and audio output game programs

Basis: 1(a)
First Use Date: 1998-11-10
First Use in Commerce Date: 1998-11-10

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-03-31 - Case File In TICRS
 - 2000-05-23 - Registered - Principal Register
 - 2000-02-29 - Published for opposition
 - 2000-01-28 - Notice of publication
 - 1999-12-03 - Approved for Pub - Principal Register (Initial exam)
 - 1999-11-02 - Communication received from applicant
 - 1999-05-06 - Non-final action mailed
 - 1999-05-05 - Amendment to use processing complete
 - 1999-03-11 - Amendment to Use filed
 - 1999-05-06 - Amendment to Use approved
 - 1999-04-15 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
ACTIVISION INC
3100 OCEAN PARK BLVD
SANTA MONICA CA 90405

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 409

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 12:18:01 ET

Serial Number: 75597479 Assignment Information

Registration Number: 2462291

Mark (words only): RM DIGITAL SOLUTION

Standard Character claim: No

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

Date of Status: 2006-10-19

Filing Date: 1998-12-01

Transformed into a National Application: No

Registration Date: 2001-06-19

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 830 -Post Registration

Date In Location: 2006-10-19

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

1. Britannia Investment Corporation

Address:

Britannia Investment Corporation
5601 Metro Drive
Baltimore, MD 21215
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

loudspeakers

Basis: 1(a)

First Use Date: 1999-05-00

First Use in Commerce Date: 1999-09-14

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL SOLUTION"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-11-15 - Assignment Of Ownership Not Updated Automatically

2006-10-19 - Section 8 (6-year) accepted & Section 15 acknowledged

2006-10-17 - Assigned To Paralegal

2006-10-12 - Case File In TICRS

2006-08-15 - Section 8 (6-year) and Section 15 Filed

2006-08-15 - TEAS Section 8 & 15 Received

2006-07-12 - Assignment Of Ownership Not Updated Automatically

2001-06-19 - Registered - Principal Register

2001-01-29 - Allowed for Registration - Principal Register (SOU accepted)

2001-01-26 - Assigned To Examiner

2001-01-23 - Statement of use processing complete

2000-11-15 - Amendment to Use filed

2000-10-10 - Notice of allowance - mailed

2000-07-18 - Published for opposition

2000-06-16 - Notice of publication

2000-04-21 - Approved for Pub - Principal Register (Initial exam)

2000-04-07 - Assigned To Examiner

2000-01-06 - Communication received from applicant

1999-07-06 - Non-final action mailed

1999-06-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Tracy-Gene G. Durkin

Correspondent

Tracy-Gene G. Durkin
Sterne Kessler Goldstein & Fox PLLC
1100 New York Avenue NW
Washington D.C. 20005 3934

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 410

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 12:18:12 ET

Serial Number: 75693153 Assignment Information

Registration Number: 2329554

Mark (words only): DIGITECH

Standard Character claim: No

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

Date of Status: 2006-02-28

Filing Date: 1999-04-28

Transformed into a National Application: No

Registration Date: 2000-03-14

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: 830 -Post Registration

Date In Location: 2006-05-31

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

1. DIGITECH INTERNATIONAL, INC

Address:
DIGITECH INTERNATIONAL, INC
409 LEICESTER HIGHWAY
ASHEVILLE, NC 28806
United States

Legal Entity Type: Corporation
State or Country of Incorporation: North Carolina

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
GATE ACCESS CONTROL APPARATUS FOR SELF-STORAGE FACILITIES
Basis: 1(a)
First Use Date: 1989-02-00
First Use in Commerce Date: 1989-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-02-28 - Section 8 (6-year) accepted & Section 15 acknowledged

2005-10-27 - Section 8 (6-year) and Section 15 Filed

2005-10-27 - PAPER RECEIVED

2005-09-12 - PAPER RECEIVED

2005-04-19 - Section 8 (6-year) and Section 15 Filed

2005-07-30 - Assigned To Paralegal

2005-04-19 - TEAS Section 8 & 15 Received

2005-04-19 - TEAS Change Of Owner Address Received

2000-03-14 - Registered - Principal Register

1999-12-21 - Published for opposition

1999-11-19 - Notice of publication

1999-09-30 - Approved for Pub - Principal Register (Initial exam)

1999-09-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David M. Carter

Correspondent

DAVID M. CARTER

CARTER & SCHNEDLER, & MONTEITH, P.A.

56 CENTRAL AVENUE, SUITE 101

P.O. BOX 2985

ASHEVILLE NC 28802

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 12:18:24 ET

Serial Number: 75017089 Assignment Information

Registration Number: 2235995

Mark (words only): DIRECT STREAM DIGITAL

Standard Character claim: No

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

Date of Status: 2005-04-14

Filing Date: 1995-11-09

Transformed into a National Application: No

Registration Date: 1999-03-30

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: 830 -Post Registration

Date In Location: 2005-04-14

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

1. Sony Kabushiki Kaisha

Address:

Sony Kabushiki Kaisha
7-35 Kitashinagawa 6-chome Shinagawa-ku
Tokyo
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

blank digital audio discs and prerecorded digital audio discs featuring music, cinema, sports, music and language education lessons; digital audio disc players

Basis: 1(a)

First Use Date: 1998-11-06

First Use in Commerce Date: 1998-11-06

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-04-14 - Section 8 (6-year) accepted & Section 15 acknowledged
2005-04-14 - Assigned To Paralegal
2005-03-08 - Section 8 (6-year) and Section 15 Filed
2005-03-08 - TEAS Section 8 & 15 Received
1999-03-30 - Registered - Principal Register
1999-01-19 - Allowed for Registration - Principal Register (SOU accepted)
1999-01-14 - Assigned To Examiner
1999-01-07 - Statement of use processing complete
1998-12-14 - Amendment to Use filed
1998-06-16 - Extension 2 granted
1998-06-16 - Extension 2 filed
1998-02-21 - Extension 1 granted
1998-01-08 - Extension 1 filed
1997-07-08 - Notice of allowance - mailed
1997-04-15 - Published for opposition
1997-03-14 - Notice of publication
1997-02-12 - Approved for Pub - Principal Register (Initial exam)
1996-11-20 - Communication received from applicant
1996-05-23 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JAMES C. WRAY

Correspondent

JAMES C. WRAY

JAMES C. WRAY

1493 CHAIN BRIDGE ROAD, SUITE 300

MCLEAN, VA 22101

Domestic Representative

Robert B.G. Horowitz

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 412

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 12:18:36 ET

Serial Number: 75304855 Assignment Information

Registration Number: 2348941

Mark (words only): DIGIMAX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2000-05-09

Filing Date: 1997-06-06

Transformed into a National Application: No

Registration Date: 2000-05-09

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: 830 -Post Registration

Date In Location: 2005-10-05

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

1. Samsung Opto-Electronics America, Inc.

Address:

Samsung Opto-Electronics America, Inc.
40 Seaview Drive
Secaucus, NJ 07094
United States

Legal Entity Type: Corporation

State or Country of Incorporation: New Jersey

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

digital cameras for personal use

Basis: 1(a)

First Use Date: 1999-07-29

First Use in Commerce Date: 1999-07-29

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-08-02 - Section 7 amendment issued
2005-06-21 - Section 8 (6-year) and Section 15 Filed
2005-06-21 - PAPER RECEIVED
2005-04-12 - Assigned To Paralegal
2005-01-28 - Section 7 amendment filed
2005-01-28 - PAPER RECEIVED
2000-05-09 - Registered - Principal Register
2000-03-12 - Allowed for Registration - Principal Register (SOU accepted)
2000-03-06 - Assigned To Examiner
2000-03-01 - Statement of use processing complete
2000-03-01 - Extension 3 granted
1999-12-15 - Amendment to Use filed
1999-12-15 - Extension 3 filed
1999-07-19 - Extension 2 granted
1999-06-16 - Extension 2 filed
1999-01-20 - Extension 1 granted
1998-12-16 - Extension 1 filed
1998-06-16 - Notice of allowance - mailed
1998-03-24 - Published for opposition
1998-03-24 - Published for opposition
1998-02-20 - Notice of publication

1998-01-27 - Approved for Pub - Principal Register (Initial exam)

1998-01-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

EUGENE M LEE

Correspondent

EUGENE M LEE

LEE STERBA & MORSE, P.C.

1101 WILSON BLVD

SUITE 2000

ARLINGTON, VA 22209

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 413

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 12:18:48 ET

Serial Number: 75046743 Assignment Information

Registration Number: 2060764

Mark

DIGITAL FUSION

(words only): DIGITAL FUSION

Standard Character claim: No

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

Date of Status: 2004-01-08

Filing Date: 1996-01-22

Transformed into a National Application: No

Registration Date: 1997-05-13

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: 830 -Post Registration

Date In Location: 2005-04-27

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

1. New York Production & Design Pty. Ltd.

Address:

New York Production & Design Pty. Ltd.
c/o Faber & Faber, P.C. 3900 E. Mexico Ave., #770
Denver, CO 80210
United States

Legal Entity Type: PROPRIETARY LIMITED COMPANY

State or Country Where Organized: Australia

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer software used primarily in the film, video and multi-media areas as a non-linear editing and post production tool which allow compositing of images and generating special effects using digital technology

Basis: 1(a)

First Use Date: 1995-06-00

First Use in Commerce Date: 1995-06-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

01.15.02 - Electricity; Lightning; Sparks (jagged lines)

26.11.21 - Rectangles that are completely or partially shaded

26.17.07 - Heat, lines depicting; Lines depicting speed, propulsion, heat or wind; Propulsion, lines depicting; Speed, lines depicting; Wind, lines depicting

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-03-04 - Section 7 amendment issued

2004-10-27 - Section 7 amendment filed

2004-10-27 - PAPER RECEIVED

2004-01-08 - Section 8 (6-year) accepted & Section 15 acknowledged

2003-11-04 - Section 8 (6-year) and Section 15 Filed

2003-11-03 - TEAS Section 8 & 15 Received

1997-05-13 - Registered - Principal Register

1997-02-18 - Published for opposition

1997-01-17 - Notice of publication

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

1996-10-04 - Communication received from applicant

1996-08-19 - Non-final action mailed

1996-07-30 - Assigned To Examiner

1996-07-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE H MEIER

Correspondent

LAWRENCE H MEIER

DOWNS RACHLIN MARTIN PLLC

199 MAIN ST 6TH FLOOR

BURLINGTON VT 05401

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 414

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 12:19:05 ET

Serial Number: 75581360 Assignment Information

Registration Number: 2583899

Mark (words only): SOFTDVD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-18

Filing Date: 1998-11-02

Transformed into a National Application: No

Registration Date: 2002-06-18

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: 2003-06-10

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

1. MGI SOFTWARE CORPORATION

Address:

MGI SOFTWARE CORPORATION
50 WEST PEARCE STREET
RICHMOND HILL, ONTARIO L4B 1E3
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

SOFTWARE FOR DECODING DIGITAL VIDEO DISCS

Basis: 1(a)

First Use Date: 1997-09-01

First Use in Commerce Date: 1997-09-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-04-19 - Assignment Of Ownership Not Updated Automatically
2006-04-19 - Assignment Of Ownership Not Updated Automatically
2005-04-01 - TEAS Change Of Correspondence Received
2003-07-29 - TEAS Change Of Correspondence Received
2002-10-07 - PAPER RECEIVED
2002-06-18 - Registered - Supplemental Register
2002-03-14 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2002-02-27 - Examiner's amendment mailed
2002-02-26 - Previous allowance count withdrawn
2001-11-30 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2001-08-22 - Communication received from applicant
2001-08-22 - Communication received from applicant
2001-08-02 - Final refusal mailed
2001-07-12 - Petition To Revive-Granted
2000-11-27 - Petition To Revive-Received
2000-09-25 - Abandonment - Failure To Respond Or Late Response
2000-01-07 - Non-final action mailed
1999-11-18 - Communication received from applicant
1999-05-13 - Non-final action mailed
1999-05-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LORI N. BOATRIGHT

Correspondent

Allyn Taylor
DLA Piper Rudnick Gray Cary US LLP
2000 University Avenue
East Palo Alto CA 94303-2248
Phone Number: 650-833-2170
Fax Number: 650-833-2001

Domestic Representative

LORI N. BOATRIGHT

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 415

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 12:19:18 ET

Serial Number: 75784548 Assignment Information

Registration Number: 2478518

Mark (words only): CITRIX DIGITAL INDEPENDENCE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-14

Filing Date: 1999-08-25

Transformed into a National Application: No

Registration Date: 2001-08-14

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: 2001-08-27

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

1. Citrix Systems, Inc.

Address:

Citrix Systems, Inc.
6400 NW Sixth Way
Fort Lauderdale, FL 33309
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer operating system software to deploy, manage and access applications

Basis: 1(a)

First Use Date: 1999-00-00

First Use in Commerce Date: 1999-00-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):
1685759

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-03-23 - TEAS Change Of Correspondence Received
2005-03-28 - TEAS Change Of Correspondence Received
2004-08-25 - TEAS Change Of Correspondence Received
2001-08-14 - Registered - Principal Register
2001-05-02 - Allowed for Registration - Principal Register (SOU accepted)
2001-04-09 - Non-final action mailed
2001-04-04 - Assigned To Examiner
2001-04-01 - Statement of use processing complete
2001-02-28 - Amendment to Use filed
2000-08-29 - Notice of allowance - mailed
2000-06-06 - Published for opposition
2000-05-05 - Notice of publication
2000-03-22 - Approved for Pub - Principal Register (Initial exam)
2000-03-07 - Examiner's amendment mailed
2000-02-17 - Non-final action mailed
2000-02-17 - Assigned To Examiner
2000-01-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Deborah J. Peckham

Correspondent

Elizabeth A. Walker

Kirkpatrick & Lockhart Nicholson Graham

State Street Financial Center

One Lincoln Street

Boston MA 02111

Phone Number: 617-261-3100

Fax Number: 617-261-3175

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 416

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 12:19:30 ET

Serial Number: 75255815 Assignment Information

Registration Number: 2200496

Mark (words only): DIGITIVITY

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2005-07-30

Filing Date: 1997-03-12

Transformed into a National Application: No

Registration Date: 1998-10-27

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 1998-11-10

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

1. DIGITIVITY, INC.

Address:
DIGITIVITY, INC.
4410 EL CAMINO REAL, SUITE 107
LOS ALTOS, CA 94022
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Section 8 - Cancelled
computer software, and manuals sold as a unit, used to maintain security of computer networks
Basis: 1(a)
First Use Date: 1997-06-26
First Use in Commerce Date: 1997-06-26

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-03-23 - TEAS Change Of Correspondence Received
2005-07-30 - Canceled Section 8 (6-year)
2005-03-28 - TEAS Change Of Correspondence Received
2004-08-25 - TEAS Change Of Correspondence Received
1998-10-27 - Registered - Principal Register
1998-08-25 - Allowed for Registration - Principal Register (SOU accepted)
1998-08-01 - Assigned To Examiner
1998-07-16 - Statement of use processing complete
1998-07-16 - Extension 1 granted
1998-06-29 - Amendment to Use filed
1998-06-29 - Extension 1 filed
1998-03-10 - Notice of allowance - mailed
1997-12-16 - Published for opposition
1997-11-14 - Notice of publication
1997-09-25 - Approved for Pub - Principal Register (Initial exam)
1997-09-23 - Assigned To Examiner
1997-06-24 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ANDREW P BRIDGES

Correspondent

Latest Status Info

Elizabeth A. Walker
Kirkpatrick & Lockhart Nicholson Graham
State Street Financial Center
One Lincoln Street
Boston MA 02111
Phone Number: 617-261-3100
Fax Number: 617-261-3175
