

BULKY DOCUMENTS

(exceeds 300 pages)

Proceeding/Serial No: 91163719

Filed: 1-18-07

Title: To Applicants Notice of Reliance

Part 2 of 11

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 10:05:50 ET

Serial Number: 78113550 Assignment Information

Registration Number: 2776877

Mark (words only): DIGIVERB

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-21

Filing Date: 2002-03-08

Transformed into a National Application: No

Registration Date: 2003-10-21

Register: Principal

Law Office Assigned: LAW OFFICE 116

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-10-27

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

1, Harman International Industries, Incorporated

Address:
Harman International Industries, Incorporated
8500 Balboa Blvd.
Northridge, CA 91329
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware
Phone Number: (818) 895-8120
Fax Number: (818) 920-0677

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electronic audio signal processors and sound modification units for use with musical instruments
Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-10-21 - Registered - Principal Register
- 2003-08-15 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-08-11 - Assigned To Examiner
- 2003-08-08 - Case File In TICRS
- 2003-07-28 - Statement of use processing complete
- 2003-06-23 - Amendment to Use filed
- 2003-06-23 - PAPER RECEIVED
- 2002-12-24 - Notice of allowance - mailed
- 2002-10-01 - Published for opposition
- 2002-09-11 - Notice of publication
- 2002-06-28 - Approved for Pub - Principal Register (Initial exam)
- 2002-06-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Robert P. Hart

Correspondent
ROBERT P. HART
HARMAN INTERNATIONAL INDUSTRIES, INCORP
8500 BALBOA BLVD.
NORTHRIDGE CA 91329
Phone Number: (818) 895-8120
Fax Number: (818) 920-0677

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 101

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 10:06:02 ET

Serial Number: 78151243 Assignment Information

Registration Number: 2772717

Mark (words only): DIGITRAVELER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-07

Filing Date: 2002-08-06

Transformed into a National Application: No

Registration Date: 2003-10-07

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: 2003-10-16

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

1. TRS Quality, Inc.

Address:

TRS Quality, Inc.
100 Throckmorton Suite 1700
Fort Worth, TX 76107
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: (817) 415-3750

Fax Number: (817) 415-6593

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

portable navigation system consisting of a Global Positioning System (GPS) receiver, software and connecting cables to connect with a laptop or handheld computer that shows the position of a vehicle real time on the screen and used the

<http://tarr.uspto.gov/servlet/tarr?regser=registration&entry=2772717&action=Request+Status>

1/16/2007

computer's speakers to give verbal directions to destinations

Basis: 1(a)

First Use Date: 2002-10-01

First Use in Commerce Date: 2002-10-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-15 - Review Of Correspondence Complete

2004-09-30 - PAPER RECEIVED

2003-10-07 - Registered - Principal Register

2003-08-19 - Allowed for Registration - Principal Register (SOU accepted)

2003-08-12 - Assigned To Examiner

2003-08-11 - Case File In TICRS

2003-06-16 - Statement of use processing complete

2003-06-16 - Amendment to Use filed

2003-06-16 - PAPER RECEIVED

2003-05-27 - Notice of allowance - mailed

2003-03-04 - Published for opposition

2003-02-12 - Notice of publication

2003-01-09 - Approved for Pub - Principal Register (Initial exam)

2003-01-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

J. Christian Angle

Correspondent

J. Christian Angle

RadioShack

Latest Status Info

100 Throckmorton

Suite 1700

Fort Worth TX

Phone Number: (817) 415-3750

Fax Number: (817) 415-6593

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 102

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 10:06:14 ET

Serial Number: 78134517 Assignment Information

Registration Number: 2753025

Mark (words only): DIGITAL EMPLOYEES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-19

Filing Date: 2002-06-10

Transformed into a National Application: No

Registration Date: 2003-08-19

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: 2003-08-26

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

1. International SoftDevices Corporation

Address:

International SoftDevices Corporation
1219 Townsend Terrace
Sunnyvale, CA 94087
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

Phone Number: 408-569-8398

Fax Number: 408-980-9700

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software that can be downloaded online, namely, software agents that allow users to manage specific user-defined operational processes within the software, such as applications, and the interrelationships between those

Latest Status Info

processes, for use in a wide variety of industries

Basis: 1(a)

First Use Date: 2002-06-05

First Use in Commerce Date: 2002-06-05

International Class: 042

Class Status: Active

Providing temporary use of non-downloadable computer software, namely, software agents that allow users to manage specific user-defined operational processes within the software, such as applications, and the interrelationships between those processes, for use in a wide variety of industries

Basis: 1(a)

First Use Date: 2002-06-05

First Use in Commerce Date: 2002-06-05

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-08-19 - Registered - Principal Register

2003-05-27 - Published for opposition

2003-05-07 - Notice of publication

2003-03-24 - Approved for Pub - Principal Register (Initial exam)

2003-03-24 - EXAMINERS AMENDMENT E-MAILED

2002-10-15 - Non-final action mailed

2002-09-27 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

International SoftDevices Corporation
1219 Townsend Terrace
Sunnyvale CA 94087
Phone Number: 408-569-8398
Fax Number: 408-980-9700

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 **103**

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 10:06:31 ET

Serial Number: 78131891 Assignment Information

Registration Number: 2707218

Mark



(words only): GENERATIONS AUTOMATIC DIGITIZING SOFTWARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-15

Filing Date: 2002-05-29

Transformed into a National Application: No

Registration Date: 2003-04-15

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-18

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

1. Notcina Corporation

Address:

Notcina Corporation
250 Fox Hill Road
St. Charles, MO 63301
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Missouri

Phone Number: 314-308-4280

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for digitizing and converting images to stitches, for use in home embroidery machines

Basis: 1(a)

First Use Date: 2002-05-29

First Use in Commerce Date: 2002-05-29

ADDITIONAL INFORMATION

Disclaimer: "automatic digitizing software"

Design Search Code(s):

09.01.01 - Fringes, yarn/thread; Thread; Wool; Yarn

09.09.01 - Crochet hooks; Hooks, crochet; Needles, sewing and knitting; Pins, safety; Pins, sewing (straight); Safety pins

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-09-07 - Review Of Correspondence Complete

2004-02-17 - PAPER RECEIVED

2003-04-15 - Registered - Principal Register

2003-01-21 - Published for opposition

2003-01-01 - Notice of publication

2002-10-22 - Approved for Pub - Principal Register (Initial exam)

2002-10-08 - Examiner's amendment mailed

2002-09-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Notcina Corporation

250 Fox Hill Road

St. Charles MO 63301

Phone Number: 314-308-4280

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

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

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

EXHIBIT 104

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 10:22:52 ET

Serial Number: 78127595 Assignment Information

Registration Number: 2769209

Mark



(words only): DK DIGITAL KEYSTONE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-30

Filing Date: 2002-05-09

Transformed into a National Application: No

Registration Date: 2003-09-30

Register: Principal

Law Office Assigned: LAW OFFICE 116

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-12-04

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

1. Digital Keystone, Inc.

Address:
Digital Keystone, Inc.
1975 W. EL Camino Real #306
Mountain View, CA 94040
United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 510-360-2357

Fax Number: 510-2

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

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

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

EXHIBIT 105

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 10:23:04 ET

Serial Number: 78125221 Assignment Information

Registration Number: 2686771

Mark (words only): DIGITAL REASONING

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2002-04-30

Transformed into a National Application: No

Registration Date: 2003-02-11

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: 2003-03-19

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

1. Unetworks, Inc.

Address:

Unetworks, Inc.
337 Rio Rd. West
Charlottesville, VA 22901
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Virginia

Phone Number: (434) 974-6030

Fax Number: (434) 974-9661

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Software using an inductive inference engine for use in knowledge processing for use in multiple industries and government

Basis: 1(a)

First Use Date: 2001-04-01

First Use in Commerce Date: 2001-05-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-11 - Registered - Principal Register

2002-11-19 - Published for opposition

2002-10-30 - Notice of publication

2002-09-19 - Approved for Pub - Principal Register (Initial exam)

2002-09-16 - Examiner's amendment mailed

2002-09-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Unetworks, Inc.

337 Rio Rd. West

Charlottesville VA 22901

Phone Number: (434) 974-6030

Fax Number: (434) 974-9661

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

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

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

EXHIBIT 106

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 10:23:19 ET

Serial Number: 78114381 Assignment Information

Registration Number: 2669334

Mark

DigiClam

(words only): DIGICLAM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-31

Filing Date: 2002-03-12

Transformed into a National Application: No

Registration Date: 2002-12-31

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-02-13

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

1. Y-VAMP Corp.

Address:
Y-VAMP Corp.
100 THE EAST MALL,UNIT 8
Toronto, Ontario M8Z 5X2
Canada
Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: (416)255-5558

Fax Number: (416)255-9666

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL VIDEO RECORDER

Basis: 1(a)

First Use Date: 2001-04-24

First Use in Commerce Date: 2001-10-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

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

2002-07-09 - Approved for Pub - Principal Register (Initial exam)

2002-07-09 - Section 44(d) claim - Deleted

2002-07-03 - Communication received from applicant

2002-06-30 - Non-final action e-mailed

2002-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Arthur Kordon

61 N BACHELOR BUTTON

Lake Jackson TX 77566

Phone Number: (979)285-0987

Fax Number: (416)255-9666

Domestic Representative

Arthur Kordon

Phone Number: (979)285-0987

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 107

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 10:23:35 ET

Serial Number: 78114343 Assignment Information

Registration Number: 2675211

Mark (words only): DIGICOP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-01-14

Filing Date: 2002-03-12

Transformed into a National Application: No

Registration Date: 2003-01-14

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: 900 -File Repository (Franconia)

Date In Location: 2003-03-03

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

1. Y-VAMP Corp.

Address:

Y-VAMP Corp.
100 The East Mall, Unit 8
Toronto, Ontario M8Z 5X2
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: (416)255-5558

Fax Number: (416)255-9666

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL VIDEO RECORDER

Basis: 1(a)

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

ADDITIONAL INFORMATION

Foreign Application Number: 1132886**Country:** Canada**Foreign Filing Date:** 2002-03-08

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-01-14 - Registered - Principal Register

2002-10-22 - Published for opposition

2002-10-02 - Notice of publication

2002-08-02 - Approved for Pub - Principal Register (Initial exam)

2002-08-02 - Section 44(d) claim - Deleted

2002-08-02 - EXAMINERS AMENDMENT E-MAILED

2002-08-01 - Previous allowance count withdrawn

2002-08-01 - Assigned To Examiner

2002-07-28 - Approved for Pub - Principal Register (Initial exam)

2002-07-28 - Amendment to Use approved

2002-07-19 - Communication received from applicant

2002-07-18 - Amendment to use processing complete

2002-07-12 - Amendment to Use filed

2002-07-15 - Communication received from applicant

2002-07-12 - TEAS Amendment of Use Received

2002-07-09 - Communication received from applicant

2002-07-09 - Letter of suspension e-mailed

2002-06-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Arthur Kordon
61 N Bachelor Button
Lake Jackson TX 77566
Phone Number: (979)285-0987
Fax Number: (416)255-9666

Domestic Representative

Arthur Kordon
Phone Number: (979)285-0987

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 108

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 10:23:57 ET

Serial Number: 78108561 Assignment Information

Registration Number: 2727167

Mark (words only): DIGICOMP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-17

Filing Date: 2002-02-13

Transformed into a National Application: No

Registration Date: 2003-06-17

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: 2003-06-23

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

1. Digicomp Research Corporation

Address:
Digicomp Research Corporation
930 Danby Road
Ithaca, NY 14850
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New York
Phone Number: 607-273-5900

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software, namely, surveillance and radar/remote sensor data analysis, display and control software, radar signal analysis programs, computer programs for military and government use, namely, air defense, air traffic control, electronic counter measures, electronic support measures, image processing, graphical user interface programs,

programs for geographical mapping, facilities management, and geographical information systems; computer hardware, namely, specialized computers and boards therefor, interface hardware for radar and remote sensor applications, computers for military use

Basis: 1(a)

First Use Date: 1975-03-17

First Use in Commerce Date: 1976-01-01

International Class: 041

Class Status: Active

Computer software training services for others

Basis: 1(a)

First Use Date: 1975-03-17

First Use in Commerce Date: 1976-01-01

International Class: 042

Class Status: Active

Computer software and hardware development, systems integration and programming, all for others; computer software consultation services, namely, analysis of the safety of software for surveillance, air defense, air traffic control, perimeter defense, electronic counter and support measures, and software safety analysis of weapon control, air defense and air traffic control systems

Basis: 1(a)

First Use Date: 1975-03-17

First Use in Commerce Date: 1976-01-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-19 - TEAS Change Of Correspondence Received

2003-06-17 - Registered - Principal Register

2003-03-25 - Published for opposition

2003-03-05 - Notice of publication

2003-02-03 - Approved for Pub - Principal Register (Initial exam)

2003-01-23 - EXAMINERS AMENDMENT E-MAILED

2003-01-06 - Communication received from applicant

2002-07-06 - Non-final action e-mailed

2002-06-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

THOMAS T AQUILLA

Correspondent

Michael F. Brown

Brown & Michaels, PC

400 M&T Bank Building 118 North Tioga St

Ithaca NY 14850

Phone Number: 607-256-2000

Fax Number: 607-256-3628

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 109

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 10:24:09 ET

Serial Number: 78101182 Assignment Information

Registration Number: 2705500

Mark (words only): DIGI-DOG

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-08

Filing Date: 2002-01-07

Transformed into a National Application: No

Registration Date: 2003-04-08

Register: Principal

Law Office Assigned: LAW OFFICE 110

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-08

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

1. Electronic Solutions Corp.

Address:
Electronic Solutions Corp.
52188 VAN DYKE - SUITE 310
SHELBY TWP., MI 48316
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Michigan
Phone Number: (586) 803-1622
Fax Number: (586) 803-1623

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electronic Motor Switches for Switching off Motors
Basis: 1(a)

First Use Date: 2002-01-08

First Use in Commerce Date: 2002-04-27

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-04-08 - Registered - Principal Register
- 2003-02-07 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-02-05 - Assigned To Examiner
- 2003-02-03 - Statement of use processing complete
- 2002-12-06 - Amendment to Use filed
- 2002-12-06 - TEAS Statement of Use Received
- 2002-12-06 - TEAS Change Of Correspondence Received
- 2002-11-19 - Notice of allowance - mailed
- 2002-08-27 - Published for opposition
- 2002-08-07 - Notice of publication
- 2002-04-19 - Approved for Pub - Principal Register (Initial exam)
- 2002-04-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Brian Mabee
 Electronic Solutions Corp.
 50663 Wing Drive
 Shelby Township MI 48315
 Phone Number: (586) 532-7400
 Fax Number: (586) 532-7500

OPPOSITION NO. 91163719

Serial No. 76/561,585

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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DIGI INTERNATIONAL INC.)	MARK: DIGIPOS
)	
Opposer)	
)	
v.)	
)	
DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT 110

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 10:50:38 ET

Serial Number: 78075480 Assignment Information

Registration Number: 2704637

Mark



(words only): PITTSBURGH DIGITAL AUDIO ENGINEERING

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-08

Filing Date: 2001-07-24

Transformed into a National Application: No

Registration Date: 2003-04-08

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-09

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

1. Pittsburgh Digital LLC

Address:
Pittsburgh Digital LLC
2530 Josephine Street
Pittsburgh, PA 15203
United States

Legal Entity Type: LLC

State or Country Where Organized: Pennsylvania

Phone Number: 412-243-6125

Fax Number: 412-243-6433

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic computer chips encoded with software for operating audio devices

Basis: 1(a)

First Use Date: 1997-07-21

First Use in Commerce Date: 1997-07-21

International Class: 042

Class Status: Active

Hardware and software engineering design for others in the field of audio and musical products; Computer hardware development; Computer programming for others; Computer software design for others

Basis: 1(a)

First Use Date: 1997-07-21

First Use in Commerce Date: 1997-07-21

ADDITIONAL INFORMATION

Disclaimer: "PITTSBURGH DIGITAL AUDIO ENGINEERING"

Design Search Code(s):

07.03.25 - Aquariums (buildings); Convention hall; Hospitals; Libraries, public libraries; Schools; Wash, car (commercial)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-04-08 - Registered - Principal Register

2003-01-14 - Published for opposition

2002-12-25 - Notice of publication

2002-11-24 - Approved for Pub - Principal Register (Initial exam)

2002-11-18 - Previous allowance count withdrawn

2002-09-23 - Approved for Pub - Principal Register (Initial exam)

2002-08-16 - Communication received from applicant

2002-08-16 - PAPER RECEIVED

Latest Status Info

2002-05-07 - Final refusal mailed
2002-03-25 - Communication received from applicant
2002-03-18 - Communication received from applicant
2002-03-18 - PAPER RECEIVED
2001-10-15 - Non-final action mailed
2001-09-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

PITTSBURGH DIGITAL
2530 JOSEPHINE STREET
PITTSBURGH PA 15203
Phone Number: 412-243-6125
Fax Number: 412-243-6433

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 III

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 10:50:49 ET

Serial Number: 78074689 Assignment Information

Registration Number: 2606064

Mark (words only): DIGI PRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-06

Filing Date: 2001-07-19

Transformed into a National Application: No

Registration Date: 2002-08-06

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: 900 -File Repository (Franconia)

Date In Location: 2003-06-09

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

1. Cecom Electronics, Inc., division of Absolute Process Instruments, Inc.

Address:

Cecom Electronics, Inc., division of Absolute Process Instruments, Inc.
1220 American Way
Libertyville, IL 60048
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

Phone Number: 847-918-3520

Fax Number: 847-327-9697

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Pressure Gauges

Basis: 1(a)

First Use Date: 2001-09-10

First Use in Commerce Date: 2001-09-10

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-08-06 - Registered - Principal Register
 - 2002-06-05 - Allowed for Registration - Principal Register (SOU accepted)
 - 2002-05-22 - Statement of use processing complete
 - 2002-05-22 - Amendment to Use filed
 - 2002-05-22 - TEAS Statement of Use Received
 - 2002-02-05 - Notice of allowance - mailed
 - 2001-11-13 - Published for opposition
 - 2001-10-24 - Notice of publication
 - 2001-09-20 - Approved for Pub - Principal Register (Initial exam)
 - 2001-09-07 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CECOMP ELECTRONICS, INC.
 1220 AMERICAN WAY
 Libertyville IL 60048
 Phone Number: 847-918-3520
 Fax Number: 847-327-9697

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 112

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 10:51:02 ET

Serial Number: 78069369 Assignment Information

Registration Number: 2578851

Mark (words only): DIGI-STIX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-11

Filing Date: 2001-06-15

Transformed into a National Application: No

Registration Date: 2002-06-11

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: 2002-07-02

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

1. Jazz Photo Corporation

Address:
Jazz Photo Corporation
600 Blair Road
Carteret, NJ 07008
United States

Legal Entity Type: Corporation
State or Country of Incorporation: New Jersey
Phone Number: 732-499-7945
Fax Number: 732-499-7348

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Photographic cameras
Basis: 1(a)

First Use Date: 2000-05-01**First Use in Commerce Date:** 2000-05-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-09 - Attorney Revoked And/Or Appointed
2006-06-09 - TEAS Revoke/Appoint Attorney Received
2006-03-25 - TEAS Change Of Correspondence Received
2002-06-11 - Registered - Principal Register
2002-03-19 - Published for opposition
2002-02-27 - Notice of publication
2001-12-05 - Approved for Pub - Principal Register (Initial exam)
2001-09-10 - Communication received from applicant
2001-09-04 - Non-final action mailed
2001-08-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James Reisman

Correspondent

James Reisman

GOTTLIEB RACKMAN & REISMAN PC

270 Madison Avenue

New York NY 10016

Phone Number: 212 684 3900

Fax Number: 212 384 3999

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 113

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 10:51:13 ET

Serial Number: 78065162 Assignment Information

Registration Number: 2591706

Mark



(words only): DIGITAL PLUS BY LENZ

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-09

Filing Date: 2001-05-23

Transformed into a National Application: No

Registration Date: 2002-07-09

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-07-15

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

1. Lenz Elektronik, GmbH

Address:
Lenz Elektronik, GmbH
Huttenbergstrasse 29
Allendorf 35398
Fed Rep Germany

Legal Entity Type: Corporation

State or Country of Incorporation: Fed Rep Germany

Phone Number: 011-49-6403-90010

Fax Number: 011-49-6403-900155

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

electronic controls for model railways

Basis: 1(a), 44(e)

First Use Date: 1999-03-04

First Use in Commerce Date: 1999-03-04

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.17.05 - Bands, horizontal; Bars, horizontal; Horizontal line(s), band(s) or bar(s); Lines, horizontal

Foreign Registration Number: 39912469

Foreign Registration Date: 1999-05-20

Country: Fed Rep Germany

Foreign Expiration Date: 2009-03-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-09 - Registered - Principal Register

2002-04-16 - Published for opposition

2002-03-27 - Notice of publication

2002-01-26 - Approved for Pub - Principal Register (Initial exam)

2001-12-14 - Communication received from applicant

2001-08-20 - Non-final action mailed

2001-08-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

DEBORAH P. AMES

LENZ AGENCY OF NORTH AMERICA

Latest Status Info

8 HIGATE RD
CHELMSFORD MA 01824-4412
Phone Number: 978-250-1494
Fax Number: 978-455-5369

Domestic Representative

Deborah P. Ames
Phone Number: 978-250-1494
Fax Number: 978-455-5369

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 114

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 10:51:24 ET

Serial Number: 78060427 Assignment Information

Registration Number: 2550169

Mark (words only): DIGITAL CARDIO SIGNATURES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-03-19

Filing Date: 2001-04-25

Transformed into a National Application: No

Registration Date: 2002-03-19

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: 2002-03-26

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

1. Innovative Diagnostics International, Inc.

Address:
Innovative Diagnostics International, Inc.
2832 S.W. Bertha Blvd
Portland, OR 97201
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Oregon
Phone Number: (503) 294-7070
Fax Number: (253) 595-2382

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software for recording heart sounds
Basis: 1(a)

First Use Date: 2001-04-01

First Use in Commerce Date: 2001-05-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL CARDIO"

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
 - 2001-08-21 - Approved for Pub - Principal Register (Initial exam)
 - 2001-08-16 - Examiner's amendment mailed
 - 2001-08-07 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
 INNOVATIVE DIAGNOSTICS INTERNATIONAL INC
 2832 SW BERTHA BLVD
 PORTLAND OR 97201-1104
 Phone Number: (503) 294-7070
 Fax Number: (253) 595-2382

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 115

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 10:51:40 ET

Serial Number: 78060211 Assignment Information

Registration Number: 2741772

Mark (words only): DIGITAL HOTCAKES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-29

Filing Date: 2001-04-25

Transformed into a National Application: No

Registration Date: 2003-07-29

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-08-04

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

1. Teeters, Diana, L

Address:
Teeters, Diana, L
3135 Green Terrace Rd.
Shreveport, LA 71118
United States

Legal Entity Type: Individual
Country of Citizenship: United States
Phone Number: 318-603-0239

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Compact discs, video tapes and dvds featuring 3d animations and moving background images for use in video editing and production
Basis: 1(a)

First Use Date: 2000-11-01

First Use in Commerce Date: 2000-11-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-07-29 - Registered - Principal Register
- 2003-05-06 - Published for opposition
- 2003-04-16 - Notice of publication
- 2003-02-25 - Approved for Pub - Principal Register (Initial exam)
- 2002-10-31 - Assigned To Examiner
- 2002-10-09 - Assigned To Examiner
- 2001-10-24 - Letter of suspension mailed
- 2001-09-17 - Communication received from applicant
- 2001-07-24 - Non-final action mailed
- 2001-07-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Teeters, Diana, L
3135 GREEN TERRACE RD
SHREVEPORT LA 71118-2919
Phone Number: 318-603-0239

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 116

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 10:51:53 ET

Serial Number: 78057546 Assignment Information

Registration Number: 2586992

Mark (words only): STREET ROD DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-06-25

Filing Date: 2001-04-09

Transformed into a National Application: No

Registration Date: 2002-06-25

Register: Supplemental

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: 2002-07-09

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

1. Hack, David M

Address:
Hack, David M
14241 NE Wood-Duvall Rd PMB101
Woodinville, WA 98072
United States
Legal Entity Type: Individual
Country of Citizenship: United States
Phone Number: 206.679.1135
Fax Number: 425.788.5615

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active

Networked control unit for the automotive and trucking industries that communicate with each other for controlling the functions of vehicles, namely, the windows, head lights, and turn signals, for providing navigation information by way

of a global positioning system, and for monitoring the operation of vehicles, namely, the engine, cooling system, transmission, and trailers

Basis: 1(a)

First Use Date: 1999-08-23

First Use in Commerce Date: 1999-08-23

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-06-25 - Registered - Supplemental Register
- 2002-03-04 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
- 2002-02-26 - Examiner's amendment mailed
- 2002-02-25 - Assigned To Examiner
- 2001-11-26 - Communication received from applicant
- 2001-08-02 - Non-final action mailed
- 2001-07-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
 DAVID M HACK
 WOOD DUVALL
 14241 NE WOOD DUVALL RD
 WOODINVILLE WA 98072-8564
 Phone Number: 206.679.1135
 Fax Number: 425.788.5615

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 **117**

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 10:52:03 ET

Serial Number: 78044645 Assignment Information

Registration Number: 2700308

Mark



UStec

DIGITAL
NETWORKING
SOLUTIONS

(words only): USTEC DIGITAL NETWORKING SOLUTIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-25

Filing Date: 2001-01-24

Transformed into a National Application: No

Registration Date: 2003-03-25

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-04-08

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

1. Upstate Systems tec Incorporated

Address:
Upstate Systems tec Incorporated
100 Rawson Road Suite 205
Victor, NY 14564
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

STRUCTURED WIRING SYSTEMS, NAMELY, HIGH BAND WIDTH WIRING, DUAL COAXIAL CABLE AND OUTLETS, AND RELATED COMPONENTS, NAMELY, SERVERS, BROADBAND AMPLIFIERS, MULTI-SWITCHES FOR SATELLITE TELEVISION, AND SURVEILLANCE PACKAGES COMPRISED OF INTERNAL AND EXTERNAL SECURITY CAMERAS AND VIDEO MODULATORS, POWER INJECTORS AND TRANSFORMERS, THAT ALLOW RESIDENTIAL CUSTOMERS TO NETWORK COMPUTERS AND ELECTRONICS PRODUCTS INTERNALLY AND PROVIDE ACCESS TO EXTERNAL ELECTRONIC COMMUNICATIONS

Basis: 1(a)

First Use Date: 1995-11-01

First Use in Commerce Date: 1995-11-01

ADDITIONAL INFORMATION

Disclaimer: "Digital Networking Solutions"

Design Search Code(s):

16.03.03 - Film, photographic; Reels, movie film; X-ray negatives

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

2002-10-30 - Approved for Pub - Principal Register (Initial exam)

2002-10-30 - Assigned To Examiner

2002-09-12 - Communication received from applicant

2002-09-12 - PAPER RECEIVED

2002-03-12 - Final refusal mailed

2001-12-26 - Communication received from applicant

2001-06-29 - Non-final action mailed

2001-06-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan Schultz Laluk

Correspondent

Susan Schultz Laluk

Boylan, Brown, Code, Vidgor & Wilson LLP

2400 Chase Square

Rochester NY 14604

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 118

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 10:52:14 ET

Serial Number: 78041301 Assignment Information

Registration Number: 2724102

Mark (words only): DIGITAL WIDGETS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-10

Filing Date: 2001-01-02

Transformed into a National Application: No

Registration Date: 2003-06-10

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-06-17

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

1. Gonzalez, Randy Joseph

Address:
Gonzalez, Randy Joseph
1 Shasta Court
Las Flores, CA 92688
United States

Legal Entity Type: Individual
Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in development of web-based client/server applications, specifically customizable software components that allow application developers simplified database access and input from a web server and simplified consistent output formatting to a web-based client computer

Basis: 1(a)

First Use Date: 1997-06-01

First Use in Commerce Date: 1997-06-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-06-10 - Registered - Principal Register
 - 2003-03-18 - Published for opposition
 - 2003-02-26 - Notice of publication
 - 2003-01-23 - Approved for Pub - Principal Register (Initial exam)
 - 2002-09-06 - Communication received from applicant
 - 2002-03-06 - Final refusal e-mailed
 - 2001-12-03 - Communication received from applicant
 - 2001-06-04 - Non-final action mailed
 - 2001-05-22 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
 RANDY J. GONZALEZ
 1 SHASTA CT
 RANCHO SANTA MARGARITA CA 92688-5545

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 119

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 10:52:26 ET

Serial Number: 78036162 Assignment Information

Registration Number: 2762788

Mark (words only): DIGITAL-1

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-09

Filing Date: 2000-11-21

Transformed into a National Application: No

Registration Date: 2003-09-09

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-09-15

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

1. McR Group, Inc.

Address:

McR Group, Inc.
4970 SW 52nd Street Suite 313
Fort Lauderdale, FL 33314
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Cable television components, namely coaxial cable splitters, distribution amplifiers, coaxial cable switches, matching transformers, and coaxial cable connectors, for use in the cable television industry

Basis: 1(a)

First Use Date: 2001-02-08

First Use in Commerce Date: 2001-02-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-03-06 - TEAS Change Of Correspondence Received
- 2003-09-09 - Registered - Principal Register
- 2003-07-15 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-07-15 - Assigned To Examiner
- 2003-07-14 - Case File In TICRS
- 2003-07-08 - Statement of use processing complete
- 2003-04-21 - Amendment to Use filed
- 2003-03-10 - Extension 1 granted
- 2002-12-18 - Extension 1 filed
- 2003-06-05 - Petition To Revive-Granted
- 2003-04-21 - Petition To Revive-Received
- 2003-04-21 - PAPER RECEIVED
- 2003-03-12 - Abandonment - No use statement filed
- 2002-06-18 - Notice of allowance - mailed
- 2002-03-26 - Published for opposition
- 2002-03-06 - Notice of publication
- 2002-01-10 - Approved for Pub - Principal Register (Initial exam)
- 2001-10-18 - Communication received from applicant
- 2001-10-18 - Communication received from applicant
- 2001-10-18 - Communication received from applicant

2001-05-07 - Non-final action mailed

2001-04-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CHRISTOPHER J. DAY

Correspondent

Christopher J. Day
Law Office of Christopher Day
Suite A-213
301 East Bethany Home Road
Phoenix AZ 85012
Phone Number: 602-258-4440
Fax Number: 602-258-4441

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 120

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 10:52:35 ET

Serial Number: 78036079 Assignment Information

Registration Number: 2605976

Mark (words only): DIGIVIEWER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-06

Filing Date: 2000-11-20

Transformed into a National Application: No

Registration Date: 2002-08-06

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: 2002-08-27

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

1. Belleful, David Lon

Address:

Belleful, David Lon
4139 Creekside Pass
Zionsville, IN 46077
United States

Legal Entity Type: Individual

Country of Citizenship: United States

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL ELECTRONIC BINOCULARS UTILIZING MOTORIZED ZOOM FUNCTIONS AND DIGITAL MAGNIFICATION TO FACILITATE THE VIEWING OF IMAGES

Basis: 1(a)

First Use Date: 2001-01-07

First Use in Commerce Date: 2001-06-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-08-06 - Registered - Principal Register
2002-05-17 - Allowed for Registration - Principal Register (SOU accepted)
2002-04-30 - Statement of use processing complete
2002-04-30 - Amendment to Use filed
2002-04-30 - TEAS Statement of Use Received
2001-10-30 - Notice of allowance - mailed
2001-08-07 - Published for opposition
2001-07-25 - Notice of publication
2001-05-01 - Approved for Pub - Principal Register (Initial exam)
2001-04-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
DAVID L BELLEFUIL
4139 CREEKSIDE PASS
ZIONSVILLE IN 46077-9288

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 121

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 10:52:46 ET

Serial Number: 78029633 Assignment Information

Registration Number: 2484064

Mark (words only): DIGITAL DENTAL OFFICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-08-28

Filing Date: 2000-10-07

Transformed into a National Application: No

Registration Date: 2001-08-28

Register: Supplemental

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-09-24

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

1. Dentrix Dental Systems, Inc.

Address:

Dentrix Dental Systems, Inc.
727 E Utah Valley Dr Suite 500
American Fork, UT 84003
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Utah

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Software that integrates multiple clinical and practice management applications within a dental office.; Software that integrates multiple clinical and practice management applications within a dental office.

Basis: 1(a)

First Use Date: 1999-11-27

First Use in Commerce Date: 1999-11-27

ADDITIONAL INFORMATION

Disclaimer: "DENTAL OFFICE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically
2002-12-16 - TEAS Change Of Correspondence Received
2001-08-28 - Registered - Supplemental Register
2001-07-04 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
2001-07-02 - Examiner's amendment mailed
2001-06-30 - Assigned To Examiner
2001-05-18 - Communication received from applicant
2001-03-29 - Non-final action mailed
2001-03-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Marya Lenn Yee, Esquire
Donovan & Yee, LLP
Suite 700
110 Greene Street
New York NY 10012
Phone Number: (212) 226-7700
Fax Number: (212) 226-1995

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 122

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 10:53:01 ET

Serial Number: 78026919 Assignment Information

Registration Number: 2563791

Mark (words only): DIGIOP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-23

Filing Date: 2000-09-20

Transformed into a National Application: No

Registration Date: 2002-04-23

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: 2002-05-06

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

1. General Solutions, Ltd.

Composed Of:

Story Management, LLC Texas Limited Liability Company

Address:

General Solutions, Ltd.
16223 Park Row Suite 180
Houston, TX 77084
United States

Legal Entity Type: Partnership

State or Country Where Organized: Texas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital Video Recorder

Basis: 1(a)

First Use Date: 2000-08-01

First Use in Commerce Date: 2000-08-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-04-23 - Registered - Principal Register
- 2002-01-29 - Published for opposition
- 2002-01-09 - Notice of publication
- 2001-09-21 - Approved for Pub - Principal Register (Initial exam)
- 2001-07-30 - Communication received from applicant
- 2001-03-19 - Non-final action mailed
- 2001-03-08 - Assigned To Examiner .

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

General Solutions, Ltd.
PARK
16223 PARK ROW STE 180
HOUSTON TX 77084-5137

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 10:53:12 ET

Serial Number: 78021620 Assignment Information

Registration Number: 2599514

Mark (words only): DIGIDART

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-07-23

Filing Date: 2000-08-17

Transformed into a National Application: No

Registration Date: 2002-07-23

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: 900 -File Repository (Franconia)

Date In Location: 2002-08-19

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

1. ADVANCED MEASUREMENT TECHNOLOGIES, INC.

Address:
ADVANCED MEASUREMENT TECHNOLOGIES, INC.
801 SOUTH ILLINOIS AVENUE
OAK RIDGE, TN 378300895
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electronic apparatus, namely, portable digital multichannel analyzers
Basis: 1(a)
First Use Date: 2001-02-20
First Use in Commerce Date: 2001-02-20

ADDITIONAL INFORMATION

Prior Registration Number(s):

2152061

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-07-23 - Registered - Principal Register

2002-06-18 - PAPER RECEIVED

2002-05-26 - Allowed for Registration - Principal Register (SOU accepted)

2002-02-12 - Assigned To Examiner

2002-02-09 - Statement of use processing complete

2001-12-31 - Amendment to Use filed

2001-07-17 - Notice of allowance - mailed

2001-04-24 - Published for opposition

2001-04-11 - Notice of publication

2001-02-12 - Approved for Pub - Principal Register (Initial exam)

2001-01-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Timothy H. Hiebert

Correspondent

Timothy H. Hiebert
Samuels, Gauthier & Stevens LLP
225 Franklin Street, Suite 3300
Boston MA 02110

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 124

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 10:53:27 ET

Serial Number: 78021182 Assignment Information

Registration Number: 2637311

Mark (words only): DIGITRAY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-15

Filing Date: 2000-08-14

Transformed into a National Application: No

Registration Date: 2002-10-15

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-11-19

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

1. PONICA INDUSTRIES CORP.

Address:
PONICA INDUSTRIES CORP.
125 KLUG CIRCLE
CORONA, CA 92880
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Optical disc tray used for storage
Basis: 1(a)
First Use Date: 1996-06-00
First Use in Commerce Date: 1996-06-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-10-15 - Registered - Principal Register
2002-07-22 - Allowed for Registration - Principal Register (SOU accepted)
2002-07-19 - Assigned To Examiner
2002-07-19 - Assigned To Examiner
2002-07-10 - Communication received from applicant
2002-04-10 - Letter of suspension mailed
2002-03-22 - Assigned To Examiner
2002-03-08 - Assigned To Examiner
2002-03-05 - Statement of use processing complete
2002-02-19 - Amendment to Use filed
2001-11-06 - Notice of allowance - mailed
2001-09-08 - Opposition terminated for Proceeding
2001-09-08 - Opposition dismissed for Proceeding
2001-06-08 - Opposition instituted for Proceeding
2001-05-30 - Opposition papers filed
2001-05-08 - Published for opposition
2001-04-25 - Notice of publication
2001-03-06 - Approved for Pub - Principal Register (Initial exam)
2001-02-23 - Examiner's amendment mailed
2001-01-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
DANTON K. MAK

Correspondent
DANTON K. MAK
SHELDON & MAK
225 SOUTH LAKE AVENUE SUITE 900
PASADENA CA 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.

Opposer

v.

DIGIPOS SYSTEMS INC.

Applicant

) MARK: DIGIPOS

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EXHIBIT 125

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 10:53:38 ET

Serial Number: 78019082 Assignment Information

Registration Number: 2615388

Mark (words only): DIGITAL MAGNET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-09-03

Filing Date: 2000-07-31

Transformed into a National Application: No

Registration Date: 2002-09-03

Register: Principal

Law Office Assigned: LAW OFFICE 102

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-09-13

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

1. Digital Magnet

Address:

Digital Magnet
105 Aster Place
Chapel Hill, NC 27516
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 marketing research

Basis: 1(a)

First Use Date: 2000-11-28

First Use in Commerce Date: 2000-11-28

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-09-03 - Registered - Principal Register
2002-06-11 - Published for opposition
2002-05-22 - Notice of publication
2002-03-25 - Approved for Pub - Principal Register (Initial exam)
2001-11-07 - Communication received from applicant
2001-07-03 - Non-final action mailed
2001-06-18 - Amendment to Use approved
2001-06-11 - Assigned To Examiner
2000-12-08 - Communication received from applicant
2001-05-16 - Amendment to use processing complete
2000-12-08 - Amendment to Use filed
2001-03-20 - Examiner's amendment mailed
2001-01-24 - Non-final action mailed
2000-12-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
Digital Magnet
105 Aster Place
Chapel Hill NC 27516

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 126

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 10:53:49 ET

Serial Number: 78017348 Assignment Information

Registration Number: 2647220

Mark (words only): DIGITWISE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-11-05

Filing Date: 2000-07-19

Transformed into a National Application: No

Registration Date: 2002-11-05

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: 2003-01-06

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

1. DIGITWISE COMMUNICATIONS, INC.

Address:

DIGITWISE COMMUNICATIONS, INC.

13110 102nd Lane NE #6

Kirkland, WA 98034

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer e-commerce software to allow users to perform electronic business transactions via a global computer network; Computer game software; Computer software development tools; Computer search engine software; Computer software for use in database management, for use as a spreadsheet, for word processing, for desktop publishing, in a wide variety of fields, that may be downloaded from a global computer network; data compression

software; website development software; educational software featuring instruction in computer programming, computer software design and development, website design and development

Basis: 1(a)

First Use Date: 2000-03-31

First Use in Commerce Date: 2000-10-05

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-11-05 - Registered - Principal Register
- 2002-08-07 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-06-17 - Communication received from applicant
- 2001-12-19 - Non-final action mailed
- 2001-12-12 - Assigned To Examiner
- 2001-12-04 - Statement of use processing complete
- 2001-11-22 - Amendment to Use filed
- 2001-06-05 - Notice of allowance - mailed
- 2001-03-13 - Published for opposition
- 2001-02-28 - Notice of publication
- 2000-12-18 - Approved for Pub - Principal Register (Initial exam)
- 2000-12-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
Marcin Sawicki
13110 102nd Lane NE #6
Kirkland WA 98034

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.)	
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DIGIPOS SYSTEMS INC.)	
Applicant)	

EXHIBIT **127**

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 10:53:59 ET

Serial Number: 78014717 Assignment Information

Registration Number: 2503327

Mark



(words only): DIGITAL FILM TOOLS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-30

Filing Date: 2000-06-28

Transformed into a National Application: No

Registration Date: 2001-10-30

Register: Supplemental

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2001-11-05

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

1. Digital Film Tools

Address:
Digital Film Tools
15335 Michael Crest Drive
Santa Clarita, CA 91351
United States
Legal Entity Type: Ltd Liab Co

State or Country Where Organized: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software to enhance the image processing capabilities of film, video and design applications namely for the seamless integration of graphics, still images and moving pictures

Basis: 1(a)

First Use Date: 2000-04-01

First Use in Commerce Date: 2000-06-09

ADDITIONAL INFORMATION

Design Search Code(s):

26.11.21 - Rectangles that are completely or partially shaded

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-30 - Registered - Supplemental Register

2001-08-26 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2001-06-26 - Communication received from applicant

2001-06-04 - Non-final action mailed

2001-01-16 - Communication received from applicant

2001-02-09 - Non-final action mailed

2000-12-01 - Non-final action mailed

2000-11-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Digital Film Tools
15335 Michael Crest Drive
Santa Clarita CA 91351

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 128

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 10:54:10 ET

Serial Number: 78010870 Assignment Information

Registration Number: 2533060

Mark (words only): DIGITAL PRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-22

Filing Date: 2000-06-01

Transformed into a National Application: No

Registration Date: 2002-01-22

Register: Principal

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-02-04

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

1. SONUS-USA, INC.

Address:
SONUS-USA, INC.
111 S.W. Fifth Avenue Suite 1620
Portland, OR 97204
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active
hearing aid batteries

Basis: 1(a)

First Use Date: 2001-09-01

First Use in Commerce Date: 2001-09-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2002-01-22 - Registered - Principal Register
2001-11-01 - Allowed for Registration - Principal Register (SOU accepted)
2001-10-12 - Statement of use processing complete
2001-09-25 - Amendment to Use filed
2001-03-27 - Notice of allowance - mailed
2001-01-02 - Published for opposition
2000-12-01 - Notice of publication
2000-11-03 - Approved for Pub - Principal Register (Initial exam)
2000-10-20 - Examiner's amendment mailed
2000-10-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Erich W. Merrill, Jr.

Correspondent

Erich W. Merrill, Jr.
3500 U.S. Bancorp Tower
111 S.W. Fifth Avenue
Portland OR 97204-3699

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 129

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 10:54:36 ET

Serial Number: 78006077 Assignment Information

Registration Number: 2491537

Mark (words only): DIGITAL CARTOGRAPHIC STUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-09-18

Filing Date: 2000-04-28

Transformed into a National Application: No

Registration Date: 2001-09-18

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: 2001-10-15

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

1. Intergraph Corporation

Address:
Intergraph Corporation
One Madison Industrial Park HQ034
Huntsville, AL 358940001
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer graphics software for publishing and producing geographic and non-geographic maps; and instruction manuals sold therewith
Basis: 1(a)
First Use Date: 2001-05-00

First Use in Commerce Date: 2001-05-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL CARTOGRAPHIC"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2007-01-10 - Assignment Of Ownership Not Updated Automatically
 - 2001-09-18 - Registered - Principal Register
 - 2001-06-11 - Allowed for Registration - Principal Register (SOU accepted)
 - 2001-06-05 - Statement of use processing complete
 - 2001-05-30 - Amendment to Use filed
 - 2001-02-27 - Notice of allowance - mailed
 - 2000-12-05 - Published for opposition
 - 2000-11-03 - Notice of publication
 - 2000-09-22 - Approved for Pub - Principal Register (Initial exam)
 - 2000-09-18 - Examiner's amendment mailed
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Edward M. Prince

Correspondent

Edward M. Prince
601 Pennsylvania Avenue, N.W.
North Building, 11th Floor
Washington DC 20004-2601

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 130

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 10:54:47 ET

Serial Number: 78004070 Assignment Information

Registration Number: 2503181

Mark (words only): DIGIGARMENT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2001-10-30

Filing Date: 2000-04-13

Transformed into a National Application: No

Registration Date: 2001-10-30

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: 900 -File Repository (Franconia)

Date In Location: 2001-11-05

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

1. DigiBits Interactive, Inc.

Address:
DigiBits Interactive, Inc.
7041 Koll Center Parkway Suite 148
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
Business software for performing apparel fitting in electronic commerce
Basis: 1(a)
First Use Date: 2001-07-25
First Use in Commerce Date: 2001-07-25

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2001-10-30 - Registered - Principal Register

2001-08-15 - Allowed for Registration - Principal Register (SOU accepted)

2001-08-09 - Statement of use processing complete

2001-07-26 - Amendment to Use filed

2001-01-30 - Notice of allowance - mailed

2000-11-07 - Published for opposition

2000-10-06 - Notice of publication

2000-08-28 - Approved for Pub - Principal Register (Initial exam)

2000-08-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert L. Taylor

Correspondent

ROBERT L. TAYLOR
JG PC BUSINESS & CORPORATE LAW
5000 HOPYARD RD STE 400
PLEASANTON CA 94588

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 131

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 10:54:59 ET

Serial Number: 76292813 Assignment Information

Registration Number: 2699585

Mark



(words only): DIGITALOGISTIX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-03-25

Filing Date: 2001-07-31

Transformed into a National Application: No

Registration Date: 2003-03-25

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: 2003-11-21

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

1. REDPRAIRIE CORPORATION

Address:
REDPRAIRIE CORPORATION
20700 Swenson Drive
Waukesha, WI 531860904
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 ACCOMPANYING USER MANUALS FOR USE IN CONNECTION WITH WAREHOUSING, TRANSPORTATION OR DISTRIBUTION OF PRODUCTS, AND FOR MANAGEMENT, TRACKING OR REPORTING OF VARIOUS PARAMETERS ASSOCIATED WITH WAREHOUSING, TRANSPORTATION OR DISTRIBUTION OF PRODUCTS

Basis: 1(a)

First Use Date: 2001-02-13

First Use in Commerce Date: 2001-02-13

ADDITIONAL INFORMATION

Design Search Code(s):

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-02 - Assignment Of Ownership Not Updated Automatically

2003-11-21 - TEAS Change Of Correspondence Received

2003-09-30 - Section 7 correction issued

2003-09-26 - Response received for Post Registration action

2003-09-26 - FAX RECEIVED

2003-07-17 - Response received for Post Registration action

2003-07-17 - Section 7 amendment filed

2003-07-17 - Section 7 amendment filed

2003-07-17 - PAPER RECEIVED

2003-06-24 - Post Registration action mailed - Section 7

2003-04-28 - Section 7 amendment filed

2003-04-28 - PAPER RECEIVED

2003-03-25 - Registered - Principal Register

Latest Status Info

2003-02-18 - TEAS Change Of Correspondence Received
2002-12-31 - Published for opposition
2002-12-11 - Notice of publication
2002-10-29 - Approved for Pub - Principal Register (Initial exam)
2002-10-28 - Assigned To Examiner
2002-10-23 - Communication received from applicant
2002-08-26 - PAPER RECEIVED
2002-05-10 - Final refusal mailed
2002-04-02 - Communication received from applicant
2002-04-05 - Communication received from applicant
2002-04-05 - PAPER RECEIVED
2001-10-02 - Non-final action mailed
2001-09-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAURA L. FESE

Correspondent

NICOLE J. RENOARD
WHYTE HIRSCHBOECK DUDEK S.C.
555 EAST WELLS STREET, SUITE 1900
MILWAUKEE WI 53202-3819
Phone Number: 414-273-2100
Fax Number: 414-223-5000

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 132

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 10:55:19 ET

Serial Number: 76585887 Assignment Information

Registration Number: 2974792

Mark

DIGITAL INFORMATION NETWORK

(words only): DIGITAL INFORMATION NETWORK

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2004-04-09

Transformed into a National Application: No

Registration Date: 2005-07-19

Register: Supplemental

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: 650 -Publication And Issue Section

Date In Location: 2005-07-19

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

1. BIA INFORMATION NETWORK, LLC

Address:

BIA INFORMATION NETWORK, LLC

15120 ENTERPRISE COURT

CHANTILLY, VA 20151

United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Virginia

GOODS AND/OR SERVICES

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

Communication software, namely, software for disseminating and conveying news, weather, business communications, alerts and a wide variety of information

Basis: 1(a)**First Use Date:** 2002-01-09**First Use in Commerce Date:** 2002-01-09**International Class:** 035**Class Status:** Active

Advertising services, namely, providing advertising space by electronic means and placing advertisements for others in a desktop software application

Basis: 1(a)**First Use Date:** 2002-01-09**First Use in Commerce Date:** 2002-01-09**International Class:** 038**Class Status:** Active

Information services, namely, information transmission to a desktop software application via electronic communication networks

Basis: 1(a)**First Use Date:** 2002-01-09**First Use in Commerce Date:** 2002-01-09

ADDITIONAL INFORMATION

Disclaimer: INFORMATION NETWORK

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-09 - Automatic Update Of Assignment Of Ownership

2005-07-19 - Registered - Supplemental Register

2005-05-23 - Law Office Publication Review Completed

2005-05-20 - Assigned To LIE

2005-05-18 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2005-05-18 - EXAMINERS AMENDMENT E-MAILED

2005-05-18 - Examiners Amendment - Written

2005-05-16 - Amendment From Applicant Entered

2005-05-10 - Communication received from applicant

Latest Status Info

- 2005-05-10 - PAPER RECEIVED
- 2004-11-04 - Non-final action e-mailed
- 2004-11-04 - Non-Final Action Written
- 2004-10-31 - Assigned To Examiner
- 2004-04-27 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Michael J. LaBrie

Correspondent

MICHAEL J. LABRIE
MCAFEE & TAFT
TENTH FLOOR, TWO LEADERSHIP SQUARE
211 NORTH ROBINSON
OKLAHOMA CITY, OKLAHOMA 73102
Phone Number: (405) 552-2305
Fax Number: (405) 228-7305

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 133

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 10:55:31 ET

Serial Number: 76540891 Assignment Information

Registration Number: 2972142

Mark (words only): DIGIDELIVERY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2003-08-28

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 650 -Publication And Issue Section

Date In Location: 2005-06-07

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

1. Avid Technology, Inc.

Address:

Avid Technology, Inc.
Attn: Elaine Desrochers One Park West
Tewksbury, MA 01876
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 978-640-3350

Fax Number: 978-851-7216

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

downloadable or network server based computer programs for the secure and rapid transfer of electronic files over computer networks and the internet

Basis: 1(a)**First Use Date:** 2002-05-23**First Use in Commerce Date:** 2002-05-23

ADDITIONAL INFORMATION

Prior Registration Number(s):

1785391
2026845
2398535
2483251
2605615
2733037
2734238
2735535
2737754

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-28 - TEAS Change Of Correspondence Received
2005-07-19 - Registered - Principal Register
2005-05-27 - Law Office Registration Review Completed
2005-05-17 - Assigned To LIE
2005-05-12 - Allowed for Registration - Principal Register (SOU accepted)
2004-08-13 - Assigned To Examiner
2004-08-11 - Statement of use processing complete
2004-07-29 - Amendment to Use filed
2004-07-29 - TEAS Statement of Use Received
2004-07-06 - Notice of allowance - mailed
2004-04-13 - Published for opposition
2004-03-24 - Notice of publication
2004-02-08 - Approved for Pub - Principal Register (Initial exam)
2004-02-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Avid Technology, Inc.
Attn: Trademark Administrator
One Park West
Tewksbury MA 01876
Phone Number: 9786406789
Fax Number: 9788517216

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 134

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 10:55:45 ET

Serial Number: 76523247 Assignment Information

Registration Number: 2971980

Mark

PCS digital

(words only): PCS DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2003-06-11

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 650 -Publication And Issue Section

Date In Location: 2005-06-06

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

1. X-BLUE NETWORKS, LLC

Address:
X-BLUE NETWORKS, LLC
15421 IRONHORSE CIRCLE
LEAWOOD, KS 66224
United States
Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Kansas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Wired telecommunications equipment, namely, telephones; telephone systems consisting primarily of desktop key telephone units or call boxes, small private branch exchanges, and auto attendant and voice mail hardware and software; and telephone switches

Basis: 1(a)

First Use Date: 2003-06-00

First Use in Commerce Date: 2003-06-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

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

2006-10-11 - Automatic Update Of Assignment Of Ownership

2005-07-19 - Registered - Principal Register

2005-05-02 - Law Office Registration Review Completed

2005-05-02 - Assigned To LIE

2005-04-26 - Allowed for Registration - Principal Register (SOU accepted)

2005-04-26 - Statement of use processing complete

2005-04-04 - Amendment to Use filed

2005-04-04 - PAPER RECEIVED

2005-02-01 - Notice of allowance - mailed

2004-11-22 - TEAS Change Of Owner Address Received

2004-11-09 - Published for opposition

2004-10-20 - Notice of publication

Latest Status Info

- 2004-09-14 - Case File In TICRS
- 2004-09-03 - Law Office Publication Review Completed
- 2004-08-24 - Assigned To LIE
- 2004-08-04 - Approved for Pub - Principal Register (Initial exam)
- 2004-08-04 - Examiner's amendment mailed
- 2004-06-10 - Communication received from applicant
- 2004-06-10 - PAPER RECEIVED
- 2004-06-09 - FAX RECEIVED
- 2003-12-10 - Non-final action mailed
- 2003-12-01 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

CASSANDRA W. BORCHERS

Correspondent

CASSANDRA W. BORCHERS
ROGERS & THEOBALD LLP
THE CAMELBACK ESPLANADE, SUITE 850
2425 EAST CAMELBACK ROAD
PHOENIX, ARIZONA 85016
Phone Number: (602) 852-5557
Fax Number: (602) 852-5570

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 135

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 10:56:00 ET

Serial Number: 76502205 Assignment Information

Registration Number: 2971797

Mark (words only): PCS DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2003-03-24

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 650 -Publication And Issue Section

Date In Location: 2005-06-07

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

1. X-BLUE NETWORKS, LLC

Address:
X-BLUE NETWORKS, LLC
15421 IRONHORSE CIRCLE
LEAWOOD, KS 66224
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Wired telecommunications equipments, namely, telephones, telephone systems comprised of telephone call boxes, and telephone switches

Basis: 1(a)

First Use Date: 2003-06-00

First Use in Commerce Date: 2003-06-00

ADDITIONAL INFORMATION

Disclaimer: DIGITAL

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-10-11 - Automatic Update Of Assignment Of Ownership
- 2005-07-19 - Registered - Principal Register
- 2005-05-25 - Law Office Registration Review Completed
- 2005-05-23 - Assigned To LIE
- 2005-05-11 - Allowed for Registration - Principal Register (SOU accepted)
- 2005-04-21 - Statement of use processing complete
- 2005-03-18 - Amendment to Use filed
- 2005-03-18 - PAPER RECEIVED
- 2004-11-22 - TEAS Change Of Owner Address Received
- 2004-10-12 - Notice of allowance - mailed
- 2004-07-20 - Published for opposition
- 2004-06-30 - Notice of publication
- 2004-05-03 - Approved for Pub - Principal Register (Initial exam)
- 2004-04-26 - Examiner's amendment mailed
- 2004-03-09 - Communication received from applicant
- 2004-03-09 - FAX RECEIVED
- 2004-03-09 - FAX RECEIVED
- 2003-09-10 - Non-final action mailed
- 2003-09-09 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cassandra W. Borchers

Correspondent

CASSANDRA W. BORCHERS
ROGERS & THEOBALD LLP
2425 EAST CAMELBACK ROAD
SUITE 850 THE CAMELBACK ESPLANADE
PHOENIX AR 85016
Phone Number: (602) 852-5560
Fax Number: (602) 852-5570

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 136

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 10:56:30 ET

Serial Number: 76435016 Assignment Information

Registration Number: 2971488

Mark (words only): DIGITAL DOORMAN

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2002-07-26

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 2005-06-10

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

1. 2045448 ONTARIO LIMITED

Address:
2045448 ONTARIO LIMITED
101 FREDERICK STREET SUITE 810
KITCHENER, ON N2H 6R2
Canada

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer hardware for data collection, verification, signature capture and communication; computer software for reading and verifying age, identity and other information from identification cards, obtaining consumer consent to the use of consumer information; computer software for drafting electronic contracts and collecting electronic signatures verifying agreement to such contracts; computer software for managing parking maintenance and control, monitoring

the security of premises, and cataloguing and managing the inventory of assets for the maintenance of facilities

Basis: 1(a)

First Use Date: 2002-08-22

First Use in Commerce Date: 2004-02-03

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 1147070

Country: Canada

Foreign Filing Date: 2002-07-16

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-09-19 - Attorney Revoked And/Or Appointed
- 2005-09-19 - TEAS Revoke/Appoint Attorney Received
- 2005-07-19 - Registered - Principal Register
- 2005-05-03 - Law Office Registration Review Completed
- 2005-04-29 - Assigned To LIE
- 2005-04-25 - Allowed for Registration - Principal Register (SOU accepted)
- 2005-04-06 - Statement of use processing complete
- 2005-03-11 - Amendment to Use filed
- 2005-03-11 - TEAS Statement of Use Received
- 2004-09-14 - Notice of allowance - mailed
- 2004-06-22 - Published for opposition
- 2004-06-02 - Notice of publication
- 2004-04-13 - Approved for Pub - Principal Register (Initial exam)
- 2004-01-26 - Communication received from applicant
- 2004-02-02 - Case File In TICRS
- 2004-01-28 - Email Received
- 2003-07-28 - Final refusal mailed

2003-06-10 - Communication received from applicant

2002-12-10 - Non-final action mailed

2002-12-03 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

D. Michael Bean

Correspondent

D. Michael Bean

Gowling Lafleur Henderson LLP

Suite 1020

50 Queen Street North

Kitchener Ontario N2H 6M2 Canada

Phone Number: 519-575-7544

Fax Number: 519-571-5044

Domestic Representative

Deborah Peckham

Phone Number: 617-261-3100

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

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

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

EXHIBIT 137

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 10:56:44 ET

Serial Number: 76272840 Assignment Information

Registration Number: 2971144

Mark (words only): DIGITAL NATION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2001-06-18

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 650 -Publication And Issue Section

Date In Location: 2005-06-10

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: 2001-06-15
First Use in Commerce Date: 2002-09-04

International Class: 014
Class Status: Active
Jewelry; costume jewelry; jewelry bracelets; jewelry chains; jewelry identification bracelets; jewelry lapel pins; pins being jewelry; rings being jewelry

Basis: 1(a)
First Use Date: 2001-06-15
First Use in Commerce Date: 2002-09-04

International Class: 036
Class Status: Active
Insurance administration services; financial services in the field of money lending; banking services; funds investment services; on-line banking services; debit card services; smart card services featuring electronic funds transfer; electronic funds transfer in connection with banking and credit cards services

Basis: 1(a)
First Use Date: 2001-06-15
First Use in Commerce Date: 2002-09-04

International Class: 038
Class Status: Active
Telecommunications services, namely, cellular and local cellular telephone services; electronic and mail services; broadcasting services by means of radio, television, cable television, and the Internet; cellular telephone and paging services which feature the use of a cellular or pager device as a two-way radio; and pre-paid local and long distance telephone service

Basis: 1(a)
First Use Date: 2001-06-15
First Use in Commerce Date: 2002-09-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-07-19 - Registered - Principal Register
- 2005-05-25 - Law Office Registration Review Completed
- 2005-05-20 - Assigned To LIE
- 2005-05-17 - Allowed for Registration - Principal Register (SOU accepted)
- 2005-05-13 - Amendment From Applicant Entered
- 2005-03-15 - Communication received from applicant

- 2005-03-14 - PAPER RECEIVED
- 2004-12-06 - Non-final action mailed
- 2004-12-06 - SU - Non-Final Action - Written
- 2004-08-27 - Statement of use processing complete
- 2004-08-27 - Amendment to Use filed
- 2004-08-27 - PAPER RECEIVED
- 2004-08-20 - Case File In TICRS
- 2004-06-15 - Notice of allowance - mailed
- 2002-10-02 - Extension Of Time To Oppose Received
- 2002-08-20 - Published for opposition
- 2002-07-31 - Notice of publication
- 2002-05-31 - Approved for Pub - Principal Register (Initial exam)
- 2002-05-14 - Communication received from applicant
- 2002-05-14 - PAPER RECEIVED
- 2002-05-02 - Final refusal mailed
- 2002-03-16 - Communication received from applicant
- 2001-09-17 - Non-final action mailed
- 2001-09-10 - Assigned To Examiner
- 2001-08-31 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
MARTIN C. BOIRE
D-GENERATION, INC.
595 W GRANADA BLVD STE J
ORMOND BEACH FL 32174-5183
Phone Number: (386) 677-8208
Fax Number: (386) 673-9739

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 138

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 10:56:57 ET

Serial Number: 76189345 Assignment Information

Registration Number: 2971059

Mark (words only): STYLUS DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-19

Filing Date: 2001-01-03

Transformed into a National Application: No

Registration Date: 2005-07-19

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: 650 -Publication And Issue Section

Date In Location: 2005-06-10

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

1. Olympus Optical Co., Ltd.

Address:

Olympus Optical Co., Ltd.
43-2, 2-chome, Hatagaya Shibuya-ku
Tokyo
Japan

Legal Entity Type: Joint Stock Company

State or Country Where Organized: Japan

Phone Number: 212-425-7200

Fax Number: 212-425-5288

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL CAMERAS, AND PARTS AND FITTINGS THEREFOR

Basis: 1(a)

First Use Date: 2003-01-31**First Use in Commerce Date:** 2003-03-31

ADDITIONAL INFORMATION

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

2255932

2426183

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-07-19 - Registered - Principal Register

2005-01-14 - FAX RECEIVED

2005-02-23 - Law Office Registration Review Completed

2005-02-22 - Assigned To LIE

2005-02-11 - Allowed for Registration - Principal Register (SOU accepted)

2005-02-03 - Ex parte appeal terminated

2005-02-03 - Abandonment Notice Mailed - After Ex Parte Appeal

2005-02-11 - Previous action count withdrawn

2005-02-02 - Jurisdiction Restored To Examining Attorney

2005-01-12 - Ex parte appeal dismissed - Failure to file Brief

2004-09-28 - PAPER RECEIVED

2004-09-17 - PAPER RECEIVED

2004-07-29 - PAPER RECEIVED

2004-07-19 - PAPER RECEIVED

2004-05-24 - PAPER RECEIVED

2004-05-24 - Ex parte appeal - Instituted

2004-05-17 - PAPER RECEIVED

2004-05-20 - EXPARTE APPEAL RECEIVED AT TTAB

2003-11-14 - Final refusal e-mailed
2003-10-08 - Communication received from applicant
2003-10-08 - TEAS Response to Office Action Received
2003-05-29 - NON-FINAL ACTION E-MAILED
2003-05-28 - Case File In TICRS
2003-05-21 - Assigned To Examiner
2003-05-21 - Statement of use processing complete
2003-04-14 - Amendment to Use filed
2003-04-14 - TEAS Statement of Use Received
2002-10-29 - Notice of allowance - mailed
2002-08-06 - Published for opposition
2002-07-17 - Notice of publication
2002-04-11 - Approved for Pub - Principal Register (Initial exam)
2002-04-04 - Communication received from applicant
2002-03-25 - PAPER RECEIVED
2001-12-21 - Final refusal mailed
2001-11-05 - Communication received from applicant
2001-11-08 - Communication received from applicant
2001-05-03 - Non-final action mailed
2001-04-16 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Edward W. Greason

Correspondent
EDWARD W. GREASON
KENYON & KENYON
1 BROADWAY
NEW YORK NY 10004-1007

Domestic Representative
Kenyon & Kenyon

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 139

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 10:57:09 ET

Serial Number: 76401090 Assignment Information

Registration Number: 2734238

Mark



(words only): DIGI 001

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-08

Filing Date: 2002-04-26

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. AVID TECHNOLOGY, INC.

Address:
AVID TECHNOLOGY, INC.
One Park West
Tewksbury, MA 01876
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 978-640-3420

Fax Number: 978-851-7216

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Audio production equipment, namely, computer hardware and computer programs for audio production, namely, software for creating, converting, editing, composing, mixing and manipulating audio signals

Basis: 1(a)

First Use Date: 1999-11-20

First Use in Commerce Date: 1999-11-20

ADDITIONAL INFORMATION

Design Search Code(s):

26.01.21 - Circles that are totally or partially shaded.

26.01.26 - Coils; Spirals; Swirls

26.01.28 - Circles with irregular circumferences; Miscellaneous circular designs with an irregular circumference

Prior Registration Number(s):

2398535

2480587

2483251

2605615

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-28 - TEAS Change Of Correspondence Received

2005-07-13 - Attorney Revoked And/Or Appointed

2005-07-13 - TEAS Revoke/Appoint Attorney Received

2003-07-08 - Registered - Principal Register

2003-04-15 - Published for opposition

2003-03-26 - Notice of publication

2003-02-20 - Approved for Pub - Principal Register (Initial exam)

2003-01-31 - Communication received from applicant

2003-01-31 - PAPER RECEIVED

2002-09-17 - PAPER RECEIVED

2002-09-12 - Non-final action mailed

2002-09-04 - Assigned To Examiner

2002-08-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jason A. Duva

Correspondent

Avid Technology, Inc.

Attn: Trademark Administrator

One Park West

Tewksbury MA 01876

Phone Number: 9786406789

Fax Number: 9788517216

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 140

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 10:57:24 ET

Serial Number: 76401089 Assignment Information

Registration Number: 2735535

Mark



(words only): DIGI002

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-08

Filing Date: 2002-04-26

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. Avid Technology, Inc.

Address:

Avid Technology, Inc.
One Park West
Tewksbury, MA 01876
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

Phone Number: 978-640-3420

Fax Number: 978-851-7216

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Audio production equipment, namely, computer hardware and computer programs for audio production, namely, software for creating, converting, editing, composing, mixing and manipulating audio signals

Basis: 1(a)

First Use Date: 2002-09-20

First Use in Commerce Date: 2002-09-20

ADDITIONAL INFORMATION

Design Search Code(s):

26.01.21 - Circles that are totally or partially shaded.

26.01.26 - Coils; Spirals; Swirls

26.01.28 - Circles with irregular circumferences; Miscellaneous circular designs with an irregular circumference

Prior Registration Number(s):

2483251

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-10-28 - TEAS Change Of Correspondence Received

2005-07-13 - Attorney Revoked And/Or Appointed

2005-07-13 - TEAS Revoke/Appoint Attorney Received

2003-07-08 - Registered - Principal Register

2003-05-12 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-02 - Statement of use processing complete

2003-04-01 - Amendment to Use filed

2003-04-01 - PAPER RECEIVED

2003-01-28 - Notice of allowance - mailed

2002-11-05 - Published for opposition

2002-10-16 - Notice of publication

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

2002-09-04 - Assigned To Examiner

2002-08-29 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jason A. Duva

Correspondent

Avid Technology, Inc.

Attn: Trademark Administrator

One Park West

Tewksbury MA 01876

Phone Number: 9786406789

Fax Number: 9788517216

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 141

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 10:57:33 ET

Serial Number: 76296533 Assignment Information

Registration Number: 2733037

Mark (words only): DIGI 002

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-01

Filing Date: 2001-08-07

Transformed into a National Application: No

Registration Date: 2003-07-01

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-07-09

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

1. Avid Technology, Inc.

Address:

Avid Technology, Inc.
One Park West
Tewksbury, MA 01876
United States

Legal Entity Type: Corporation
State or Country of Incorporation: Delaware
Phone Number: 978-640-3420
Fax Number: 978-851-7216

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Audio production equipment, namely, computer hardware and computer programs for audio production, namely, software for creating, converting, editing, composing, mixing and manipulating audio signals

Basis: 1(a)
First Use Date: 2002-09-20
First Use in Commerce Date: 2002-09-20

ADDITIONAL INFORMATION

Prior Registration Number(s):
2483251

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-10-28 - TEAS Change Of Correspondence Received
- 2005-07-13 - Attorney Revoked And/Or Appointed
- 2005-07-13 - TEAS Revoke/Appoint Attorney Received
- 2003-07-01 - Registered - Principal Register
- 2003-05-05 - Allowed for Registration - Principal Register (SOU accepted)
- 2003-04-29 - Statement of use processing complete
- 2003-03-31 - Amendment to Use filed
- 2003-04-01 - PAPER RECEIVED
- 2002-10-01 - Notice of allowance - mailed
- 2002-07-09 - Published for opposition
- 2002-06-19 - Notice of publication
- 2002-03-07 - Approved for Pub - Principal Register (Initial exam)
- 2001-11-13 - Communication received from applicant
- 2001-09-28 - Non-final action mailed
- 2001-09-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Jason A. Duva

Correspondent

Avid Technology, Inc.
Attn: Trademark Administrator
One Park West
Tewksbury MA 01876
Phone Number: 9786406789
Fax Number: 9788517216

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 142

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 10:57:51 ET

Serial Number: 76444042 Assignment Information

Registration Number: 2967607

Mark (words only): CLICK TO DVD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-12

Filing Date: 2002-08-27

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: 2005-06-03

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
computer software for use in recording data onto digital video discs
Basis: 1(a)
First Use Date: 2002-09-30
First Use in Commerce Date: 2002-09-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-07-12 - Registered - Principal Register
2005-04-19 - Law Office Registration Review Completed
2005-04-15 - Assigned To LIE
2005-04-11 - Allowed for Registration - Principal Register (SOU accepted)
2005-04-08 - Statement of use processing complete
2005-03-28 - Amendment to Use filed
2005-04-08 - Extension 1 granted
2005-03-14 - Extension 1 filed
2005-03-28 - PAPER RECEIVED
2005-03-14 - TEAS Extension Received
2004-09-14 - Notice of allowance - mailed
2004-06-22 - Published for opposition
2004-06-02 - Notice of publication
2004-04-23 - Approved for Pub - Principal Register (Initial exam)
2004-03-15 - Communication received from applicant
2004-03-22 - Previous allowance count withdrawn
2004-03-15 - PAPER RECEIVED
2004-03-12 - FAX RECEIVED
2004-03-08 - Approved for Pub - Principal Register (Initial exam)
2004-03-08 - Assigned To Examiner
2004-03-03 - Assigned To Examiner

2003-09-17 - Final refusal mailed
2003-08-14 - Assigned To Examiner
2003-07-14 - Communication received from applicant
2003-08-01 - Case File In TICRS
2003-07-14 - PAPER RECEIVED
2003-01-16 - Non-final action mailed
2003-01-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Robert B.G. Horowitz, Esq.

Correspondent

ROBERT B.G. HOROWITZ, ESQ.
COOPER & DUNHAM LLP
1185 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10036
Phone Number: (212) 278-0400
Fax Number: (212) 391-0525

Domestic Representative

Robert B.G. Horowitz
Phone Number: (212) 278-0400
Fax Number: (212) 391-0525

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 143

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 10:58:02 ET

Serial Number: 76195321 Assignment Information

Registration Number: 2967422

Mark (words only): VIRTUAL DIGI TIRE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-07-12

Filing Date: 2001-01-17

Transformed into a National Application: No

Registration Date: 2005-07-12

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: 650 -Publication And Issue Section

Date In Location: 2005-06-02

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

1. SUMITOMO RUBBER INDUSTRIES, LTD.

Address:
SUMITOMO RUBBER INDUSTRIES, LTD.
6-9, 3-chome, Wakinohama-cho Chuo-ku, Kobe-shi
Hyogo
Japan

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

2. JAPAN RESEARCH INSTITUTE, LTD., THE

Address:
JAPAN RESEARCH INSTITUTE, LTD., THE
16, Ichibancho, Chiyoda-ku
Tokyo 102-0075
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 DATABASE MANAGEMENT, IN THE FIELD OF AUTOMOBILE TIRES, FOR USE BY AUTOMOBILE MANUFACTURERS

Basis: 1(a)

First Use Date: 2001-10-31

First Use in Commerce Date: 2003-09-08

ADDITIONAL INFORMATION

Disclaimer: "VIRTUAL" and "TIRE"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-07-12 - Registered - Principal Register

2005-04-26 - Law Office Registration Review Completed

2005-04-22 - Assigned To LIE

2005-04-08 - Allowed for Registration - Principal Register (SOU accepted)

2005-03-22 - Statement of use processing complete

2005-01-10 - Amendment to Use filed

2005-01-10 - PAPER RECEIVED

2004-07-12 - Extension 4 granted

2004-07-12 - Extension 4 filed

2004-07-23 - Case File In TICRS

2004-07-12 - PAPER RECEIVED

2004-01-07 - Extension 3 granted

2004-01-07 - Extension 3 filed

2004-01-07 - PAPER RECEIVED

2003-08-04 - Extension 2 granted

2003-07-14 - Extension 2 filed
2003-07-14 - PAPER RECEIVED
2003-04-05 - Extension 1 granted
2003-01-08 - Extension 1 filed
2003-01-08 - PAPER RECEIVED
2002-07-16 - Notice of allowance - mailed
2002-04-23 - Published for opposition
2002-04-03 - Notice of publication
2001-12-18 - Approved for Pub - Principal Register (Initial exam)
2001-12-18 - Assigned To Examiner
2001-10-04 - Communication received from applicant
2001-05-25 - Non-final action mailed
2001-05-03 - Assigned To Examiner
2001-04-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Gary D. Krugman

Correspondent

GARY D. KRUGMAN
SUGHRUE, MION, ZINN, MACPEAK & SEAS
2100 PENNSYLVANIA AVENUE NW
WASHINGTON, DC 20037

Domestic Representative

SUGHRUE, MION ZINN MACPEAK & SEAS PLLC

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

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

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

EXHIBIT

144

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 10:58:14 ET

Serial Number: 76544833 Assignment Information

Registration Number: 2886039

Mark (words only): DIGITAL % COMPLETE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-21

Filing Date: 2003-09-12

Transformed into a National Application: No

Registration Date: 2004-09-21

Register: Principal

Law Office Assigned: LAW OFFICE 111

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-30

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

1. On Center Software, Inc.

Address:

On Center Software, Inc.
1400 Woodloch Forest Drive, STE 400
Woodlands, TX 77380
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Texas

Phone Number: 281-297-9000

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software, namely graphics-based software used to visually track quantities of work or materials installed at construction job sites

Basis: 1(a)

First Use Date: 2003-07-20

First Use in Commerce Date: 2003-08-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-07-08 - Attorney Revoked And/Or Appointed
 - 2005-07-08 - TEAS Revoke/Appoint Attorney Received
 - 2004-09-21 - Registered - Principal Register
 - 2004-06-29 - Published for opposition
 - 2004-06-09 - Notice of publication
 - 2004-04-27 - Approved for Pub - Principal Register (Initial exam)
 - 2004-04-26 - Examiner's amendment mailed
 - 2004-04-01 - Non-final action mailed
 - 2004-03-30 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Radhika Raju

Correspondent

Radhika Raju
InnovaLex
Suite 900
1776 I Street N.W.
Washington DC 20006
Phone Number: 202-584-4400

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 145

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 10:58:36 ET

Serial Number: 76214572 Assignment Information

Registration Number: 2630600

Mark



(words only): ADVANCED DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-10-08

Filing Date: 2001-02-26

Transformed into a National Application: No

Registration Date: 2002-10-08

Register: Principal

Law Office Assigned: LAW OFFICE 109

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-28

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

1. Advanced Digital, Inc.

Address:
Advanced Digital, Inc.
1250-G Avenida Acaso
Camarillo, CA 93012
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 007

Class Status: Active

Motion control hardware, namely, servo drives and amplifiers sold as components thereof, servo motors, gear boxes, and electrical cables sold as component parts to the foregoing

Basis: 1(a)

First Use Date: 2000-08-14

First Use in Commerce Date: 2000-10-13

International Class: 009

Class Status: Active

Motion control software for industrial automation and robotics

Basis: 1(a)

First Use Date: 2000-08-14

First Use in Commerce Date: 2000-10-13

ADDITIONAL INFORMATION

Disclaimer: "ADVANCED DIGITAL"

Design Search Code(s):

26.01.26 - Coils; Spirals; Swirls

26.01.28 - Circles with irregular circumferences; Miscellaneous circular designs with an irregular circumference

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

2002-03-21 - Approved for Pub - Principal Register (Initial exam)

2002-03-13 - Examiner's amendment mailed

2002-01-02 - Communication received from applicant

2001-06-28 - Non-final action mailed

2001-06-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morland C Fischer

Correspondent

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

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

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

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

EXHIBIT 146

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 10:58:52 ET

Serial Number: 76287389 Assignment Information

Registration Number: 2964347

Mark (words only): DIGI-FLICKS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-06-28

Filing Date: 2001-07-18

Transformed into a National Application: No

Registration Date: 2005-06-28

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-05-16

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

1. Digi-Flicks International, Inc.

Address:

Digi-Flicks International, Inc.
6 Fox Hunt Road
Barrington, IL 60010
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital video disc drives, digital video recorders, high density digital projectors, digital movie projectors and pre-recorded digital discs featuring movies

Basis: 1(a)

First Use Date: 2004-03-25

First Use in Commerce Date: 2005-03-03

ADDITIONAL INFORMATION

Prior Registration Number(s):

2346657

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-10-11 - Review Of Correspondence Complete

2005-12-08 - PAPER RECEIVED

2005-10-28 - TEAS Change Of Correspondence Received

2005-06-28 - Registered - Principal Register

2005-04-12 - Law Office Registration Review Completed

2005-04-01 - Assigned To LIE

2005-03-30 - Allowed for Registration - Principal Register (SOU accepted)

2005-03-24 - Statement of use processing complete

2005-03-04 - Amendment to Use filed

2005-03-04 - TEAS Statement of Use Received

2005-02-24 - TEAS Change Of Correspondence Received

2004-09-16 - Extension 5 granted

2004-09-01 - Extension 5 filed

2004-09-01 - TEAS Extension Received

2004-07-21 - Assigned To Examiner

2004-07-21 - Case File In TICRS

2004-07-13 - TEAS Change Of Correspondence Received

2004-03-25 - PAPER RECEIVED

2004-03-25 - Extension 4 granted

2004-03-04 - Extension 4 filed

2004-03-08 - PAPER RECEIVED
2003-10-03 - Extension 3 granted
2003-08-04 - Extension 3 filed
2003-09-08 - PAPER RECEIVED
2003-03-04 - Extension 2 granted
2003-03-04 - Extension 2 filed
2003-03-07 - PAPER RECEIVED
2002-10-09 - Extension 1 granted
2002-09-05 - Extension 1 filed
2002-09-09 - PAPER RECEIVED
2002-03-05 - Notice of allowance - mailed
2001-12-11 - Published for opposition
2001-11-21 - Notice of publication
2001-09-26 - Approved for Pub - Principal Register (Initial exam)
2001-09-19 - Assigned To Examiner
2001-09-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
SANDRA V SCAVO

Correspondent
Sandra Scavo Pedersen
Wildman, Harrold, Allen & Dixon LLP
Suite 2900
225 West Wacker Drive
Chicago IL 60606
Phone Number: 312-201-2561
Fax Number: 312-201-2555

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 147

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 10:59:12 ET

Serial Number: 76396330 Assignment Information

Registration Number: 2854492

Mark (words only): DIGITAL VENUS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-15

Filing Date: 2002-04-17

Transformed into a National Application: No

Registration Date: 2004-06-15

Register: Principal

Law Office Assigned: LAW OFFICE 103

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-07

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

1. Tecmo, Limited

Address:

Tecmo, Limited
1-34, Kudan-kita 4-chome, Chiyoda-ku
Tokyo 102-8230
Japan

Legal Entity Type: Corporation
State or Country of Incorporation: Japan
Phone Number: 81-3-3222-7645
Fax Number: 81-3-3222-7933

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer, electronic or video game equipment for playing games, namely computer game software; computer, electronic or video game equipment for use with televisions, namely computer game software for use with televisions;

electronic game programs adapted for use with television receivers; video game software for use on electronic game equipment; video game software for use with coin-operated electronic game equipment; video game program software for use with cellular telephone; video game software; computers; computer software game cartridges; video game cartridges, disks, cassettes and software; hand held joy sticks, mouse controllers and tracker ball controllers, all for use with television game apparatus, video game apparatus or computer or electronic game apparatus; floor pads or mats for interactive control of computer, electronic or video games; remote controllers for interactive control of computer, electronic or video games; interactive multimedia computer, electronic and video game programs; interactive computer and video games of virtual reality comprised of computer hardware and computer software; cinematographic films; downloadable computer game software; downloadable musical sound recordings; downloadable video recordings featuring music; downloadable electronic publications in the nature of magazine in the field of game software

Basis: 1(a)

First Use Date: 2004-02-02

First Use in Commerce Date: 2004-02-02

International Class: 041

Class Status: Active

Education or instruction services, namely seminars in the field of arts/crafts; movie film production; movie film distribution; production of radio and television programs; providing computer games via computer network; providing a computer game that may be accessed network-wide by network users; entertainment services, namely, providing an on-line computer game; rental of computer game programs; providing amusement facilities; booking of seats for showing movies, shows, plays or musical performance; rental and leasing of toys; rental and leasing of machines and instruments, namely, slot machines for use in amusement parks; rental and leasing of game machines; providing information in relation to movies; providing information in relation to performance of shows; providing information in relation to plays; providing information in relation to music (concerts); providing information in relation to radio and television programs; providing information in relation to sports; providing information in relation to horse races; providing information in relation to bicycle races; providing information in relation to go-cart races; providing information in relation to boat races; providing information in relation to lottery tickets; providing information in relation to games via computer networks; providing information in relation to video game apparatus for personal use and programs thereof; providing information in relation to video game apparatus for commercial use and programs thereof; providing information in relation to amusement facilities; providing information in relation to entertainment booking for concerts

Basis: 1(a)

First Use Date: 2004-02-02

First Use in Commerce Date: 2004-02-02

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-09 - TEAS Change Of Correspondence Received

2004-06-15 - Registered - Principal Register

2004-04-12 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-12 - Assigned To Examiner

2004-03-23 - Case File In TICRS
2004-03-18 - Statement of use processing complete
2004-03-10 - Amendment to Use filed
2004-03-10 - TEAS Statement of Use Received
2003-09-16 - Notice of allowance - mailed
2003-07-28 - PAPER RECEIVED
2003-06-24 - Published for opposition
2003-06-04 - Notice of publication
2003-04-21 - Approved for Pub - Principal Register (Initial exam)
2003-03-31 - Communication received from applicant
2003-03-31 - PAPER RECEIVED
2003-03-21 - Final refusal mailed
2003-02-12 - Communication received from applicant
2003-02-12 - PAPER RECEIVED
2002-08-14 - Non-final action mailed
2002-08-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Charles E. Bruzga

Correspondent

Charles E. Bruzga
Bruzga & Associates
11 Broadway Suite 715
New York NY 10004 USX
Phone Number: 212-269-6116
Fax Number: 212-943-1238

Domestic Representative

Charles E. Bruzga
Phone Number: (212) 269-1114
Fax Number: (212) 480-3008

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 **148**

TO APPLICANT'S NOTICE OF RELIANCE

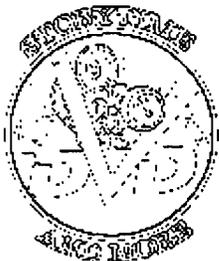
Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2007-01-16 10:59:26 ET

Serial Number: 76539272 Assignment Information

Registration Number: 2960467

Mark



(words only): DVD STORYTIME AND MORE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-06-07

Filing Date: 2003-08-22

Transformed into a National Application: No

Registration Date: 2005-06-07

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: 650 -Publication And Issue Section

Date In Location: 2005-04-25

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

1. WACKY WORLD STUDIOS, LLC.

Address:
WACKY WORLD STUDIOS, LLC.
148 E. Douglas Road
Oldsmar, FL 346772939
United States
Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Florida

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DIGITAL VIDEO DISKS FEATURING CHILDREN'S STORIES, ANIMATION, AND OTHER AUDIOVISUAL MATERIAL, NAMELY INTEGRATED TEXT, AUDIO, GRAPHICS, STILL IMAGES, AND MOVING PICTURES

Basis: 1(a)

First Use Date: 2003-10-31

First Use in Commerce Date: 2003-10-31

ADDITIONAL INFORMATION

Disclaimer: "DVD"

Design Search Code(s):

01.01.06 - Stars with rays or radiating lines

16.03.01 - Cameras; Cameras, motion picture; Cameras, video; Lenses, photographic

26.01.12 - Circles with bars, bands and lines

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

Prior Registration Number(s):

1388122

1894503

2065462

2114558

2193246

2266297

2758967

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-06-07 - Registered - Principal Register

2005-03-29 - Law Office Registration Review Completed

2005-03-25 - Assigned To LIE

2005-03-16 - Allowed for Registration - Principal Register (SOU accepted)

2005-03-16 - Statement of use processing complete

2005-02-02 - Amendment to Use filed

2005-02-07 - PAPER RECEIVED

2004-08-03 - Notice of allowance - mailed

2004-05-11 - Published for opposition

2004-04-21 - Notice of publication

2004-02-19 - Approved for Pub - Principal Register (Initial exam)

2004-02-19 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DAVID R. ELLIS

Correspondent

DAVID R. ELLIS

3233 EAST BAY DRIVE, SUITE 101

LARGO, FLORIDA 33771

Phone Number: (727) 531-1111

Fax Number: (727) 531-5088

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 149

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 10:59:39 ET

Serial Number: 76042636 Assignment Information

Registration Number: 2524426

Mark (words only): DIGIVIEW

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 2000-05-05

Transformed into a National Application: No

Registration Date: 2002-01-01

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-01-07

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

1. COBRA ELECTRONICS CORPORATION

Address:
COBRA ELECTRONICS CORPORATION
6500 West Cortland Street
Chicago, IL 60707
United States
Legal Entity Type: Corporation
State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
visual displays for use in radar and laser detectors
Basis: 1(a)
First Use Date: 2000-01-06
First Use in Commerce Date: 2000-03-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-06-03 - TEAS Change Of Correspondence Received
 - 2005-06-03 - TEAS Change Of Correspondence Received
 - 2005-06-03 - TEAS Change Of Correspondence Received
 - 2002-01-01 - Registered - Principal Register
 - 2001-10-09 - Published for opposition
 - 2001-09-19 - Notice of publication
 - 2001-05-14 - Approved for Pub - Principal Register (Initial exam)
 - 2001-02-13 - Communication received from applicant
 - 2000-10-30 - Non-final action mailed
 - 2000-10-23 - Assigned To Examiner
 - 2000-10-13 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Linda A. Kuczma

Correspondent

Elisabeth A. Evert
 Hitchcock Evert LLP
 P O Box 131709
 Dallas TX 75313-1709
 Phone Number: 214-953-1111
 Fax Number: 214-953-1121

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 150

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 10:59:53 ET

Serial Number: 76394389 Assignment Information

Registration Number: 2815531

Mark (words only): DIGITAL EYEWITNESS

Standard Character claim: No

Current Status: The Trademark Trial and Appeal Board has terminated a cancellation proceeding.

Date of Status: 2005-08-29

Filing Date: 2002-04-08

Transformed into a National Application: No

Registration Date: 2004-02-17

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: 830 -Post Registration

Date In Location: 2004-12-10

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

1. KUSTOM SIGNALS, INC.

Address:
KUSTOM SIGNALS, INC.
9325 Pflumm
Lenexa, KS 662153347
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

VIDEO SURVEILLANCE SYSTEM, COMPRISING A COMBINATION OF ANY OF THE FOLLOWING- vehicle MOUNTED SURVEILLANCE SYSTEM COMPRISING A VIDEO CAMERA, DIGITAL VIDEO RECORDER, AND MONITOR

Basis: 1(a)

First Use Date: 2002-10-05

First Use in Commerce Date: 2002-10-05

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Prior Registration Number(s):

1475771

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-08-29 - Cancellation terminated for Proceeding

2005-08-29 - Cancellation dismissed for Proceeding

2005-03-04 - Cancellation Instituted No. 999999

2004-11-01 - Section 7 correction issued

2004-08-27 - Section 7 amendment filed

2004-08-27 - PAPER RECEIVED

2004-02-17 - Registered - Principal Register

2003-12-11 - Allowed for Registration - Principal Register (SOU accepted)

2003-12-05 - Assigned To Examiner

2003-12-04 - Case File In TICRS

2003-11-21 - Statement of use processing complete

2003-10-29 - Amendment to Use filed

2003-10-29 - PAPER RECEIVED

2003-06-03 - Notice of allowance - mailed

2003-03-11 - Published for opposition

2003-02-19 - Notice of publication

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

2003-01-03 - Examiner's amendment mailed

Latest Status Info

2002-08-16 - Non-final action mailed

2002-08-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

GINNIE CHASE DERUSSEAU

Correspondent

D.A.N. CHASE

4400 COLLEGE BLVD

SUITE 130

OVERLAND PARK, KS 66211

Phone Number: (913) 339-9666

Fax Number: (913) 339-6061

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 151

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 11:00:14 ET

Serial Number: 76325512 Assignment Information

Registration Number: 2685708

Mark (words only): DIGIPRIME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-02-11

Filing Date: 2001-10-12

Transformed into a National Application: No

Registration Date: 2003-02-11

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-03-18

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

1. CARL ZEISS AG

Address:
CARL ZEISS AG

73447 OBERKOCHEN
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
CAMERA LENSES
Basis: 44(e)
First Use Date: (DATE NOT AVAILABLE)
First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Application Number: 30143615.0/9
Foreign Registration Number: 30143615
Foreign Registration Date: 2001-11-16
Country: Fed Rep Germany
Foreign Filing Date: 2001-07-20
Foreign Expiration Date: 2011-07-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-02-11 - Registered - Principal Register
2002-11-19 - Published for opposition
2002-10-30 - Notice of publication
2002-09-12 - Approved for Pub - Principal Register (Initial exam)
2002-08-22 - ITU claim deleted
2002-08-22 - Communication received from applicant
2002-08-22 - PAPER RECEIVED
2001-12-17 - Letter of suspension mailed
2001-12-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

V. T. Giordano

Correspondent

V. T. GIORDANO
VON MALTITZ DERENBERG KUNIN JANSSEN ET A
60 E 42ND ST
NEW YORK NY 10165-0006
Phone Number: (212) 661-1400
Fax Number: (212) 370-1819

Domestic Representative

VON MALTITZ, DERENBERG, KUNIN, JANSSEN &
GIORDANO
Phone Number: (212) 661-1400

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 152

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 11:00:30 ET

Serial Number: 76459270 Assignment Information

Registration Number: 2954131

Mark (words only): DIGITAL FIRST

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-05-24

Filing Date: 2002-10-11

Transformed into a National Application: No

Registration Date: 2005-05-24

Register: Principal

Law Office Assigned: LAW OFFICE 116

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-05-24

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

1. Karl Storz GmbH & Co. KG

Address:

Karl Storz GmbH & Co. KG

Mittelstrasse 8

D-78532 Tuttlingen

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

COMPUTER SOFTWARE AND DATA PROCESSORS FOR USE WITH ENDOSCOPIC VIDEO CAMERAS THAT MEASURE, RECORD, TRANSMIT, REPRODUCE, AND PROCESS IMAGES, USED IN THE FIELD OF MEDICAL PROCEDURES

Basis: 44(e)

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

International Class: 010

Class Status: Active

MEDICAL INSTRUMENTS AND APPARATUS, NAMELY, VIDEO CAMERAS, IN PARTICULAR CCD (CHARGED COUPLED DEVICE) CAMERAS FOR USE IN MEDICAL PROCEDURES

Basis: 44(e)

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

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Foreign Application Number: 30231165.3
Foreign Registration Number: 30231165
Foreign Registration Date: 2003-02-20
Country: Fed Rep Germany
Foreign Filing Date: 2002-06-26
Foreign Expiration Date: 2012-06-30

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-05-24 - Registered - Principal Register
- 2005-02-28 - 1(B) Basis Deleted; Proceed To Registration
- 2005-02-22 - Notice of Allowance canceled
- 2005-02-22 - TEAS Delete 1(B) Basis Received
- 2004-12-28 - Notice of allowance - mailed
- 2004-10-05 - Published for opposition
- 2004-09-15 - Notice of publication
- 2004-05-14 - Approved for Pub - Principal Register (Initial exam)
- 2004-04-16 - Communication received from applicant
- 2004-04-16 - PAPER RECEIVED
- 2004-03-03 - Letter of suspension mailed
- 2003-12-15 - Communication received from applicant

Latest Status Info

- 2003-12-15 - PAPER RECEIVED
- 2003-11-12 - Final refusal mailed
- 2003-09-15 - Communication received from applicant
- 2003-10-15 - Case File In TICRS
- 2003-10-15 - Case File In TICRS
- 2003-09-15 - PAPER RECEIVED
- 2003-03-27 - Non-final action mailed
- 2003-03-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Wesley W. Whitmyer, Jr.

Correspondent

WESLEY W. WHITMYER, JR.
ST.ONGE STEWARD JOHNSTON & REENS LLC
986 BEDFORD STREET
STAMFORD, CONNECTICUT 06905
Phone Number: (203) 324-6155
Fax Number: (203) 327-1096

Domestic Representative

Wesley W. Whitmyer, Jr.
Phone Number: (203) 324-6155
Fax Number: (203) 327-1096

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 153

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 11:00:47 ET

Serial Number: 76016691 Assignment Information

Registration Number: 2524334

Mark



Digital Island

(words only): DIGITAL ISLAND

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-01

Filing Date: 2000-04-01

Transformed into a National Application: No

Registration Date: 2002-01-01

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: 2002-01-07

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

1. SAVVIS COMMUNICATIONS CORPORATION

Address:
SAVVIS COMMUNICATIONS CORPORATION
1 SAVVIS PARKWAY
TOWN & COUNTRY, MO 63017
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Missouri

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Downloadable software for network routing, for identifying sources of communications, for e-commerce, for online transaction processing, for enhancing online transfers of applications and data; downloadable software for publishing and disseminating information over global computer networks; downloadable software to configure, enable, control and monitor online content delivery; downloadable software for website and network management and analysis

Basis: 1(a)

First Use Date: 2000-01-24

First Use in Commerce Date: 2000-01-24

International Class: 038

Class Status: Active

Providing multiple-user access to a global information network

Basis: 1(a)

First Use Date: 2000-01-24

First Use in Commerce Date: 2000-01-24

International Class: 039

Class Status: Active

On-line storage services, namely electronic storage and retrieval of data for others

Basis: 1(a)

First Use Date: 2000-01-24

First Use in Commerce Date: 2000-01-24

International Class: 042

Class Status: Active

Hosting the web-sites of others on a computer server for a global computer network; consulting services, namely, consultation regarding network routing, e-commerce, transaction processing and transfers of applications and data over global computer networks

Basis: 1(a)

First Use Date: 2000-01-24

First Use in Commerce Date: 2000-01-24

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

26.01.04 - Circles with two breaks or divided in the middle

26.01.21 - Circles that are totally or partially shaded.

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

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
2001-06-25 - Approved for Pub - Principal Register (Initial exam)
2001-03-26 - Communication received from applicant
2000-09-25 - Non-final action mailed
2000-09-14 - Assigned To Examiner
2000-09-12 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Carla B. Oakley

Correspondent

CARLA B. OAKLEY
BROBECK PHLEGER & HARRISON LLP
SPEAR STREET TOWER
ONE MARKET
SAN FRANCISCO, CALIFORNIA 94105

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 154

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 11:01:02 ET

Serial Number: 76324021 Assignment Information

Registration Number: 2748309

Mark (words only): THE SAFETY SEAL FOR DIGITAL ASSETS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-05

Filing Date: 2001-10-11

Transformed into a National Application: No

Registration Date: 2003-08-05

Register: Principal

Law Office Assigned: LAW OFFICE 103

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-11-04

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

1. Viaquo Corporation

Address:

Viaquo Corporation
2460 North First Street, Suite 280
San Jose, CA 95131
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software to securely manage access to and to control enterprise-wide information and digital content

Basis: 1(a)

First Use Date: 2002-11-00

First Use in Commerce Date: 2002-11-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-09-29 - Review Of Correspondence Complete
 - 2005-05-13 - PAPER RECEIVED
 - 2005-05-13 - TEAS Change Of Correspondence Received
 - 2003-08-05 - Registered - Principal Register
 - 2003-06-15 - TEAS Change Of Correspondence Received
 - 2003-06-12 - Allowed for Registration - Principal Register (SOU accepted)
 - 2003-06-05 - Assigned To Examiner
 - 2003-06-05 - Statement of use processing complete
 - 2003-04-22 - Amendment to Use filed
 - 2003-04-22 - PAPER RECEIVED
 - 2003-02-10 - Extension 1 granted
 - 2002-12-11 - Extension 1 filed
 - 2002-12-11 - TEAS Extension Received
 - 2002-06-11 - Notice of allowance - mailed
 - 2002-03-19 - Published for opposition
 - 2002-02-27 - Notice of publication
 - 2002-01-09 - Approved for Pub - Principal Register (Initial exam)
 - 2002-01-03 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Paul E. Fahrenkopf

Correspondent

Franz Ressel
Viaquo Corporation
Suite 280
2460 N. First Street
San Jose CA 95131

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 155

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 11:01:22 ET

Serial Number: 76306967 Assignment Information

Registration Number: 2710709

Mark (words only): DIGITAL REVOLUTION DISC JOCKEY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-04-29

Filing Date: 2001-08-24

Transformed into a National Application: No

Registration Date: 2003-04-29

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: 2003-05-05

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

1. Chaz Charles Enterprises, Ltd.

Address:
Chaz Charles Enterprises, Ltd.
1436 Colorado Avenue S., #7
St. Louis Park, MN 55416
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Minnesota

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

computer integrated audio/video lighting entertainment system namely, sound amplifier, electric auto playback units with lights and speakers, graphic equalizers, audio mixers, computer hardware and software for controlling audio, video and lighting and electric distribution console

Basis: 1(a)

First Use Date: 2001-01-00

First Use in Commerce Date: 2001-01-00

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-07-18 - TEAS Change Of Correspondence Received
- 2005-05-11 - TEAS Change Of Correspondence Received
- 2004-01-09 - TEAS Change Of Correspondence Received
- 2003-04-29 - Registered - Principal Register
- 2003-02-04 - Published for opposition
- 2003-01-15 - Notice of publication
- 2002-11-25 - Approved for Pub - Principal Register (Initial exam)
- 2002-10-28 - Communication received from applicant
- 2002-10-28 - PAPER RECEIVED
- 2002-10-18 - Assigned To Examiner
- 2002-06-18 - Non-final action mailed
- 2002-03-18 - Communication received from applicant
- 2002-03-18 - PAPER RECEIVED
- 2001-11-05 - Non-final action mailed
- 2001-10-31 - Assigned To Examiner
- 2001-10-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
 Z. Peter Sawicki
 Westman, Champlin & Kelly, P.A.
 Suite 1400

Latest Status Info

900 Second Avenue South
Minneapolis MN 55402-3244
Phone Number: 6123343222
Fax Number: 6123343312

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 156

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 11:01:46 ET

Serial Number: 76466636 Assignment Information

Registration Number: 2949004

Mark

DIGICOPIER

(words only): DIGICOPIER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-05-10

Filing Date: 2002-11-14

Transformed into a National Application: No

Registration Date: 2005-05-10

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: 650 -Publication And Issue Section

Date In Location: 2005-03-31

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

1. Addonics Technologies, Inc.

Address:
Addonics Technologies, Inc.
2466 Kruse Drive
San Jose, CA 95131
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

ELECTRONIC DEVICE THAT CONSISTS OF DVDS, CDRW HARD DRIVES, FLASH MEMORY CARDS, OR ANY COMBINATION THEREOF, CAPABLE OF STORING COMPUTER DATA

Basis: 1(a)

First Use Date: 2003-01-08

First Use in Commerce Date: 2003-01-08

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-05-10 - Registered - Principal Register

2005-02-28 - Law Office Registration Review Completed

2005-02-18 - Assigned To LIE

2005-02-16 - Allowed for Registration - Principal Register (SOU accepted)

2005-02-09 - Statement of use processing complete

2004-09-23 - Amendment to Use filed

2004-08-13 - Extension 1 granted

2004-06-16 - Extension 1 filed

2005-02-04 - Petition To Revive-Granted

2004-09-23 - Petition To Revive-Received

2004-09-23 - PAPER RECEIVED

2004-08-16 - Abandonment - No use statement filed

2003-12-16 - Notice of allowance - mailed

2003-09-23 - Published for opposition

2003-09-03 - Notice of publication

2003-07-19 - Approved for Pub - Principal Register (Initial exam)

2003-07-14 - Examiner's amendment mailed

2003-06-25 - TEAS Change Of Correspondence Received

2003-06-09 - Non-final action mailed

2003-05-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Chi-Ping Chang

Correspondent

Chi-Ping Chang

Pacific Law Group LLP

224 Airport Parkway, Suite 525

San Jose CA 95110

Phone Number: (408) 573-8585

Fax Number: (408) 573-0108

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 157

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 11:02:04 ET

Serial Number: 76465482 Assignment Information

Registration Number: 2949000

Mark (words only): DIGI-COAT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-05-10

Filing Date: 2002-11-08

Transformed into a National Application: No

Registration Date: 2005-05-10

Register: Principal

Law Office Assigned: LAW OFFICE 103

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-03-31

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

1. Spang & Company

Address:
Spang & Company
111 Zeta Drive
Pittsburgh, PA 152380422
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Electrical power supplies and controllers for apparatus for applying a surface layer to metals

Basis: 1(a)
First Use Date: 2003-12-09
First Use in Commerce Date: 2003-12-09

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-05-10 - Registered - Principal Register
2005-03-21 - Law Office Registration Review Completed
2005-03-18 - Assigned To LIE
2005-03-11 - Allowed for Registration - Principal Register (SOU accepted)
2004-09-27 - Non-final action mailed
2004-09-24 - SU - Non-Final Action - Written
2004-09-23 - Assigned To Examiner
2004-09-21 - Statement of use processing complete
2004-09-21 - Extension 2 granted
2004-09-02 - Amendment to Use filed
2004-09-02 - Extension 2 filed
2004-09-02 - PAPER RECEIVED
2004-02-25 - Extension 1 granted
2004-02-25 - Extension 1 filed
2004-03-04 - PAPER RECEIVED
2003-09-09 - Notice of allowance - mailed
2003-06-17 - Published for opposition
2003-05-28 - Notice of publication
2003-04-16 - Approved for Pub - Principal Register (Initial exam)
2003-03-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

George D. Dickos, Esquire

Correspondent

GEORGE D. DICKOS, ESQUIRE
KIRKPATRICK & LOCKHART LLP
HENRY W. OLIVER BUILDING
535 SMITHFIELD STREET
PITTSBURGH, PA 15222-2312
Phone Number: (412) 355-6785
Fax Number: (412) 355-6501

First Use Date: 2000-07-01

First Use in Commerce Date: 2000-07-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2002-03-26 - Registered - Principal Register
 - 2001-10-12 - Allowed for Registration - Principal Register (SOU accepted)
 - 2001-09-28 - Statement of use processing complete
 - 2001-09-07 - Extension 1 granted
 - 2001-08-21 - Amendment to Use filed
 - 2001-08-21 - Extension 1 filed
 - 2001-05-29 - Notice of allowance - mailed
 - 2001-03-06 - Published for opposition
 - 2001-02-21 - Notice of publication
 - 2000-12-07 - Approved for Pub - Principal Register (Initial exam)
 - 2000-09-28 - Communication received from applicant
 - 2000-09-29 - Non-final action mailed
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

John H. Weber

Correspondent

JOHN H. WEBER
PEPPER HAMILTON LLP
600 14TH ST NW
WASHINGTON DC 20005-2008

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 159

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 11:02:34 ET

Serial Number: 76554876 Assignment Information

Registration Number: 2943417

Mark



(words only): DIGICAM

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-04-26

Filing Date: 2003-10-27

Transformed into a National Application: No

Registration Date: 2005-04-26

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-04-26

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

1. ENN YAH TECHNOLOGIES CORP.

Address:

ENN YAH TECHNOLOGIES CORP.
2FL. No. 8, Lane 82 Sec. 1, PA TEH RD.
TAIPEI
Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Digital cameras, PC cameras, universal serial bus cameras, video conferencing apparatus used in computers and TV sets, video cassette recorder players, surveillance cameras, multifunction digital transmission apparatus, audio recorders, video recorders, video receivers

Basis: 1(a)

First Use Date: 2003-01-01

First Use in Commerce Date: 2003-08-30

ADDITIONAL INFORMATION

Disclaimer: "cam"

Description of Mark: the letter "d" in white; the letters "igi" in black; the letters "Cam" in grey; and the shaded circular area surrounding the letter "d" in yellow.

Design Search Code(s):

26.01.11 - Circles comprised of animals; Circles comprised of geometric figures; Circles comprised of humans; Circles comprised of letters or numerals; Circles comprised of plants; Circles comprised of punctuation; Letters, numerals, punctuation, geometric figures, objects, humans, plants or animals comprising a circle

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-04-26 - Registered - Principal Register
- 2005-02-01 - Published for opposition
- 2005-01-12 - Notice of publication
- 2005-01-07 - Assigned To Examiner
- 2004-11-30 - Law Office Publication Review Completed
- 2004-11-29 - Assigned To LIE
- 2004-11-29 - Assigned To LIE
- 2004-11-23 - Approved for Pub - Principal Register (Initial exam)
- 2004-11-22 - Amendment From Applicant Entered
- 2004-11-02 - Communication received from applicant

2004-11-10 - PAPER RECEIVED
2004-05-20 - Non-final action mailed
2004-05-19 - Assigned To Examiner
2003-11-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Phillip G. Avruch

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

Domestic Representative
RABIN & BERDO, P.C.
Phone Number: (202) 371-8976
Fax Number: (202) 408-0924

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 **160**

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 11:02:46 ET

Serial Number: 76448239 Assignment Information

Registration Number: 2775001

Mark

DIG!C

(words only): DIGIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-10-21

Filing Date: 2002-09-04

Transformed into a National Application: No

Registration Date: 2003-10-21

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: 2003-10-27

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

1. CANON KABUSHIKI KAISHA

Address:
CANON KABUSHIKI KAISHA
30-2, Shimomaruko 3-chome
Ohta-ku, Tokyo
Japan
Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

IMAGE PROCESSORS FOR DIGITAL CAMERAS

Basis: 1(a)

First Use Date: 2002-09-00

First Use in Commerce Date: 2002-10-03

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-10-21 - Registered - Principal Register

2003-07-29 - Published for opposition

2003-07-09 - Notice of publication

2003-05-20 - Approved for Pub - Principal Register (Initial exam)

2003-05-20 - Amendment to Use approved

2003-05-13 - Amendment to use processing complete

2003-02-26 - Amendment to Use filed

2003-05-13 - Previous allowance count withdrawn

2003-05-06 - Published for opposition

2003-04-16 - Notice of publication

2003-02-26 - PAPER RECEIVED

2003-03-04 - Approved for Pub - Principal Register (Initial exam)

2003-02-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Nina Shreve

Correspondent

NINA SHREVE
FITZPATRICK, CELLA, HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NEW YORK 10112
Phone Number: (212) 218-2100
Fax Number: (212) 218-2200

Domestic Representative

FITZPATRICK, CELLA, HARPER & SCINTO
Phone Number: (212) 218-2100
Fax Number: (212) 218-2200

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

161

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 11:03:15 ET

Serial Number: 76554386 Assignment Information

Registration Number: 2941251

Mark



(words only): DTT ONSITE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-04-19

Filing Date: 2003-10-08

Transformed into a National Application: No

Registration Date: 2005-04-19

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-04-19

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

1. Drive Thru Technology, Inc.

Address:
Drive Thru Technology, Inc.
1755 North Main Street
Los Angeles, CA 90031
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Software for the operation and management of digital surveillance systems

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-03-00

ADDITIONAL INFORMATION

Disclaimer: ONSITE

Design Search Code(s):

02.11.02 - Eyes, human; Human eyes; Iris (eye)

26.01.26 - Coils; Spirals; Swirls

26.17.25 - Other lines, bands or bars

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-04-19 - Registered - Principal Register

2005-01-25 - Published for opposition

2005-01-05 - Notice of publication

2004-11-23 - Law Office Publication Review Completed

2004-11-19 - Assigned To LIE

2004-11-18 - Approved for Pub - Principal Register (Initial exam)

2004-11-08 - Amendment From Applicant Entered

2004-11-01 - Communication received from applicant

2004-11-03 - TEAS Change Of Owner Address Received

2004-11-01 - PAPER RECEIVED

2004-05-03 - Non-final action mailed

2004-04-23 - Assigned To Examiner

2003-11-10 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leo A. Bautista

Correspondent

LEO A. BAUTISTA
LEWIS BRISBOIS BISGAARD & SMITH LLP
221 N. FIGUEROA STREET, SUITE 1200
LOS ANGELES CA 90012
Phone Number: (213) 250-1800
Fax Number: 213.250.7900

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 **162**

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 11:03:30 ET

Serial Number: 76503038 Assignment Information

Registration Number: 2942661

Mark



(words only): DIGISTOR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-04-19

Filing Date: 2003-04-01

Transformed into a National Application: No

Registration Date: 2005-04-19

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: 650 -Publication And Issue Section

Date In Location: 2005-03-09

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

1. Sunland International, LLC

Address:

Sunland International, LLC
355 S. Daniel Way, 1st Floor
San Jose, CA 95128
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

DVD drives, computer hard drives, floppy drives, DVD players, digital cameras, portable DVD players, DVD recorders, CD-ROM drives and blank DVDs and CDs

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-09-00

ADDITIONAL INFORMATION

Design Search Code(s):

26.03.02 - Ovals, plain single line; Plain single line ovals

26.03.03 - Incomplete ovals; Ovals, incomplete

26.03.04 - Ovals with two breaks or divided in the middle

MADRID PROTOCOL INFORMATION

USPTO Reference Number: A0006148

International Registration Number: 0903180

International Registration Date: 2006-10-17

Original Filing Date with USPTO: 2006-10-17

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2006-11-30

International Registration Renewal Date: 2016-10-17

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

11-30-2006 - 14:53:33 - Application For IR Registered By IB

10-18-2006 - 21:00:43 - IR Certified And Sent To IB

10-18-2006 - 17:52:41 - Manually Certified

10-17-2006 - 17:25:56 - New Application For IR Received

PROSECUTION HISTORY

2005-04-19 - Registered - Principal Register

2005-01-13 - Law Office Registration Review Completed

2005-01-13 - Assigned To LIE

2004-12-20 - Allowed for Registration - Principal Register (SOU accepted)

2004-12-06 - Statement of use processing complete

2004-12-01 - Amendment to Use filed

2004-12-01 - TEAS Statement of Use Received

- 2004-09-28 - Notice of allowance - mailed
- 2004-07-06 - Published for opposition
- 2004-06-16 - Notice of publication
- 2004-04-21 - Approved for Pub - Principal Register (Initial exam)
- 2004-03-22 - Communication received from applicant
- 2004-03-22 - PAPER RECEIVED
- 2003-09-22 - Non-final action mailed
- 2003-09-17 - Assigned To Examiner
- 2003-05-20 - Applicant amendment prior to exam entered
- 2003-05-20 - Communication received from applicant
- 2003-06-17 - Case File In TICRS
- 2003-05-20 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Claude A. S. Hamrick

Correspondent

CLAUDE A. S. HAMRICK
BURNS, DOANE, SWECKER & MATHIS
POST OFFICE BOX 1404
ALEXANDRIA, VIRGINIA 22313-1404
Phone Number: (650) 622-2300
Fax Number: 1.650.622.2499

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 **163**

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 11:03:44 ET

Serial Number: 76377256 Assignment Information

Registration Number: 2940437

Mark (words only): DIGIMARC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-04-12

Filing Date: 2002-03-01

Transformed into a National Application: No

Registration Date: 2005-04-12

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: 650 -Publication And Issue Section

Date In Location: 2005-02-28

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

1. Digimarc Corporation

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

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer programs for capturing facial and other images for inclusion in identification and license documents; computer programs for designing and rendering identification and license documents; computer programs for controlling the production of and printing of identification and license documents; computer programs for uploading identification and licensing information into a database of such information; computer programs for scanning

signatures and identification and license documents; computer programs for analyzing photographs and image files to identify faces of one or more individuals in the photographs and image files and which allow cropping of these photographs and image files; computer programs for electronically capturing signatures from a signature tablet or other input device; computer programs for performing color calibration and correction of identification and license documents; computer programs for retrieving identification and licensing information from an on-line accessible database of such information; computer programs for encryption or adding coded information to identification and license documents, for reading the encrypted or encoded identification and license documents, and for associating digital signatures with such identification and license documents; computer programs for creating, reading and viewing object files in the field of identification and licensing; computer programs for communicating with and manipulating databases of identification and licensing information and for assisting in storing such information in databases; computer programs for biometric facial recognition and fingerprint imaging; computer programs for analyzing the quality of license and identification information; image compression and decompression computer programs for use in the field of identification and licensing; user interface computer programs for use in the field of identification and licensing systems; and computer programs for managing and testing systems for producing identification and license documents and databases of information relating to identification and licensing

Basis: 1(a)
First Use Date: 2004-08-00
First Use in Commerce Date: 2004-08-00

International Class: 045
Class Status: Active
providing databases of fingerprint and facial recognition information for use by business, government, military and law enforcement

Basis: 1(a)
First Use Date: 2002-04-00
First Use in Commerce Date: 2002-04-00

ADDITIONAL INFORMATION

Prior Registration Number(s):
2085032

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-04-12 - Registered - Principal Register
- 2005-01-05 - Law Office Registration Review Completed
- 2004-12-17 - Assigned To LIE
- 2004-12-16 - Allowed for Registration - Principal Register (SOU accepted)
- 2004-12-14 - Statement of use processing complete
- 2004-11-29 - Amendment to Use filed
- 2004-11-29 - PAPER RECEIVED

Latest Status Info

2004-06-02 - Extension 2 granted
2004-06-02 - Extension 2 filed
2004-06-16 - Case File In TICRS
2004-06-04 - PAPER RECEIVED
2003-12-03 - Extension 1 granted
2003-12-03 - Extension 1 filed
2003-12-05 - PAPER RECEIVED
2003-06-03 - Notice of allowance - mailed
2003-03-11 - Published for opposition
2003-02-19 - Notice of publication
2003-01-16 - Approved for Pub - Principal Register (Initial exam)
2002-12-24 - Communication received from applicant
2002-12-24 - PAPER RECEIVED
2002-07-01 - Non-final action mailed
2002-06-27 - Assigned To Examiner
2002-06-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

David P. Petersen

Correspondent

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

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 164

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 11:04:34 ET

Serial Number: 76459630 Assignment Information

Registration Number: 2780896

Mark (words only): THE DIGITAL MEDIA SUITE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-04

Filing Date: 2002-10-21

Transformed into a National Application: No

Registration Date: 2003-11-04

Register: Supplemental

Law Office Assigned: LAW OFFICE 113

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-11-10

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

1. Roxio, Inc.

Address:

Roxio, Inc.
455 El Camino Real
Santa Clara, CA 95050
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 producing, editing, and storing digital information, namely, audio, photo, video and text data; computer software for converting and storing analog data into digital data on optical media; computer software for use in the conversion to and storage of audio, photo, video and text data on optical media and user manuals provided together therewith as a unit

Basis: 1(a)**First Use Date:** 2003-02-18**First Use in Commerce Date:** 2003-02-18

ADDITIONAL INFORMATION

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

2564809

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

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

2003-11-04 - Registered - Supplemental Register

2003-08-24 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2003-08-24 - Amendment to Use approved

2003-07-10 - Communication received from applicant

2003-08-07 - Amendment to use processing complete

2003-04-21 - Amendment to Use filed

2003-07-29 - TEAS Change Of Correspondence Received

2003-07-14 - PAPER RECEIVED

2003-07-02 - Non-final action mailed

2003-04-21 - Communication received from applicant

2003-05-21 - Case File In TICRS

2003-05-20 - Case File In TICRS

2003-04-21 - PAPER RECEIVED

2003-03-28 - Non-final action mailed

2003-03-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Allyn Taylor, Esq.

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

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 165

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 11:04:49 ET

Serial Number: 76418002 Assignment Information

Registration Number: 2767958

Mark (words only): BURN YOUR WORLD ON CD & DVD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-23

Filing Date: 2002-06-07

Transformed into a National Application: No

Registration Date: 2003-09-23

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia) .

Date In Location: 2003-09-29

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

1. Roxio, Inc.

Address:
Roxio, Inc.
455 El Camino Real
Santa Clara, CA 95050
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 producing and storing digital information, namely, audio, photo, video and text data; computer software for converting and storing analog data into digital data on optical media; computer software for use in the conversion to and storage of audio, photo, video and text data on optical media and user manuals provided together therewith as a unit

Basis: 1(a)**First Use Date:** 2002-01-00**First Use in Commerce Date:** 2002-01-00

ADDITIONAL INFORMATION

Disclaimer: "CD & DVD"

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

2003-09-23 - Registered - Principal Register

2003-07-29 - TEAS Change Of Correspondence Received

2003-07-17 - Allowed for Registration - Principal Register (SOU accepted)

2003-07-05 - Statement of use processing complete

2003-06-02 - Amendment to Use filed

2003-06-02 - PAPER RECEIVED

2003-05-06 - Notice of allowance - mailed

2003-02-11 - Published for opposition

2003-01-22 - Notice of publication

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

2002-11-20 - Examiner's amendment mailed

2002-11-14 - Non-final action mailed

2002-10-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
ALLYN TAYLOR

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

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 166

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 11:05:07 ET

Serial Number: 76262295 Assignment Information

Registration Number: 2564809

Mark (words only): THE DIGITAL MEDIA COMPANY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-04-23

Filing Date: 2001-05-17

Transformed into a National Application: No

Registration Date: 2002-04-23

Register: Supplemental

Law Office Assigned: LAW OFFICE 113

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-10-04

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

1. Roxio, Inc.

Address:

Roxio, Inc.
455 El Camino Real
Santa Clara, CA 95050
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER SOFTWARE, NAMELY, SOFTWARE FOR AUTHORIZING, CREATING, MANAGING, SHARING, CONVERTING AND RECORDING DIGITAL MEDIA FOR USE IN THE FIELD OF DIGITAL MEDIA RECORDING AND MANAGEMENT, COMPUTER SOFTWARE FOR MANAGING THE USE AND COPYING OF MUSIC, VIDEOS, DATA, PICTURES AND SOUND, MANAGING LICENSING ARRANGEMENTS

INVOLVING MUSIC, VIDEOS, DATA, PICTURES AND SOUND, AND FOR TRACKING THE USE AND COPYING OF MUSIC, VIDEOS, DATA, PICTURES AND SOUND FOR USE IN THE FIELD OF DIGITAL RIGHTS MANAGEMENT, AND COMPUTER SOFTWARE FOR COMPUTER NETWORK SYSTEM RECOVERY, AND USER MANUALS PROVIDED TOGETHER THEREWITH AS A UNIT

Basis: 1(a)

First Use Date: 2001-02-28

First Use in Commerce Date: 2001-02-28

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL MEDIA"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2006-12-13 - Assignment Of Ownership Not Updated Automatically
 - 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
 - 2003-02-27 - PAPER RECEIVED
 - 2002-08-15 - Section 7 correction issued
 - 2002-06-06 - Section 7 amendment filed
 - 2002-06-06 - PAPER RECEIVED
 - 2002-04-23 - Registered - Supplemental Register
 - 2002-03-22 - PAPER RECEIVED
 - 2002-02-01 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER
 - 2001-12-03 - Communication received from applicant
 - 2001-08-07 - Non-final action mailed
 - 2001-07-24 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Allyn Taylor

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

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 167

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 11:05:26 ET

Serial Number: 76208430 Assignment Information

Registration Number: 2735271

Mark (words only): DIGITAL CONCEPTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-08

Filing Date: 2001-02-06

Transformed into a National Application: No

Registration Date: 2003-07-08

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-07-14

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

1. SAKAR INTERNATIONAL INC.

Address:
SAKAR INTERNATIONAL INC.
195 Carter Drive
Edison, NJ 08817
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PHOTOGRAPHIC AND VIDEO CAMERAS, CAMERA LENSES, VIDEO LENSES, CAMERA FILTERS, BATTERY CHARGERS, AC ADAPTERS, CAMERA FLASHES, CAMERA TRIPODS, BATTERIES, BINOCULARS; AND CARRYING CASES FOR PHOTOGRAPHIC EQUIPMENT, ELECTRONIC STORAGE MEDIA AND VIDEO LIGHTS

Basis: 1(a)

First Use Date: 2001-02-13

First Use in Commerce Date: 2001-02-13

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1231517

International Registration Number: 0843841

International Registration Date: 2004-09-17

Original Filing Date with USPTO: 2004-09-17

International Registration Status: Application For IR Registered By IB

Date of International Registration Status: 2005-03-31

International Registration Renewal Date: 2014-09-17

Irregularity Reply by Date: (DATE NOT AVAILABLE)

Madrid History:

03-31-2005 - 13:48:35 - Application For IR Registered By IB

09-21-2004 - 10:24:49 - Manually Certified

09-21-2004 - 09:17:43 - New Application For IR Received

PROSECUTION HISTORY

2003-07-08 - Registered - Principal Register

2003-05-07 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-05 - Statement of use processing complete

2003-02-06 - Amendment to Use filed

2003-02-13 - PAPER RECEIVED

2002-08-06 - Notice of allowance - mailed

2002-05-14 - Published for opposition

2002-04-24 - Notice of publication

2001-11-02 - Approved for Pub - Principal Register (Initial exam)

2001-07-27 - Communication received from applicant

2001-05-18 - Non-final action mailed

2001-05-10 - Assigned To Examiner

2001-05-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

EZRA SUTTON

Correspondent

EZRA SUTTON

900 RTE 9 PLZ 9

WOODBRIIDGE NJ 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 **168**

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 11:05:49 ET

Serial Number: 76264426 Assignment Information

Registration Number: 2738108

Mark



DigitalProtectionPlus

(words only): DIGITALPROTECTIONPLUS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-15

Filing Date: 2001-05-30

Transformed into a National Application: No

Registration Date: 2003-07-15

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-11-21

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

1. TRILEGIANT CORPORATION

Address:
TRILEGIANT CORPORATION
100 CONNECTICUT AVENUE
NORWALK, CT 06850
United States

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

GOODS AND/OR SERVICES

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

computer software, downloadable from the Internet, namely, antivirus software, and firewall software for preventing intrusion and hacking

Basis: 1(a)**First Use Date:** 2001-09-00**First Use in Commerce Date:** 2001-09-00**International Class:** 042**Class Status:** Active

Technical computer support services provided by telephone, e-mail, and on-line via the Internet, in the field of detecting, preventing and eliminating computer viruses, and repairing damage caused by computer viruses, including identity theft and damage to credit history

Basis: 1(a)**First Use Date:** 2001-09-00**First Use in Commerce Date:** 2001-09-00

ADDITIONAL INFORMATION

Design Search Code(s):**14.11.08** - Locks; Locks and key holes; padlocks; combination locks; Locks, combination; Padlocks**24.01.02** - Shields or crests with figurative elements contained therein or superimposed thereon**24.15.25** - Other arrows

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-10-03 - Section 7 correction issued

2003-08-08 - Section 7 amendment filed

2003-08-08 - PAPER RECEIVED

2003-07-15 - Registered - Principal Register

2003-05-08 - Allowed for Registration - Principal Register (SOU accepted)

2003-05-04 - Statement of use processing complete

2003-02-27 - Amendment to Use filed

2003-02-27 - PAPER RECEIVED

2002-10-08 - Notice of allowance - mailed

Latest Status Info

- 2002-07-16 - Published for opposition
- 2002-06-26 - Notice of publication
- 2002-04-04 - Approved for Pub - Principal Register (Initial exam)
- 2002-01-04 - Communication received from applicant
- 2001-08-22 - Non-final action mailed

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jeffrey C. Katz

Correspondent

JEFFREY C. KATZ
DAVIS AND GILBERT LLP
1740 BROADWAY FL 3
NEW YORK NY 10019
Phone Number: (212) 468-4800
Fax Number: (212) 468-4888

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 169

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 11:06:01 ET

Serial Number: 76255345 Assignment Information

Registration Number: 2738071

Mark (words only): DIGITAL PROTECTION PLUS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-07-15

Filing Date: 2001-05-10

Transformed into a National Application: No

Registration Date: 2003-07-15

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-07-23

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

1. TRILEGIANT CORPORATION

Address:
TRILEGIANT CORPORATION
100 CONNECTICUT AVENUE
NORWALK, CT 06850
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
computer software, downloadable from the Internet, namely, antivirus software, and firewall software for preventing intrusion and hacking
Basis: 1(a)
First Use Date: 2001-09-00

First Use in Commerce Date: 2001-09-00

International Class: 042

Class Status: Active

Technical computer support services provided by telephone, e-mail, and on-line via the Internet, in the field of detecting, preventing and eliminating computer viruses, and repairing damage caused by computer viruses, including identity theft and damage to credit history

Basis: 1(a)

First Use Date: 2001-09-00

First Use in Commerce Date: 2001-09-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL PROTECTION"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2003-07-15 - Registered - Principal Register
 - 2003-05-08 - Allowed for Registration - Principal Register (SOU accepted)
 - 2003-05-04 - Statement of use processing complete
 - 2003-02-27 - Amendment to Use filed
 - 2003-02-27 - PAPER RECEIVED
 - 2002-10-08 - Notice of allowance - mailed
 - 2002-07-16 - Published for opposition
 - 2002-06-26 - Notice of publication
 - 2002-04-04 - Approved for Pub - Principal Register (Initial exam)
 - 2002-01-04 - Communication received from applicant
 - 2001-08-22 - Non-final action mailed
 - 2001-08-10 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Jeffrey C. Katz

Correspondent

JEFFREY C. KATZ
C/O DAVIS & GILBERT LLP
1740 BROADWAY
NEW YORK NY 10019-4315
Phone Number: (212) 468-4823
Fax Number: (212) 468-4888

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 170

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 11:06:28 ET

Serial Number: 76551481 Assignment Information

Registration Number: 2933853

Mark

Dig'it

(words only): DIG'IT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-03-15

Filing Date: 2003-09-26

Transformed into a National Application: No

Registration Date: 2005-03-15

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: 2005-01-31

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

1. Baltic Latvian Universal Electronics, LLC

Address:
Baltic Latvian Universal Electronics, LLC
766 D Lakefield Avenue, Suite D
Westlake Village, CA 91361
United States
Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

MICROPHONES

Basis: 1(a)

First Use Date: 2003-11-20

First Use in Commerce Date: 2003-11-20

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-03-15 - Registered - Principal Register

2004-12-06 - Law Office Registration Review Completed

2004-12-03 - Assigned To LIE

2004-11-26 - Allowed for Registration - Principal Register (SOU accepted)

2004-11-08 - Statement of use processing complete

2004-10-20 - Amendment to Use filed

2004-10-20 - PAPER RECEIVED

2004-09-07 - Notice of allowance - mailed

2004-06-15 - Published for opposition

2004-05-26 - Notice of publication

2004-04-24 - Approved for Pub - Principal Register (Initial exam)

2004-04-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MATTHEW P. LYNCH

Correspondent

MATTHEW P. LYNCH
28720 ROADSIDE DRIVE, SUITE 225
AGOURA HILLS, CALIFORNIA 91301

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 171

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 11:06:58 ET

Serial Number: 76977128 Assignment Information

Registration Number: 2931488

Mark (words only): DIGIMATE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-03-08

Filing Date: 2001-07-27

Transformed into a National Application: No

Registration Date: 2005-03-08

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: 650 -Publication And Issue Section

Date In Location: 2005-01-26

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

1. EMI GLOBAL, INC

Address:
EMI GLOBAL, INC
17911 Mitchell Street Suite 250
Irvine, CA 92614
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Television receivers
Basis: 1(a)
First Use Date: 2004-08-05
First Use in Commerce Date: 2004-08-05

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-03-08 - Registered - Principal Register
2004-11-09 - Law Office Registration Review Completed
2004-11-05 - Assigned To LIE
2004-10-29 - Allowed for Registration - Principal Register (SOU accepted)
2004-10-25 - Statement of use processing complete
2004-10-01 - Amendment to Use filed
2004-10-25 - Divisional processing completed
2004-10-14 - Divisional request received
2004-10-25 - Extension 2 granted
2004-09-29 - Extension 2 filed
2004-10-14 - PAPER RECEIVED
2004-10-01 - TEAS Statement of Use Received
2004-09-29 - TEAS Extension Received
2004-04-17 - Extension 1 granted
2004-03-29 - Extension 1 filed
2004-04-14 - Case File In TICRS
2004-04-01 - PAPER RECEIVED
2003-09-30 - Notice of allowance - mailed
2003-08-15 - PAPER RECEIVED
2003-07-08 - Published for opposition
2003-06-18 - Notice of publication

2003-05-05 - Approved for Pub - Principal Register (Initial exam)
2003-04-23 - Assigned To Examiner
2002-10-09 - Letter of suspension mailed
2002-08-15 - Communication received from applicant
2002-08-15 - PAPER RECEIVED
2002-05-09 - Final refusal mailed
2002-05-08 - Assigned To Examiner
2002-03-07 - Communication received from applicant
2002-03-07 - PAPER RECEIVED
2001-09-17 - Non-final action mailed
2001-09-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Leonard Messinger, Esq.

Correspondent

LEONARD MESSINGER, ESQ.
FULWIDER PATTON LEE & UTECHT, LLP
HOWARD HUGHES CENTER
6060 CENTER DRIVE, 10TH FLOOR
LOS ANGELES, CA 90045
Phone Number: (310) 824-5555
Fax Number: (310) 824-9696

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

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

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

EXHIBIT 172

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 11:07:13 ET

Serial Number: 76528473 Assignment Information

Registration Number: 2931427

Mark



(words only): DIGI1

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-03-08

Filing Date: 2003-07-09

Transformed into a National Application: No

Registration Date: 2005-03-08

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: 650 -Publication And Issue Section

Date In Location: 2005-01-26

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

1. GP Batteries International Limited

Address:
GP Batteries International Limited
50 Gul Crescent
Singapore 629543
Singapore
Legal Entity Type: Corporation

State or Country of Incorporation: Singapore

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Batteries; battery chargers

Basis: 1(a)

First Use Date: 2004-04-00

First Use in Commerce Date: 2004-04-00

ADDITIONAL INFORMATION

Design Search Code(s):

26.01.02 - Circles, plain single line; Plain single line circles

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-03-08 - Registered - Principal Register

2004-11-09 - Law Office Registration Review Completed

2004-11-09 - Assigned To LIE

2004-10-21 - Allowed for Registration - Principal Register (SOU accepted)

2004-09-29 - Assigned To Examiner

2004-09-28 - Statement of use processing complete

2004-09-10 - Amendment to Use filed

2004-09-10 - PAPER RECEIVED

2004-05-25 - Notice of allowance - mailed

2004-03-02 - Published for opposition

2004-02-11 - Notice of publication

2003-12-10 - Approved for Pub - Principal Register (Initial exam)

2003-12-10 - Assigned To Examiner

2003-11-30 - TEAS Change Of Correspondence Received

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lisa A. Dunner

Correspondent

LISA A. DUNNER

DUNNER LAW

WATERFRONT CENTER

1010 WISCONSIN AVE, STE 560

WASHINGTON, DC 20007

Phone Number: 202-298-6002

Fax Number: 202-298-6003

Domestic Representative

Lisa A. Dunner

Phone Number: 202-895-1371

Fax Number: 301-229-1510

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 **173**

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 11:07:27 ET

Serial Number: 76428456 Assignment Information

Registration Number: 2860944

Mark



(words only): HD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-06

Filing Date: 2002-07-03

Transformed into a National Application: No

Registration Date: 2004-07-06

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: 2004-07-20

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

1. iBiquity Digital Corporation

Address:

iBiquity Digital Corporation
8865 Stanford Boulevard, Suite 202
Columbia, MD 21045
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used to convert analog radio signals into digital signals; computer chips that convert analog radio signals into digital signals; computer software used to decode digital transmission signals into audio, all sold as components of radios

Basis: 1(a)

First Use Date: 2002-09-01

First Use in Commerce Date: 2002-09-01

ADDITIONAL INFORMATION

Disclaimer: "HD"

Design Search Code(s):

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

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

27.03.01 - Geometric figures forming letters, numerals or punctuation

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

2006-12-06 - Assignment Of Ownership Not Updated Automatically

2005-12-28 - Attorney Revoked And/Or Appointed

2005-12-28 - TEAS Revoke/Appoint Attorney Received

2004-07-06 - Registered - Principal Register

2004-04-13 - Allowed for Registration - Principal Register (SOU accepted)

2004-02-11 - Communication received from applicant

2004-03-02 - Case File In TICRS

2004-02-12 - PAPER RECEIVED

2004-02-11 - FAX RECEIVED

2003-11-18 - Non-final action mailed

2003-10-27 - Assigned To Examiner

2003-10-24 - Case File In TICRS
2003-10-09 - Statement of use processing complete
2003-09-09 - Amendment to Use filed
2003-09-09 - PAPER RECEIVED
2003-03-11 - Notice of allowance - mailed
2002-12-17 - Published for opposition
2002-11-27 - Notice of publication
2002-10-06 - Approved for Pub - Principal Register (Initial exam)
2002-10-01 - Examiner's amendment mailed
2002-09-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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

174

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 11:07:45 ET

Serial Number: 76428455 Assignment Information

Registration Number: 2832781

Mark



(words only): HD RADIO READY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-04-13

Filing Date: 2002-07-03

Transformed into a National Application: No

Registration Date: 2004-04-13

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: 2004-05-17

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

1. iBiquity Digital Corporation

Address:

iBiquity Digital Corporation
8865 Stanford Boulevard, Suite 202
Columbia, MD 21045
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used to convert analog radio signals into digital signals; computer chips that convert analog radio signals into digital signals; computer software used to decode digital transmission signals into audio, all sold as components of radios

Basis: 1(a)

First Use Date: 2003-01-01

First Use in Commerce Date: 2003-01-01

ADDITIONAL INFORMATION

Disclaimer: "HD" and "RADIO READY"

Design Search Code(s):

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

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

2006-12-06 - Assignment Of Ownership Not Updated Automatically

2005-12-28 - Attorney Revoked And/Or Appointed

2005-12-28 - TEAS Revoke/Appoint Attorney Received

2004-04-13 - Registered - Principal Register

2004-01-22 - Allowed for Registration - Principal Register (SOU accepted)

2003-12-09 - Communication received from applicant

2003-12-10 - PAPER RECEIVED

2003-11-18 - Non-final action mailed

2003-10-27 - Assigned To Examiner

2003-10-24 - Case File In TICRS

2003-10-09 - Statement of use processing complete

3-09-09 - Amendment to Use filed

03-09-09 - PAPER RECEIVED

2003-03-11 - Notice of allowance - mailed

2002-12-17 - Published for opposition

2002-11-27 - Notice of publication

2002-10-06 - Approved for Pub - Principal Register (Initial exam)

2002-10-01 - Examiner's amendment mailed

2002-09-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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 175

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 11:08:02 ET

Serial Number: 76428454 Assignment Information

Registration Number: 2865524

Mark



(words only): HD RADIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-20

Filing Date: 2002-07-03

Transformed into a National Application: No

Registration Date: 2004-07-20

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: 2004-07-26

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

1. iBiquity Digital Corporation

Address:

iBiquity Digital Corporation
8865 Stanford Boulevard, Suite 202
Columbia, MD 21045
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used to convert analog radio signals into digital signals; computer chips that convert analog radio signals into digital signals; computer software used to decode digital transmission signals into audio, all sold as components of radios

Basis: 1(a)

First Use Date: 2002-09-01

First Use in Commerce Date: 2002-09-01

ADDITIONAL INFORMATION

Disclaimer: "HD" and " RADIO"

Design Search Code(s):

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

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

27.03.01 - Geometric figures forming letters, numerals or punctuation

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

2006-12-06 - Assignment Of Ownership Not Updated Automatically

2005-12-28 - Attorney Revoked And/Or Appointed

2005-12-28 - TEAS Revoke/Appoint Attorney Received

2004-07-20 - Registered - Principal Register

2004-04-29 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-08 - Communication received from applicant

2004-04-12 - Email Received

2003-11-18 - Non-final action mailed

2003-10-27 - Assigned To Examiner

2003-10-24 - Case File In TICRS

2003-10-09 - Statement of use processing complete

2003-09-09 - Amendment to Use filed
2003-09-09 - PAPER RECEIVED
2003-03-11 - Notice of allowance - mailed
2002-12-17 - Published for opposition
2002-11-27 - Notice of publication
2002-10-06 - Approved for Pub - Principal Register (Initial exam)
2002-10-01 - Examiner's amendment mailed
2002-09-30 - Assigned To Examiner
2002-08-19 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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 11:08:15 ET

Serial Number: 76428453 Assignment Information

Registration Number: 2867408

Mark



(words only): HD RADIO PURE DIGITAL. CLEAR RADIO.

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-07-27

Filing Date: 2002-07-03

Transformed into a National Application: No

Registration Date: 2004-07-27

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: 2004-08-03

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

1. iBiquity Digital Corporation

Address:
iBiquity Digital Corporation
8865 Stanford Boulevard, Suite 202
Columbia, MD 21045
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software used to convert analog radio signals into digital signals; computer chips that convert analog radio signals into digital signals; computer software used to decode digital transmission signals into audio, all sold as components of radios

Basis: 1(a)

First Use Date: 2003-08-01

First Use in Commerce Date: 2003-08-01

ADDITIONAL INFORMATION

Disclaimer: "HD" and "RADIO"

Design Search Code(s):

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

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

27.03.01 - Geometric figures forming letters, numerals or punctuation

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

2006-12-06 - Assignment Of Ownership Not Updated Automatically

2005-12-28 - Attorney Revoked And/Or Appointed

2005-12-28 - TEAS Revoke/Appoint Attorney Received

2004-07-27 - Registered - Principal Register

2004-05-03 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-08 - Communication received from applicant

2004-04-12 - Email Received

2003-11-18 - Non-final action mailed

2003-10-27 - Assigned To Examiner

2003-10-24 - Case File In TICRS

2003-10-09 - Statement of use processing complete

2003-09-09 - Amendment to Use filed
2003-09-09 - PAPER RECEIVED
2003-03-11 - Notice of allowance - mailed
2002-12-17 - Published for opposition
2002-11-27 - Notice of publication
2002-10-06 - Approved for Pub - Principal Register (Initial exam)
2002-10-01 - Examiner's amendment mailed
2002-09-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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 **177**

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 11:08:32 ET

Serial Number: 76050145 Assignment Information

Registration Number: 2669755

Mark



(words only): IBIQUITY DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-31

Filing Date: 2000-05-16

Transformed into a National Application: No

Registration Date: 2002-12-31

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: 2004-03-18

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

1. IBIQUITY DIGITAL CORPORATION

Address:
 IBIQUITY DIGITAL CORPORATION
 8865 STANFORD BOULEVARD SUITE 202
 COLUMBIA, MD 21045
 United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER HARDWARE AND SOFTWARE FOR USE IN RADIO BROADCASTING AND TRANSMISSION AND RECEPTION OF INFORMATION AND DATA STREAMS

Basis: 1(a)

First Use Date: 2002-04-30

First Use in Commerce Date: 2002-04-30

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Design Search Code(s):

01.05.04 - Sun with rays but neither partially exposed nor with facial features

01.05.25 - Sun, other representations of the sun

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically

2006-12-06 - Assignment Of Ownership Not Updated Automatically

2005-12-28 - Attorney Revoked And/Or Appointed

2005-12-28 - TEAS Revoke/Appoint Attorney Received

2004-01-28 - Section 7 amendment issued

2003-11-17 - Response received for Post Registration action

2003-06-11 - Post Registration action mailed - Section 7

2003-03-31 - Section 7 amendment filed

2003-03-31 - Section 7 amendment filed

2003-03-31 - PAPER RECEIVED

2002-12-31 - Registered - Principal Register

2002-10-21 - Allowed for Registration - Principal Register (SOU accepted)

2002-10-16 - Assigned To Examiner

2002-10-14 - Statement of use processing complete
2002-09-12 - Amendment to Use filed
2002-09-13 - PAPER RECEIVED
2002-07-22 - PAPER RECEIVED
2002-03-12 - Notice of allowance - mailed
2001-12-18 - Published for opposition
2001-11-28 - Notice of publication
2001-08-09 - Approved for Pub - Principal Register (Initial exam)
2001-03-20 - Communication received from applicant
2000-09-27 - Non-final action mailed
2000-09-20 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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 178

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 11:08:54 ET

Serial Number: 76021614 Assignment Information

Registration Number: 2727566

Mark (words only): IBIQUITY DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-17

Filing Date: 2000-04-07

Transformed into a National Application: No

Registration Date: 2003-06-17

Register: Principal

Law Office Assigned: LAW OFFICE 114

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-11-24

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

1. IBIQUITY DIGITAL CORPORATION

Address:

IBIQUITY DIGITAL CORPORATION
8865 STANFORD BOULEVARD SUITE 202
COLUMBIA, MD 21045

United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

COMPUTER HARDWARE AND SOFTWARE FOR USE IN RADIO BROADCASTING AND TRANSMISSION AND RECEPTION OF INFORMATION AND DATA STREAMS

Basis: 1(a)

First Use Date: 2002-04-30

First Use in Commerce Date: 2002-04-30

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-12-13 - Assignment Of Ownership Not Updated Automatically
2006-12-06 - Assignment Of Ownership Not Updated Automatically
2005-12-28 - Attorney Revoked And/Or Appointed
2005-12-28 - TEAS Revoke/Appoint Attorney Received
2003-09-06 - Section 7 amendment issued
2003-07-10 - Section 7 amendment filed
2003-07-10 - PAPER RECEIVED
2003-06-17 - Registered - Principal Register
2003-03-23 - Allowed for Registration - Principal Register (SOU accepted)
2003-03-12 - Statement of use processing complete
2002-12-16 - Amendment to Use filed
2002-12-16 - PAPER RECEIVED
2002-07-22 - PAPER RECEIVED
2002-06-18 - Notice of allowance - mailed
2002-03-26 - Published for opposition
2002-03-06 - Notice of publication
2001-10-18 - Approved for Pub - Principal Register (Initial exam)
2001-03-20 - Communication received from applicant
2001-07-19 - Previous action count withdrawn
2000-09-29 - Non-final action mailed

2000-09-28 - Assigned To Examiner

2000-09-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James W. Walworth, Jr.

Correspondent

James W. Walworth, Jr.

Jones Day

North Point

901 Lakeside Avenue

Cleveland OH 44114

Phone Number: (216) 586-7568

Fax Number: (216) 579-0212

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 179

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 11:09:12 ET

Serial Number: 76493175 Assignment Information

Registration Number: 2928170

Mark

DigiSET

(words only): DIGISET

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-02-22

Filing Date: 2003-02-25

Transformed into a National Application: No

Registration Date: 2005-02-22

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: 650 -Publication And Issue Section

Date In Location: 2005-01-13

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

1. SCP SCIENCE

Address:
SCP SCIENCE
21800 CLARK GRAHAM
BAIE D'URFE H9X 4B6
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada
Phone Number: 1-514-457-0701
Fax Number: 1-514-457-4499

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
LEVEL SENSING DEVICE FOR LABORATORY digestion blocks
Basis: 1(a)
First Use Date: 2002-06-01
First Use in Commerce Date: 2002-06-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-02-22 - Registered - Principal Register
2004-12-14 - Law Office Registration Review Completed
2004-12-14 - Assigned To LIE
2004-11-30 - Allowed for Registration - Principal Register (SOU accepted)
2004-11-29 - Statement of use processing complete
2004-11-21 - Amendment to Use filed
2004-11-21 - TEAS Statement of Use Received
2004-08-24 - Notice of allowance - mailed
2004-06-01 - Published for opposition
2004-05-12 - Notice of publication
2004-03-11 - Approved for Pub - Principal Register (Initial exam)
2004-02-09 - Communication received from applicant
2004-02-22 - TEAS Response to Office Action Received
2004-02-09 - TEAS Response to Office Action Received

Latest Status Info

2003-08-25 - Non-final action mailed

2003-08-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

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

Domestic Representative

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

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

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

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

EXHIBIT 180

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 11:09:25 ET

Serial Number: 76514852 Assignment Information

Registration Number: 2926714

Mark (words only): DIGITALOPE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-02-15

Filing Date: 2003-05-16

Transformed into a National Application: No

Registration Date: 2005-02-15

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: 650 -Publication And Issue Section

Date In Location: 2005-01-03

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

1. Crown Envelope, LLC

Address:

Crown Envelope, LLC
3249 E. Kemper Road
Cincinnati, OH 45241
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Michigan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

multimedia software recorded on CD-ROM for print layout for paper products

Basis: 1(a)

First Use Date: 2002-04-30

First Use in Commerce Date: 2002-04-30

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-02-15 - Registered - Principal Register
2004-12-12 - Law Office Registration Review Completed
2004-11-29 - Assigned To LIE
2004-11-23 - Allowed for Registration - Principal Register (SOU accepted)
2004-11-19 - Statement of use processing complete
2004-11-04 - Amendment to Use filed
2004-11-04 - PAPER RECEIVED
2004-05-04 - Notice of allowance - mailed
2004-02-10 - Published for opposition
2004-01-21 - Notice of publication
2003-11-28 - Approved for Pub - Principal Register (Initial exam)
2003-11-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

J. Dwight Poffenberger, Jr.

Correspondent

J. DWIGHT POFFENBERGER, JR.
WOOD, HERRON & EVANS, L.L.P.
2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OH 45202-2917
Phone Number: (513) 241-2324

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 181

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 11:09:37 ET

Serial Number: 76509257 Assignment Information

Registration Number: 2925639

Mark (words only): DIGI CONNECT ME

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-02-08

Filing Date: 2003-04-24

Transformed into a National Application: No

Registration Date: 2005-02-08

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: 650 -Publication And Issue Section

Date In Location: 2004-12-28

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 Computer Network Connectivity Software

Basis: 1(a)

First Use Date: 2003-04-00

First Use in Commerce Date: 2003-04-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

1666495
2019613
2132925
2148245
2176760
2193984
2200945
2317478
2319992
2369665
2392683

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-02-08 - Registered - Principal Register
2005-01-02 - Assigned To Examiner
2004-12-10 - Law Office Registration Review Completed
2004-12-09 - Assigned To LIE
2004-11-15 - Assigned To LIE
2004-11-08 - Allowed for Registration - Principal Register (SOU accepted)
2004-09-22 - Statement of use processing complete
2004-09-22 - Amendment to Use filed
2004-09-27 - PAPER RECEIVED
2004-08-24 - Notice of allowance - mailed
2004-06-01 - Published for opposition
2004-05-12 - Notice of publication
2004-04-26 - PAPER RECEIVED
2004-04-23 - TEAS Change Of Correspondence Received
2004-02-26 - Approved for Pub - Principal Register (Initial exam)

Latest Status Info

2004-01-12 - Communication received from applicant

2004-01-12 - PAPER RECEIVED

2003-09-30 - Non-final action mailed

2003-09-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Marsha Stolt

Correspondent

MARSHA STOLT,
MOSS & BARNETT, P.A.
4800 WELLS FARGO CENTER
90 SO SEVENTH ST
MINNEAPOLIS MN 55402-4129
Phone Number: (612) 347-0443
Fax Number: (612) 339-6686

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 **182**

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 11:09:51 ET

Serial Number: 76343611 Assignment Information

Registration Number: 2668674

Mark (words only): DEMAND DIGITAL

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-12-31

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2002-12-31

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. PANASONIC CORPORATION OF NORTH AMERICA

Address:
PANASONIC CORPORATION OF NORTH AMERICA
ONE PANASONIC WAY
SECAUCUS, NJ 07094
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active
DIGITAL TELEPHONES

Basis: 1(a)
First Use Date: 2002-04-26
First Use in Commerce Date: 2002-04-26

ADDITIONAL INFORMATION

Disclaimer: "digital"

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
 - 2002-07-23 - Approved for Pub - Principal Register (Initial exam)
 - 2002-07-23 - Amendment to Use approved
 - 2002-07-23 - Amendment to use processing complete
 - 2002-07-01 - Amendment to Use filed
 - 2002-07-23 - Previous allowance count withdrawn
 - 2002-07-01 - PAPER RECEIVED
 - 2002-07-11 - Approved for Pub - Principal Register (Initial exam)
 - 2002-06-24 - Communication received from applicant
 - 2002-02-28 - Non-final action mailed
 - 2002-02-23 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morton Amster

Correspondent

MORTON AMSTER
 AMSTER ROTHSTEIN
 90 PARK AVE FL 21
 NEW YORK NY 10016-1463
 Phone Number: (212) 697- 5995
 Fax Number: (212) 286-0854

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 11:10:08 ET

Serial Number: 76263842 Assignment Information

Registration Number: 2919297

Mark (words only): DIGITECH WHAMMY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-01-18

Filing Date: 2001-05-29

Transformed into a National Application: No

Registration Date: 2005-01-18

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: 650 -Publication And Issue Section

Date In Location: 2004-12-07

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

1. Harman International Industries Inc.

Address:

Harman International Industries Inc.
Legal Department 8500 Balboa Blvd.
Northridge, CA 91329
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

guitar signal processing device

Basis: 1(a)

First Use Date: 1990-01-31

First Use in Commerce Date: 1990-01-31

ADDITIONAL INFORMATION

Disclaimer: "WHAMMY"

Prior Registration Number(s):

1581245

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2005-01-18 - Registered - Principal Register

2004-11-17 - Assigned To LIE

2004-11-16 - Law Office Registration Review Completed

2004-11-16 - Assigned To LIE

2004-10-29 - Allowed for Registration - Principal Register (SOU accepted)

2004-09-28 - Assigned To Examiner

2004-09-27 - Statement of use processing complete

2004-09-15 - Amendment to Use filed

2004-09-15 - TEAS Statement of Use Received

2004-07-26 - TEAS Extension Received

2004-06-17 - Case File In TICRS

2004-06-07 - PAPER RECEIVED

2004-03-01 - PAPER RECEIVED

2004-02-12 - Extension 1 granted

2004-01-27 - Extension 1 filed

2004-01-27 - Notice of allowance - mailed

2003-12-08 - PAPER RECEIVED

2003-11-04 - Published for opposition

2003-10-15 - Notice of publication

Latest Status Info

2002-12-20 - PAPER RECEIVED

2002-03-11 - PAPER RECEIVED

2002-01-18 - Approved for Pub - Principal Register (Initial exam)

2001-10-02 - Communication received from applicant

2001-09-11 - Non-final action mailed

2001-08-22 - Assigned To Examiner

2001-07-26 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Kathryn A. Tyler

Correspondent

Kathryn A. Tyler

Harman International Industries, Inc.

8500 Balboa Blvd.

Northridge, CA 91329

Phone Number: (312) 782-3939

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

154

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 11:10:23 ET

Serial Number: 76510783 Assignment Information

Registration Number: 2915625

Mark (words only): DIGI CONNECTWARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-01-04

Filing Date: 2003-04-30

Transformed into a National Application: No

Registration Date: 2005-01-04

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: 650 -Publication And Issue Section

Date In Location: 2005-01-04

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 and Computer Network Connectivity Software

Basis: 1(a)

First Use Date: 2001-03-31

First Use in Commerce Date: 2001-03-31

International Class: 037

Class Status: Active

Maintenance and repair of computer network connectivity hardware

Basis: 1(a)

First Use Date: 2001-03-31

First Use in Commerce Date: 2001-03-31

International Class: 042

Class Status: Active

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

Basis: 1(a)

First Use Date: 2001-03-31

First Use in Commerce Date: 2001-03-31

ADDITIONAL INFORMATION

Prior Registration Number(s):

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

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2005-01-04 - Registered - Principal Register
- 2004-10-19 - Assigned To Examiner
- 2004-10-12 - Published for opposition
- 2004-09-22 - Notice of publication
- 2004-08-04 - Law Office Publication Review Completed
- 2004-08-04 - Assigned To LIE

2004-07-26 - Approved for Pub - Principal Register (Initial exam)
2004-06-03 - Examiner's amendment mailed
2004-05-23 - Previous allowance count withdrawn
2004-04-26 - PAPER RECEIVED
2004-04-23 - TEAS Change Of Correspondence Received
2004-03-25 - Approved for Pub - Principal Register (Initial exam)
2004-01-13 - Communication received from applicant
2004-01-13 - PAPER RECEIVED
2003-10-01 - Non-final action mailed
2003-09-29 - Assigned To Examiner
2003-06-30 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
MARSHA STOLT

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

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 **185**

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 11:10:36 ET

Serial Number: 76554843 Assignment Information

Registration Number: 2912411

Mark (words only): DIGI CONNECT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-21

Filing Date: 2003-10-14

Transformed into a National Application: No

Registration Date: 2004-12-21

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-21

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

1. Digi International Inc.

Address:

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

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer network connectivity hardware and computer network connectivity software

Basis: 1(a)

First Use Date: 1995-12-01

First Use in Commerce Date: 1995-12-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

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

MADRID PROTOCOL INFORMATION

USPTO Reference Number: Z1230637**International Registration Number:** 0822610**International Registration Date:** 2004-03-30**Original Filing Date with USPTO:** 2004-03-30**International Registration Status:** Application For IR Registered By IB**Date of International Registration Status:** 2004-05-06**International Registration Renewal Date:** 2014-03-30**Irregularity Reply by Date:** (DATE NOT AVAILABLE)**Madrid History:**

07-19-2006 - 12:38:53 - Ceasing Of Effect Reviewed - No Action Required By Office
05-02-2006 - 08:09:35 - Ceasing Of Effect Manually Processed
05-10-2004 - 16:17:12 - Application For IR Registered By IB
04-02-2004 - 08:30:37 - Manually Certified
04-01-2004 - 11:14:07 - New Application For IR Received

PROSECUTION HISTORY

2004-12-21 - Registered - Principal Register

2004-09-28 - Published for opposition

2004-09-08 - Notice of publication

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

2004-04-30 - Assigned To Examiner

2004-04-26 - PAPER RECEIVED

2004-04-23 - TEAS Change Of Correspondence Received

2003-11-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

MARSHA STOLT

Correspondent

MARSHA STOLT

MOSS & BARNETT PA

4800 WELLS FARGO CT

90 S 7TH ST

MINNEAPOLIS MN 55402-4129

Phone Number: (612) 347-0443

Fax Number: (612) 339-6686

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 186

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 11:10:48 ET

Serial Number: 76083678 Assignment Information

Registration Number: 2913445

Mark (words only): ARCOT DIGITAL IDENTITY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-21

Filing Date: 2000-07-05

Transformed into a National Application: No

Registration Date: 2004-12-21

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: 650 -Publication And Issue Section

Date In Location: 2004-11-10

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

1. Arcot Systems, Inc.

Address:
Arcot Systems, Inc.
455 West Maude Avenue
Sunnyvale, CA 94085
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 verifying the unique identity of users for electronic commerce and enterprise applications via a global computer network

Basis: 1(a)

First Use Date: 2003-11-00

First Use in Commerce Date: 2004-05-26

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL IDENTITY"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-06 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-06-06 - TEAS Change Of Owner Address Received

2004-12-21 - Registered - Principal Register

2004-10-12 - Law Office Registration Review Completed

2004-10-08 - Assigned To LIE

2004-09-28 - Allowed for Registration - Principal Register (SOU accepted)

2004-09-27 - Assigned To Examiner

2004-09-24 - Statement of use processing complete

2004-09-09 - Amendment to Use filed

2004-09-09 - TEAS Statement of Use Received

2004-07-15 - Case File In TICRS

2004-03-09 - Extension 5 granted

2004-03-09 - Extension 5 filed

2004-03-09 - TEAS Extension Received

2003-09-10 - Extension 4 granted

2003-09-10 - Extension 4 filed

2003-09-10 - TEAS Extension Received

2003-05-21 - Extension 3 granted

2003-03-07 - Extension 3 filed

2003-03-11 - PAPER RECEIVED

Latest Status Info

2002-09-30 - Extension 2 granted
2002-09-11 - Extension 2 filed
2002-09-16 - PAPER RECEIVED
2002-04-03 - Extension 1 granted
2002-03-08 - Extension 1 filed
2002-03-12 - PAPER RECEIVED
2001-09-11 - Notice of allowance - mailed
2001-06-19 - Published for opposition
2001-06-06 - Notice of publication
2001-03-08 - Approved for Pub - Principal Register (Initial exam)
2001-03-02 - Examiner's amendment mailed
2001-02-27 - Assigned To Examiner
2001-01-12 - Non-final action mailed
2001-01-02 - Assigned To Examiner
2001-01-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Carla B. Oakley

Correspondent

Carla B. Oakley
Morgan, Lewis & Bockius LLP
One Market, Spear Street Tower
San Francisco CA 94105
Phone Number: (415) 442-1301
Fax Number: (415) 442-1001

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 **187**

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 11:11:05 ET

Serial Number: 76553756 Assignment Information

Registration Number: 2907944

Mark



(words only): DIGITAL GEAR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-12-07

Filing Date: 2003-10-23

Transformed into a National Application: No

Registration Date: 2004-12-07

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-12-07

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

1. ELITE BRANDS INC.

Address:
ELITE BRANDS INC.
350 Fifth Avenue, Suite 821
New York, NY 10118
United States
Legal Entity Type: Corporation

State or Country of Incorporation: New York

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Cameras

Basis: 1(a)

First Use Date: 2003-10-08

First Use in Commerce Date: 2003-10-08

ADDITIONAL INFORMATION

Disclaimer: DIGITAL GEAR

Design Search Code(s):

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

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-12-07 - Registered - Principal Register

2004-09-14 - Published for opposition

2004-08-25 - Notice of publication

2004-06-23 - Approved for Pub - Principal Register (Initial exam)

2004-06-04 - Communication received from applicant

2004-06-04 - PAPER RECEIVED

2004-05-25 - Non-final action mailed

2004-05-13 - Assigned To Examiner

2003-11-12 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

RICHARD E. CARMEN

Correspondent

RICHARD E. CARMEN
BRIEF JUSTICE CARMEN & KLEIMAN, LLP
805 THIRD AVENUE, 6TH FLOOR
NEW YORK, NY 10022
Phone Number: (212) 758-6160
Fax Number: (212) 832-1747

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 11:11:19 ET

Serial Number: 76551985 Assignment Information

Registration Number: 2902980

Mark (words only): DR500C+

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-11-16

Filing Date: 2003-10-14

Transformed into a National Application: No

Registration Date: 2004-11-16

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-11-16

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

1. Digital Recorders, Inc.

Address:

Digital Recorders, Inc.
5949 Sherry Lane, Suite 1050
Dallas, TX 75225
United States

Legal Entity Type: Corporation

State or Country of Incorporation: North Carolina

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Public address systems for urban transit vehicles, namely, switches, microphones, and speakers

Basis: 1(a)

First Use Date: 1999-03-00

First Use in Commerce Date: 1999-03-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-06-08 - Attorney Revoked And/Or Appointed
2006-06-08 - TEAS Revoke/Appoint Attorney Received
2004-11-16 - Registered - Principal Register
2004-08-24 - Published for opposition
2004-08-04 - Notice of publication
2004-05-26 - Approved for Pub - Principal Register (Initial exam)
2004-05-26 - EXAMINERS AMENDMENT E-MAILED
2004-05-13 - Non-final action e-mailed
2004-04-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Brian D. Walker

Correspondent

Brian D. Walker
Howison & Arnott
5420 LBJ Freeway, Suite 660
Dallas TX 75240
Phone Number: 972-680-6054
Fax Number: 972-479-0464

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

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

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

EXHIBIT 189

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 11:11:35 ET

Serial Number: 76509701 Assignment Information

Registration Number: 2831645

Mark

EZDigiMagic

(words only): EZDIGIMAGIC

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-04-13

Filing Date: 2003-04-28

Transformed into a National Application: No

Registration Date: 2004-04-13

Register: Principal

Law Office Assigned: LAW OFFICE 111

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-05-17

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

1. EZPNP TECHNOLOGIES CORP.

Address:

EZPNP TECHNOLOGIES CORP.
11F, NO. 182, SUNG CHIANG RD
TAIPEI R.O.C.

Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

BLANK OPTICAL DISCS, CD-RW DRIVERS (CD-REWRITABLE DRIVERS), CD RECORDING DEVICES IN THE NATURE OF CD DUPLICATORS, VIDEO COMPACT DISC DRIVES

Basis: 1(a)

First Use Date: 2001-06-00

First Use in Commerce Date: 2001-06-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-04-13 - Registered - Principal Register

2004-01-20 - Published for opposition

2003-12-31 - Notice of publication

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

2003-11-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Bruce H. Troxell

Correspondent

BRUCE H. TROXELL
TROXELL LAW OFFICE PLLC
5205 LEESBURG PIKE STE 1404
FALLS CHURCH VA 22041-3894
Phone Number: (703) 575-2711
Fax Number: (703) 575-2707

Domestic Representative

Bruce H. Troxell
Phone Number: (703) 575-2711
Fax Number: (703) 575-2707

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 190

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 11:11:53 ET

Serial Number: 76341058 Assignment Information

Registration Number: 2757698

Mark (words only): DIGITAL BROADBAND TECHNOLOGY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-08-26

Filing Date: 2001-11-21

Transformed into a National Application: No

Registration Date: 2003-08-26

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: 2003-09-03

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

1. Beltronics USA Inc.

Address:

Beltronics USA Inc.
5440 West Chester Rd.
West Chester, OH 450692950
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Illinois

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Police radar and laser detectors and annunciators, and specialized circuitry incorporated therein to reduce false alarms, mute the annunciator, control the audible volume thereof, improve the response time of the laser and radar detectors, enhance frequency discrimination of the detectors, reduce power consumption, and increase reliability and useful life of the detectors and annunciators

Basis: 1(a)**First Use Date:** 2002-02-28**First Use in Commerce Date:** 2002-02-28

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2006-08-30 - Review Of Correspondence Complete

2004-03-26 - PAPER RECEIVED

2003-08-26 - Registered - Supplemental Register

2003-06-27 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2003-06-27 - Amendment to Use approved

2003-05-05 - Communication received from applicant

2003-05-05 - PAPER RECEIVED

2002-10-30 - Non-final action mailed

2002-08-12 - Communication received from applicant

2002-09-10 - Amendment to use processing complete

2002-08-12 - Amendment to Use filed

2002-08-15 - PAPER RECEIVED

2002-08-15 - Communication received from applicant

2002-08-15 - PAPER RECEIVED

2002-02-11 - Non-final action mailed

2002-02-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Donald F. Frei, Esq.

Correspondent

DONALD F. FREI, ESQ.
WOOD, HERRON & EVANS, L.L.P.
2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OH 45202
Phone Number: (513) 241-2324

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 191

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 11:12:05 ET

Serial Number: 76487365 Assignment Information

Registration Number: 2898710

Mark (words only): DIGITAL PERFORMER

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-11-02

Filing Date: 2003-01-30

Transformed into a National Application: No

Registration Date: 2004-11-02

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: 2004-11-02

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

1. Mark of the Unicorn, Inc.

Address:

Mark of the Unicorn, Inc.
1280 Massachusetts Avenue
Cambridge, MA 02138
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Massachusetts

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for use in recording, editing, sequencing, mixing, arranging, processing and mastering digital audio and/or MIDI data and related user manuals, sold together as a unit

Basis: 1(a)

First Use Date: 1991-12-31

First Use in Commerce Date: 1991-12-31

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Section 2(f), in part, as to DIGITAL

Prior Registration Number(s):
1425548

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-11-02 - Registered - Principal Register
- 2004-08-10 - Published for opposition
- 2004-07-21 - Notice of publication
- 2004-06-10 - Approved for Pub - Principal Register (Initial exam)
- 2004-04-19 - Communication received from applicant
- 2004-04-19 - PAPER RECEIVED
- 2004-03-09 - Non-final action mailed
- 2004-01-22 - Communication received from applicant
- 2004-01-26 - PAPER RECEIVED
- 2003-07-24 - Non-final action mailed
- 2003-07-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Deborah L. Benson, Esq.

Correspondent
DEBORAH L. BENSON, ESQ.
HINCKLEY, ALLEN & SNYDER LLP
28 STATE STREET
BOSTON, MASSACHUSETTS 02109-1775
Phone Number: 617 345-9000
Fax Number: 617 345-9020

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 192

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 11:12:16 ET

Serial Number: 76302178 Assignment Information

Registration Number: 2608267

Mark (words only): BRINGING HIGHER FIDELITY TO A DIGITAL WORLD

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-08-13

Filing Date: 2001-08-15

Transformed into a National Application: No

Registration Date: 2002-08-13

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: 2002-08-26

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

1. Hi-Res Music, LLC

Address:

Hi-Res Music, LLC
9696 Culver Blvd., Suite 203
Culver City, CA 90232
United States

Legal Entity Type: Ltd Liab Co

State or Country Where Organized: California

Phone Number: 310-558-8110

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Pre-recorded audio products delivered in DVD format, which consist of recorded vocal and/or instrumental musical performances that were originally recorded on two-track analog tape, digital tape, or hard drive, and which have been re-mastered to 96-KHZ/24-bit/two-channel, to digitally capture and enhance the sonic integrity of the original

recording

Basis: 1(a)

First Use Date: 2002-01-15

First Use in Commerce Date: 2002-01-15

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-10-21 - TEAS Change Of Correspondence Received
- 2002-08-13 - Registered - Principal Register
- 2002-04-25 - Allowed for Registration - Principal Register (SOU accepted)
- 2002-04-25 - Assigned To Examiner
- 2002-04-24 - Statement of use processing complete
- 2002-04-08 - Amendment to Use filed
- 2002-04-08 - PAPER RECEIVED
- 2002-03-26 - Notice of allowance - mailed
- 2002-01-01 - Published for opposition
- 2001-12-12 - Notice of publication
- 2001-10-25 - Approved for Pub - Principal Register (Initial exam)
- 2001-10-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jonathan Kirsch

Correspondent

Jonathan Kirsch
 Law Offices of Jonathan Kirsch
 Suite 515
 1880 Century Park East
 Los Angeles CA 90067
 Phone Number: (310)785-1200

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 193

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 11:12:30 ET

Serial Number: 76345891 Assignment Information

Registration Number: 2894122

Mark (words only): DIGITAL RECORDING STUDIO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-10-19

Filing Date: 2001-12-07

Transformed into a National Application: No

Registration Date: 2004-10-19

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: 2004-10-19

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

1. Korg Inc.

Address:

Korg Inc.
15-12, Shimotakaido 1-chome Suginami-ku
Tokyo 168-0073
Japan

Legal Entity Type: Corporation

State or Country of Incorporation: Japan

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Electronic sound recording equipment and musical instrument effectors, namely sound amplifiers, sequencers, signal processors, signal delays, electronic echo units, electronic tuners, and parts therefor; digital audio recorders; digital audio sound editor; digital audio sound mixer; CD-R/RW drive bay; auto chromatic tuner

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

ADDITIONAL INFORMATION

Disclaimer: "digital recording"

Section 2(f)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-10-19 - Registered - Principal Register
- 2004-07-27 - Published for opposition
- 2004-07-07 - Notice of publication
- 2004-05-18 - Approved for Pub - Principal Register (Initial exam)
- 2003-12-16 - Communication received from applicant
- 2003-12-17 - Communication received from applicant
- 2004-01-06 - Case File In TICRS
- 2004-01-06 - Case File In TICRS
- 2003-12-17 - PAPER RECEIVED
- 2003-08-13 - TEAS Change Of Correspondence Received
- 2003-07-16 - Non-final action mailed
- 2003-04-16 - Communication received from applicant
- 2003-04-16 - PAPER RECEIVED
- 2002-11-26 - Final refusal mailed
- 2002-10-04 - Communication received from applicant
- 2002-10-07 - Communication received from applicant
- 2002-10-07 - PAPER RECEIVED
- 2002-04-04 - Non-final action mailed
- 2002-03-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Morris Liss

Correspondent

Michael L. Lovitz, Esq.
Connolly Bove Lodge & Hutz LLP
P. O. Box 2207
Wilmington DE 19899
Phone Number: 302-658-9141
Fax Number: 302-658-5614

Domestic Representative

Connolly Bove Lodge & Hutz, LLP
Phone Number: 202-331-7111
Fax Number: 202-293-6229

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 194

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 11:12:43 ET

Serial Number: 76311609 Assignment Information

Registration Number: 2892297

Mark (words only): SIERRA TEL NETWORKS DIGITAL SOLUTIONS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-10-12

Filing Date: 2001-09-10

Transformed into a National Application: No

Registration Date: 2004-10-12

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: 650 -Publication And Issue Section

Date In Location: 2004-10-12

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

1. Sierra Tel Communications Group

Address:
Sierra Tel Communications Group
Post Office Box 219
Oakhurst, CA 93644
United States

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

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Telephones; cellular telephones; radio pagers; telecommunication equipment, namely, ISDN terminal adaptors, HDSL adaptors, routers, access servers, telecommunication switches, hubs, and protocol converters; two-way radios; telephone answering machines; and telephone apparatus, namely intercoms

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

International Class: 037

Class Status: Active

Maintenance, repair and installation of computer networks

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

International Class: 038

Class Status: Active

Telecommunications services, namely, audio teleconferencing, cellular telephone services, electronic mail services, electronic transmission of data and documents via computer terminals, electronic voice messaging, namely, the recording, storage, and subsequent transmission of voice messages by telephone, facsimile transmission, ISDN services, gateway services, paging services, PBX dialing services, PABX dialing services, rental of telecommunication equipment, telephone communication services, video teleconferencing, videotext services, wireless digital messaging services, wireless facsimile mail services, and providing telecommunications connections to a global computer network

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

International Class: 041

Class Status: Active

Computer education training services

Basis: 1(a)

First Use Date: 2001-06-01

First Use in Commerce Date: 2001-06-01

ADDITIONAL INFORMATION

Disclaimer: "TEL NETWORKS DIGITAL SOLUTIONS"

Prior Registration Number(s):

2478286

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-10-12 - Registered - Principal Register

2004-08-18 - Extension Of Time To Oppose Process - Terminated

2003-10-02 - Extension Of Time To Oppose Received

2003-09-09 - Published for opposition

2003-08-20 - Notice of publication

- 2003-07-11 - Approved for Pub - Principal Register (Initial exam)
- 2003-06-30 - Non-final action mailed
- 2003-06-20 - Previous allowance count withdrawn
- 2003-04-30 - Approved for Pub - Principal Register (Initial exam)
- 2003-03-31 - Communication received from applicant
- 2003-04-24 - Case File In TICRS
- 2003-03-31 - PAPER RECEIVED
- 2002-10-22 - Assigned To Examiner
- 2002-09-30 - Non-final action mailed
- 2002-06-03 - Communication received from applicant
- 2001-12-03 - Non-final action mailed
- 2001-11-28 - Assigned To Examiner
- 2001-11-23 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Walter W. Hansell, Esq

Correspondent

WALTER W. HANSELL, ESQ
COOPER, WHITE & COOPER LLP
201 CALIFORNIA ST FL 17
SAN FRANCISCO CA 94111-5002
Phone Number: (415) 433-1900,
Fax Number: (415) 433-5530,

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 195

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 11:12:56 ET

Serial Number: 76179753 Assignment Information

Registration Number: 2892231

Mark



(words only): SKYLINE DELIVERING THE DIGITAL EARTH

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-10-12

Filing Date: 2000-12-08

Transformed into a National Application: No

Registration Date: 2004-10-12

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: 2004-10-12

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

1. Skyline Software Systems Ltd.

Address:
Skyline Software Systems Ltd.
13 Gush-Ezion St
Givat-Shmuel
Israel

Legal Entity Type: Corporation

State or Country of Incorporation: Israel

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software that convert two-dimensional geographic images into three-dimensional images, enabling the display of such imagery, and enabling streaming of such three-dimensional imagery over computer networks, namely, the Internet

Basis: 1(a)

First Use Date: 2000-01-18

First Use in Commerce Date: 2000-03-15

International Class: 038

Class Status: Active

Streaming of three-dimensional imagery over the Internet

Basis: 1(a)

First Use Date: 2000-03-15

First Use in Commerce Date: 2000-03-15

International Class: 042

Class Status: Active

Providing temporary use of on-line non-downloadable software used to convert two-dimensional geographic images into three-dimensional images and enabling the display of such imagery

Basis: 1(a)

First Use Date: 2000-01-18

First Use in Commerce Date: 2000-03-15

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Description of Mark: THIS MARK CONSISTS OF A GLOBE-LIKE ORB, WHICH IS DARK BLUE ON THE LEFT UNDERSIDE FADING TO A LIGHTER BLUE ON THE RIGHT UPSERSIDE, WITH A NEARLY WHITE SPOT IN THE CENTER RESEMBLING A REFLECTION. THE ORB HAS A GOLD 'S' WRAPPED AROUND IT FROM TOP TO BOTTOM. THE LETTERING OF THE WORD "SKYLINE" IS THE SAME DARK BLUE COLOR AS THE LEFT UNDERSIDE OF THE GLOBE. THE LETTERING OF THE PHRASE "DELIVERING THE DIGITAL EARTH" IS BLACK. THE BACKGROUND IS WHITE.

Design Search Code(s):

01.09.01 - Saturn or other planets with rings

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-10-12 - Registered - Principal Register

2004-08-18 - Extension Of Time To Oppose Process - Terminated

2003-08-27 - Extension Of Time To Oppose Received
2003-07-29 - Published for opposition
2003-07-09 - Notice of publication
2003-05-28 - Approved for Pub - Principal Register (Initial exam)
2003-05-28 - EXAMINERS AMENDMENT E-MAILED
2003-04-21 - Communication received from applicant
2003-04-21 - PAPER RECEIVED
2003-02-14 - Non-final action mailed
2003-02-10 - Assigned To Examiner
2003-01-17 - Communication received from applicant
2003-01-17 - PAPER RECEIVED
2002-10-09 - Non-final action mailed
2002-10-08 - Assigned To Examiner
2002-07-11 - Communication received from applicant
2002-09-25 - Previous action count withdrawn
2002-09-05 - Assigned To Examiner
2002-01-11 - Final refusal mailed
2001-10-01 - Communication received from applicant
2001-03-30 - Non-final action mailed
2001-03-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Thomas F. Dunn

Correspondent

THOMAS F. DUNN
MORSE BARNES-BROWN & PENDLETON PC
RESERVOIR PLACE
1601 TRAPELO ROAD
WALTHAM MASSACHUSETTS 02451
Phone Number: (781) 622-5930
Fax Number: (781) 622-5933

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 196

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 11:13:11 ET

Serial Number: 76292087 Assignment Information

Registration Number: 2717958

Mark (words only): BARNES & NOBLE WORLD DIGITAL LIBRARY

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-05-20

Filing Date: 2001-07-25

Transformed into a National Application: No

Registration Date: 2003-05-20

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: 2003-05-27

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

1. BARNES & NOBLE COLLEGE BOOKSTORES, INC.

Address:
BARNES & NOBLE COLLEGE BOOKSTORES, INC.
33 EAST 17TH STREET
NEW YORK, NY 10003
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
ELECTRONIC BOOKS ON A VARIETY OF TOPICS
Basis: 1(a)
First Use Date: 2001-10-01
First Use in Commerce Date: 2002-02-01

International Class: 016
Class Status: Active
BOOKS ON A VARIETY OF TOPICS
Basis: 1(a)
First Use Date: 2001-10-01
First Use in Commerce Date: 2002-02-01

International Class: 041
Class Status: Active
PUBLISHING SERVICES, NAMELY, PRINT ON DEMAND AND PUBLISH ON DEMAND OF BOOKS
Basis: 1(a)
First Use Date: 2001-10-01
First Use in Commerce Date: 2002-02-01

International Class: 042
Class Status: Active
COMPUTER SERVICES, NAMELY PROVIDING ON-LINE ELECTRONIC BOOKS ON A VARIETY OF TOPICS
Basis: 1(a)
First Use Date: 2001-10-01
First Use in Commerce Date: 2002-02-01

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL LIBRARY"

Prior Registration Number(s):

1138704
1213581

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2003-05-20 - Registered - Principal Register
2003-03-21 - Allowed for Registration - Principal Register (SOU accepted)
2003-03-21 - Examiner's amendment mailed
2003-03-21 - Assigned To Examiner
2003-03-18 - Statement of use processing complete
2002-10-07 - Amendment to Use filed
2002-10-07 - PAPER RECEIVED
2002-04-09 - Notice of allowance - mailed

Latest Status Info

2002-01-15 - Published for opposition
2001-12-26 - Notice of publication
2001-09-26 - Approved for Pub - Principal Register (Initial exam)
2001-09-24 - Examiner's amendment mailed
2001-09-20 - Assigned To Examiner
2001-09-10 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Todd Braverman

Correspondent

TODD BRAVERMAN
BRYAN CAVE LLP
1290 AVENUE OF THE AMERICAS
NEW YORK, NEW YORK 10104
Phone Number: (212) 541-2064
Fax Number: (212) 541-4630

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

197

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 11:13:27 ET

Serial Number: 76239697 Assignment Information

Registration Number: 2532042

Mark (words only): DIGITAL FLIP

Standard Character claim: No

Current Status: Registered.

Date of Status: 2002-01-22

Filing Date: 2001-04-12

Transformed into a National Application: No

Registration Date: 2002-01-22

Register: Principal

Law Office Assigned: LAW OFFICE 103

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2002-02-04

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

1. E-Book Systems, Inc.

Address:

E-Book Systems, Inc.
1500 Wyatt Drive Suite 15
Santa Clara, CA 95054
United States

Legal Entity Type: Corporation

State or Country of Incorporation: California

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software and manuals sold as a unit for organizing, editing, viewing and transmitting digital images, photographs and multimedia files; downloadable computer software for organizing, editing, viewing and transmitting digital images, photographs and multimedia files

Basis: 1(a)

First Use Date: 2000-08-21

First Use in Commerce Date: 2000-08-21

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

- 2004-09-21 - TEAS Change Of Correspondence Received
 - 2002-01-22 - Registered - Principal Register
 - 2001-10-30 - Published for opposition
 - 2001-10-10 - Notice of publication
 - 2001-06-26 - Approved for Pub - Principal Register (Initial exam)
 - 2001-06-22 - Examiner's amendment mailed
 - 2001-06-20 - Assigned To Examiner
-

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Jessica Stone Levy

Correspondent

Polly A. Dinkel
Tomlinson Zisko LLP
200 Page Mill Road
Palo Alto CA 94306
Phone Number: (650) 325-8666
Fax Number: (650) 324-1808

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 **198**

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 11:13:40 ET

Serial Number: 76521350 Assignment Information

Registration Number: 2885392

Mark (words only): DIGITAL BACKFILE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-14

Filing Date: 2003-06-09

Transformed into a National Application: No

Registration Date: 2004-09-14

Register: Supplemental

Law Office Assigned: LAW OFFICE 112

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-21

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

1. MORRIS DIGITAL WORKS, LLC

Address:
MORRIS DIGITAL WORKS, LLC
725 BROAD STREET
AUGUSTA, GA 30901
United States

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

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
Computer software for accessing information directories that may be downloaded from a global computer network
Basis: 1(a)
First Use Date: 2000-10-00
First Use in Commerce Date: 2000-10-00

International Class: 041

Class Status: Active

On-line library services, namely, providing electronic library services which feature archived newspapers and magazines via an on-line computer network

Basis: 1(a)

First Use Date: 2000-10-00

First Use in Commerce Date: 2000-10-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-09-14 - Registered - Supplemental Register

2004-06-23 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2004-04-28 - Communication received from applicant

2004-04-28 - PAPER RECEIVED

2003-10-28 - Non-final action e-mailed

2003-10-28 - Assigned To Examiner

2003-07-08 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Timothy E. Moses

Correspondent

TIMOTHY E. MOSES

HULL, TOWILL, NORMAN, BARRETT, & SALLEY

801 BROAD STREET, SUITE 700

AUGUSTA GA 30901

Phone Number: 706.722.4481

Fax Number: 706.722.7194

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 199

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 11:13:51 ET

Serial Number: 76482006 Assignment Information

Registration Number: 2884919

Mark (words only): DIGITALDOORS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-14

Filing Date: 2003-01-10

Transformed into a National Application: No

Registration Date: 2004-09-14

Register: Principal

Law Office Assigned: LAW OFFICE 108

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-21

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

1. DigitalDoors Inc.

Address:

DigitalDoors Inc.
4201 Collins Ave # 2103
Miami Beach, FL 33140
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Florida

Phone Number: 305-5320748

Fax Number: 305-6744417

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for security, privacy, confidentially, and survivability of digital information and for data mining and knowledge management of digital information

Basis: 1(a)**First Use Date:** 2004-04-30**First Use in Commerce Date:** 2004-06-07

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-09-14 - Registered - Principal Register
2004-06-29 - Allowed for Registration - Principal Register (SOU accepted)
2004-06-22 - Statement of use processing complete
2004-06-10 - Amendment to Use filed
2004-06-10 - TEAS Statement of Use Received
2004-01-13 - TEAS Change Of Correspondence Received
2003-12-16 - Notice of allowance - mailed
2003-09-23 - Published for opposition
2003-09-03 - Notice of publication
2003-07-21 - Approved for Pub - Principal Register (Initial exam)
2003-07-16 - Examiner's amendment mailed
2003-07-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

Robert C. Kain, Jr.
Fleit, Kain, Gibbons, Gutman, Bongini &
Suite 100
750 Southeast Third Avenue
Ft. Lauderdale FL 33316
Phone Number: 954-768-9002
Fax Number: 954-768-0158

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 **200**

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 11:14:01 ET

Serial Number: 76469115 Assignment Information

Registration Number: 2885366

Mark



(words only): DIGITAL NIGHT VISION

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-14

Filing Date: 2002-11-21

Transformed into a National Application: No

Registration Date: 2004-09-14

Register: Supplemental

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-21

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

1. Aurora DNV, L.L.C.

Address:
Aurora DNV, L.L.C.
2270 Worth Lane, Suite A
Springdale, AR 72764
United States
Legal Entity Type: Ltd Liab Co

State or Country Where Organized: Arkansas

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Night vision devices, namely, night vision goggles, night vision monoculars, night vision binoculars, night vision displays, night vision weapon sights, and night vision video cameras wherein each night vision device includes a charge-coupled device (CCD) camera system that is used to convert light from a light intensifier tube into electrical impulses that may then be displayed to the user

Basis: 1(a)

First Use Date: 2003-01-08

First Use in Commerce Date: 2003-01-08

ADDITIONAL INFORMATION

Disclaimer: NIGHT VISION

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-09-14 - Registered - Supplemental Register

2004-07-08 - APPROVED FOR REGISTRATION SUPPLEMENTAL REGISTER

2004-02-20 - Communication received from applicant

2004-02-20 - TEAS Response to Office Action Received

2003-11-18 - Final refusal mailed

2003-11-17 - Amendment to Use approved

2003-10-07 - Amendment to use processing complete

2003-09-05 - Amendment to Use filed

2003-09-05 - Communication received from applicant

2003-09-23 - Case File In TICRS

2003-09-05 - TEAS Response to Office Action Received

2003-09-05 - TEAS Amendment of Use Received

2003-07-24 - PAPER RECEIVED

2003-06-02 - Non-final action mailed

2003-05-29 - Assigned To Examiner

2002-12-30 - PAPER RECEIVED

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Derek P. Martin

Correspondent

DEREK P. MARTIN

MARTIN & ASSOCIATES, L.L.C.

P.O. BOX 548

CARTHAGE, MO 64836-0548

Phone Number: (417) 358-4700

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

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

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

EXHIBIT 201

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:14:12 ET

Serial Number: 76417868 Assignment Information

Registration Number: 2868376

Mark



(words only): DIGITAL EXPERT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-03

Filing Date: 2002-06-07

Transformed into a National Application: No

Registration Date: 2004-08-03

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-08-09

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

1. THE SHERIDAN GROUP HOLDING COMPANY

Address:
 THE SHERIDAN GROUP HOLDING COMPANY
 3411 SILVERSIDE ROAD 103 SPRINGER BUILDING
 WILMINGTON, DE 19810
 United States
Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

PUBLISHING SOFTWARE, NAMELY SOFTWARE THAT RECEIVES ELECTRONIC FILES VIA A WEB BROWSER, EDITS THE FILES FOR QUALITY AND COMPLETENESS, REJECTS THE FILES WITH INSTRUCTION FOR RESOLUTION OF ERRORS, AND APPROVES THE FILES FOR PUBLICATION

Basis: 1(a)

First Use Date: 2002-05-23

First Use in Commerce Date: 2002-05-23

ADDITIONAL INFORMATION

Disclaimer: "DIGITAL"

Description of Mark: The design comprises an open book with pages in various shades and a bookmark in various shades trailing off through the text "DIGITAL EXPERT".

Lining and Stippling: The stippling is for shading purposes only and does not indicate color.

Design Search Code(s):

20.05.01 - Bibles (closed); Books that are closed; Cook books (closed); Encyclopedias (closed)

20.05.05 - Bibles (open); Books that are open; Cook books (open); Encyclopedias (open)

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

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-03 - Registered - Principal Register

2004-05-11 - Published for opposition

2004-04-21 - Notice of publication

2004-01-28 - Approved for Pub - Principal Register (Initial exam)

2003-12-03 - Communication received from applicant

2003-12-03 - PAPER RECEIVED

2003-10-24 - FAX RECEIVED

2003-06-02 - Final refusal mailed

Latest Status Info

2003-04-16 - Communication received from applicant

2003-04-16 - PAPER RECEIVED

2002-11-12 - Non-final action mailed

2002-10-30 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

DEBORAH J WESTERVELT

Correspondent

DEBORAH J WESTERVELT

LAW OFFICES OF ROYAL W CRAIG PC

10 N CALVERT ST STE 153

BALTIMORE MD 21202

Phone Number: 410-385-2383

Fax Number: 410-385-2385

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 **202**

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:14:23 ET

Serial Number: 76493658 Assignment Information

Registration Number: 2880831

Mark



(words only): DM DIGIMAX

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-09-07

Filing Date: 2003-02-27

Transformed into a National Application: No

Registration Date: 2004-09-07

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-16

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

1. DIGIMAX INNOVATIVE PRODUCTS LTD.

Address:
DIGIMAX INNOVATIVE PRODUCTS LTD.
Pao-Chiao Rd.
Hsin-Tien City
Taiwan

Legal Entity Type: Corporation

State or Country of Incorporation: Taiwan
Phone Number: 2377-3641
Fax Number: 2754-3261

GOODS AND/OR SERVICES

International Class: 009
Class Status: Active
3 in 1 electronic pest control devices; ionic pest LCD video monitors; portable listening devices, namely, MP3 players
Basis: 1(a)
First Use Date: 2002-03-22
First Use in Commerce Date: 2002-03-22

ADDITIONAL INFORMATION

Lining and Stippling: The drawing is lined for the color(s) yellow.

Design Search Code(s):
26.01.13 - Circles, two (not concentric); Two circles
26.01.16 - Circles touching or intersecting
26.01.21 - Circles that are totally or partially shaded.
26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-09-07 - Registered - Principal Register
2004-06-15 - Published for opposition
2004-05-26 - Notice of publication
2004-04-15 - Approved for Pub - Principal Register (Initial exam)
2004-02-04 - Communication received from applicant
2004-02-04 - TEAS Response to Office Action Received
2003-08-07 - Non-final action e-mailed
2003-08-07 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent
DANIEL ROBINSON
PMB#1008

Latest Status Info

1867 YGNACIO VALLEY RD.
WALNUT CREEK, CA 94598-3214
Phone Number: 905-812-9387
Fax Number: 905-286-9781

Domestic Representative

Daniel Robinson

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 203

TO APPLICANT'S NOTICE OF RELIANCE

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

This page was generated by the TARR system on 2007-01-16 11:14:35 ET

Serial Number: 76544063 Assignment Information

Registration Number: 2878907

Mark (words only): DDTI

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-31

Filing Date: 2003-09-11

Transformed into a National Application: No

Registration Date: 2004-08-31

Register: Principal

Law Office Assigned: LAW OFFICE 106

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

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-09-09

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

1. Digital Data Technologies, Inc.

Address:

Digital Data Technologies, Inc.
956 King Avenue
Columbus, OH 43212
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

Phone Number: 614-429-3384

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

Computer software for the creation of geographical maps and management of geographical information

Basis: 1(a)

First Use Date: 2003-07-01

First Use in Commerce Date: 2003-07-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

2004-08-31 - Registered - Principal Register
2004-06-08 - Published for opposition
2004-05-19 - Notice of publication
2004-03-18 - Approved for Pub - Principal Register (Initial exam)
2004-03-17 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JON A CHRISTENSEN

Correspondent
JON A CHRISTENSEN
CHRISTENSEN CHRISTENSEN & DEVILLERS
401 N FRONT ST STE 350
COLUMBUS OH 43215-2249
Phone Number: 614-221-1830
Fax Number: 614-267-5019
