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\*\*\* Passed the Patent Bar.

TTAB

November 22, 2006

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

Re: U.S. Trademark Opposition  
Parametric Technology Corporation  
v.  
PLMIC, LLC  
Application No. 78/835,516  
(Our Ref: PAS-206A)

Dear Sir:

We enclose herewith a Notice of Opposition, in duplicate.

Please charge the \$300.00 filing fee or any additional charges to our Deposit Order Account No. 501558. A duplicate of this letter is enclosed.

Respectfully submitted,

LAHIVE & COCKFIELD, LLP

By Thomas V. Smurzynski  
Thomas V. Smurzynski  
Reg. No. 24,798  
One Post Office Square  
Boston, MA 02109  
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Telecopier 617-742-4214

I hereby certify that this correspondence is deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Trademarks, P.O. Box 1451, Alexandria, VA 22313-1451, on:

November 22, 2006  
Date  
Thomas V. Smurzynski  
Thomas V. Smurzynski

TVS/pr  
Enclosures

11-24-2006

U.S. Patent & TMO/c/TM Mail Rcpt Dt #22



The grounds for opposition are as follows:

1. Opposer, since before any use by Applicant of its mark, has continuously used the mark FLEXPLM, in the field of computer software for product lifecycle management and the automation of design information; the establishment and control of workflows, shared workspaces and production processes in the nature of product design and creation; product configuration and data management; collaboration and process control; the visualization and digital mockup of designs, and use in software configuration and development, along with user guides sold with such software as a unit; and technical support services, namely, troubleshooting of computer software problems via telephone; updating of computer software; maintenance of computer software, namely, error correction services for computer software; consultation and software implementation services; and product development for others.

2. Opposer is the owner of U.S. Trademark Application No. 76/662,967 filed July 13, 2006, for the mark FLEXPLM for

computer software for product lifecycle management and the automation of design information; the establishment and control of workflows, shared workspaces and production processes in the nature of product design and creation; product configuration and data management; collaboration and process control; the visualization and digital mockup of designs, and use in software configuration and development, along with user guides sold with such software as a unit, in class 9;

and

technical support services, namely, troubleshooting of computer software problems via telephone; updating of computer software; maintenance of computer software, namely, error correction services for computer software; consultation and software implementation services; and product development for others, in class 42.

3. Applicant, PLMIC, LLC, filed application Serial No. 78/835,516 on March 13, 2006, for FlexPLM for "cooperative advertising and marketing of products and services by way of solicitation, customer service and providing marketing information via websites on a global

computer network.” The application was published for opposition in the Official Gazette of October 31, 2006.

4. The services recited in application Serial No. 78/835,516, are similar to the goods and services offered by Opposer under its trademark FLEXPLM.

5. The mark FlexPLM sought to be registered by Applicant, when used on or in connection with the services recited in the application, will so resemble the mark, FLEXPLM, as used by Opposer, as to cause confusion, or to cause mistake, or to deceive.

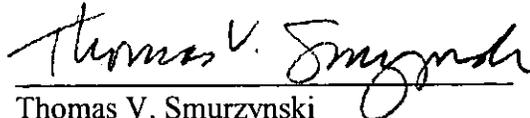
6. Opposer will be damaged by registration of Applicant's mark, since the Applicant would obtain at least a prima facie right to the ownership and exclusive use of the mark in commerce for the services recited in the application.

7. Opposer will be damaged by registration of Applicant's mark, since the Applicant would be in a position to raise doubts as to the extent of Opposer's right to the ownership and exclusive use of its mark.

WHEREFORE, Opposer requests that registration of the mark of Applicant, Serial No. 78/835,516, be denied and this opposition be sustained.

Respectfully submitted,  
Parametric Technology Corporation  
By its attorneys,

Date: November 22, 2006

  
Thomas V. Smurzynski  
LAHIVE & COCKFIELD, LLP  
One Post Office Square  
Boston, MA 02109  
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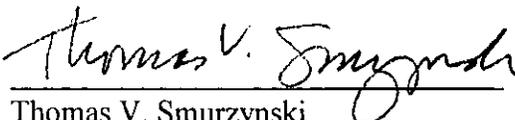
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