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

Proceeding	91176065
Party	Plaintiff Lenovo (Singapore) Pte. Ltd Lenovo (Singapore) Pte. Ltd ,
Correspondence Address	Stanley D. Ference III Ference & Associates 409 Broad Street Pittsburgh, PA 15143 UNITED STATES uspto@ferencelaw.com
Submission	Motion to Amend Pleading/Amended Pleading
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Date	05/03/2007
Attachments	Amended Notice.pdf (6 pages)(142272 bytes)

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

In the matter of trademark application Serial No. 78-636,480

For the mark: THINKCP

Published in the Official Gazette on November 7, 2006

Lenovo (Singapore) PTE Ltd)	
)	Opposition No. 91176065
Opposer,)	
)	
vs.)	
)	
H. Co. Computer Products)	
)	
Applicant.)	
_____)	

AMENDED NOTICE OF OPPOSITION

Lenovo (Singapore) PTE Ltd . (“Opposer”), a Singapore corporation incorporated under the laws of Singapore with its principle place of business at 151 Lorong Chuan, #02-01 New Tech Park, Singapore 556741, Singapore believes it will be damaged by the registration of the mark shown in the trademark application Serial Number 78-636,480, and hereby opposes the same.

DESCRIPTION OF APPLICANT’S APPLICATION

Applicant:	H. Co. Computer Products 16812 Hale Ave Irvine, California 926063222
Filing Date:	May 24, 2005
Mark:	THINKCP
Classes:	International Class(es): 009

For (Cl 009) COMPUTERS, COMPUTER PERIPHERALS, AND COMPUTER ACCESSORIES, NAMELY FLASH DRIVES, PORTABLE HARD DRIVE STORAGE, NAMELY JUMP DRIVES, THUMB DRIVES, BIOMETRIC AUTHENTICATORS, NAMELY MAGNETIC IDENTIFICATION CARDS, HARD DRIVES, SMART CARD READERS, AND DISPLAYS, NAMELY LIQUID CRYSTAL DISPLAYS

GROUND OF OPPOSITION

The grounds for opposition are as follows:

1. Opposer owns the US Registrations listed below

<u>MARK</u>	Class	Class	Registration Date	Registration No.
THINK PAD	009	016	12/8/1992	1,738,861
THINKPAD	009	018	5/28/1996	1,977,221
THINKPAD	025		10/6/1998	2,194,267
THINKLIGHT	009		3/19/2002	2,550,628
THINKSCRIBE	009		10/8/2002	2,633,094
THINKCENTRE	009	016	9/13/2005	2,995,709
THINKCENTRE	009		3/15/2005	2,934,258
THINKVANTAGE	009	016	10/25/2005	3,009,301
THINKSTATION	016		12/17/2002	2,663,614
THINKSTATION	009		1/21/2003	2,678,462
THINKVISION	009	016	3/8/2005	2,931,692

for, among other things, computer hardware, computer workstations comprising a central processing unit, display monitor, keyboard, hard and floppy diskette drives and optional computer peripherals, and instructional manuals sold therewith, computer monitors, video projectors, data projectors, data/video projectors, handheld video/data projectors, and instruction manuals sold as a unit therewith.

2. Opposer's registrations are valid, subsisting, and in full force and effect.
3. On May 24, 2005, Applicant filed the application at issue to register the mark THINKCP for goods and services related to computer hardware and software in Class 009.
4. Opposer has been in the business of providing computer hardware, computer workstations comprising a central processing unit, display monitor, keyboard, hard and floppy diskette drives and optional computer peripherals, and instructional manuals, computer monitors, video projectors, data projectors, data/video projectors, handheld video/data projectors therewith since at least 1992.
5. Opposer sells its products and services to subscribers throughout the United States and internationally.
6. The mark that Applicant seeks to register, THINKCP, is highly similar in sound and appearance to Opposer's registered marks which will be used for similar goods and/or services. Based on the similarity of the marks and services, the public is likely to associate the services offered by Applicant under the mark THINKCP with Opposer or Opposer's goods and/or services, or to believe that Applicant's goods and/or services are sponsored, endorsed or licensed by Opposer, or that there is some relationship between Applicant and Opposer.

7. Furthermore, any defect, objection or fault found with Applicant's goods or services marketed under its mark would necessarily reflect upon and seriously injure the reputation which Opposer has established for its goods and services marketed under its mark.
8. For the reasons set forth above, any use of the mark THINKCP by Applicant is likely to cause confusion, or to cause a potentially dangerous mistake, or to deceive the public, and cause the public to believe that the goods under the mark THINKCP emanate from or are otherwise sponsored by or endorsed by Opposer, in violation of Section 2(d) of the Lanham Act. By reason of the foregoing, Opposer will be damaged by registration of the mark THINKCP to Applicant.

Wherefore, Opposer respectfully requests that registration of the opposed application, Serial No. 78-636,480 be denied and the registration of the trademark THINKCP in International Class 009 be rejected.

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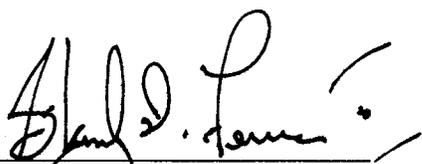
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The amount of three hundred (\$ 300.00) required under 37 C.F.R. § 2.6(a)(17) has previously been paid.

Respectfully Submitted,

FERENCE & ASSOCIATES LLC

Dated: May 3, 2007

By: 
Stanley D. Ference III
Registration No. 33,879

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CERTIFICATE OF TRANSMISSION AND SERVICE

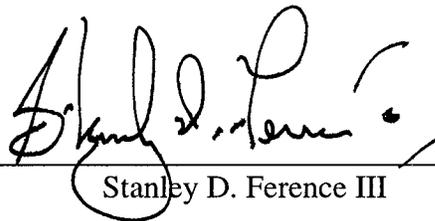
I certify the foregoing AMENDED NOTICE OF OPPOSITION is being electronically filed with:

Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, Virginia 22313-1451

and that the foregoing AMENDED NOTICE OF OPPOSITION is being served by first class mail, postage pre-paid, upon:

Raymond R. Tabandeh, Esquire
Christie Parker & Hale LLP
350 West Colorado Boulevard, Suite 500
P.O. Box 7068
Pasadena, California 91109

this 3rd day of May, 2007.



Stanley D. Ference III