

ESTTA Tracking number: **ESTTA196449**

Filing date: **03/05/2008**

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

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	Zango Technologies, LLC
Granted to Date of previous extension	03/05/2008
Address	3600 136th Place SE Bellevue, WA 98006 UNITED STATES

Attorney information	James L. Vana Perkins Coie LLP 1201 Third Avenue, Suite 4800 Seattle, WA 98101 UNITED STATES pctrademarks@perkinscoie.com, aedwards@perkinscoie.com Phone:(206) 359-3036
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Applicant Information

Application No	77049909	Publication date	11/06/2007
Opposition Filing Date	03/05/2008	Opposition Period Ends	03/05/2008
Applicant	Zlango, Ltd. 40 Sokolov Street Ramat Hasharon 47210, ISRAEL		

Goods/Services Affected by Opposition

Class 042. All goods and services in the class are opposed, namely: Computer graphics services; Graphic art, and computer language, image and icon design; Computer network design and computer software design for computer graphics, languages, images and icons; Computer software development; Consultancy in the field of software and computer graphic images design; Customization of computer hardware and software; Design, development and implementation of software; Image processing software design; Installation, maintenance and updating of computer software; Technical support services, namely, troubleshooting of computer hardware and software problems

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3086768	Application Date	12/09/2003
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Registration Date	04/25/2006	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2004/03/30 First Use In Commerce: 2004/03/30 Creating searchable indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; customized searching services, namely, providing specific information as requested by customers via the Internet from searchable indexes and databases of information, including text, electronic documents, third-party web sites, databases, graphics and audio-visual information; providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; computer services, namely, creating, maintaining, and hosting customized limited access web sites and web content for others based on installation and use of proprietary software		

U.S. Registration No.	3248083	Application Date	12/09/2003
Registration Date	05/29/2007	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2006/10/18 First Use In Commerce: 2006/10/18 Application service provider featuring software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; application service provider featuring computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; application service provider featuring computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; application service provider featuring computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; application service provider featuring computer software to facilitate comparison shopping via the Internet; application service provider featuring computer software for searching, compiling, indexing and organizing information on the Internet; application service provider featuring computer software for creating indexes of information, indexes of web sites and indexes of other information resources; application service provider featuring computer software for creating searchable databases of information and data; application service provider featuring computer software for providing limited access to data and third-party web sites and web content over a computer network based on use by third parties of the aforementioned software		

U.S. Registration No.	3069080	Application Date	12/09/2003
Registration Date	03/14/2006	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of	NONE		

Mark	
Goods/Services	Class 009. First use: First Use: 2004/03/30 First Use In Commerce: 2004/03/30 Computer software for providing limited access to data and third-party web sites and web content over a computer network based on installation and use by third parties of the aforementioned software; computer software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; computer software to facilitate comparison shopping via the Internet; computer software for searching, compiling, indexing and organizing information on the Internet; computer software for creating indexes of information, indexes of web sites and indexes of other information resources; computer software for creating searchable databases of information and data

U.S. Application No.	78974942	Application Date	09/14/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: Creating searchable indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; customized searching services, namely, providing specific information as requested by customers via the Internet from searchable indexes and databases of information, including text, electronic documents, third-party web sites, databases, graphics and audio-visual information; providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; application service provider featuring software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; application service provider featuring computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; application service provider featuring computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; application service provider featuring computer software for generating market research data, reports and analyses, and other marketing and advertising information for marketing and advertising purposes; application service provider featuring computer software to facilitate comparison shopping via the Internet; application service provider featuring computer software for searching, compiling, indexing and organizing information on the Internet; application service provider featuring computer software for creating indexes of information, indexes of web sites and indexes of other information resources; application service provider featuring computer software for creating searchable databases of information and data; application service provider featuring computer software for providing limited access to data and third-party web sites and web content over a computer network based on use by third parties of the aforementioned software; computer services, namely, hosting of digital content on the Internet in the nature of customized limited access games, videos, music, pictures, web sites and online information in the field of general interest for others; application service provider featuring computer software for uploading,		

	posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media, audio/video, music, photos and information in the field of general interest over the Internet or other communications networks; application service provider featuring computer software for chat, bulletin board, instant messaging, and web interaction; providing online information in the field of weather
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U.S. Application No.	78974941	Application Date	09/14/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2004/03/30 First Use In Commerce: 2004/03/30 Entertainment services, namely, providing on-line computer games, pre-recorded videos, pictures, and pre-recorded online music; entertainment services, namely, a web site where users create and download music videos and online content, namely, musical videos, film clips, photographs and other multimedia materials, and access and view a wide range of online television, news, video, and music programming; entertainment services, namely, providing on-line reviews of movies, books, music, and computer games; online publishing and publishing information services; online journals, namely, blogs featuring news, editorials, and opinions concerning current events, Internet policy, and entertainment; providing information in the field of general interest from searchable indexes and databases of information, namely games, videos, music and pictures, by means of the Internet		

U.S. Application No.	78974940	Application Date	09/14/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2004/03/30 First Use In Commerce: 2004/03/30 Computer software for providing access to and downloads of data, videos, games, pictures, screensavers, third-party web sites, and online information in the field of general interest over a computer network; computer software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; computer software to facilitate comparison shopping via the Internet; computer software for searching, compiling, indexing and organizing information on the Internet; computer software for creating indexes of information, indexes of web sites and indexes of other information resources; computer software for creating searchable databases of information and data; computer software, namely, online downloadable computer games; online downloadable computer video games software; downloadable ring tones, graphics and music via a global		

	computer network and wireless devices; downloadable computer screen savers; downloadable films and video programs via the Internet; downloadable audio and video recordings featuring music and entertainment, namely, musical performances, musical videos, film clips, photographs and other multimedia materials; downloadable software for instant messaging and electronic mail services; downloadable software for instant messaging and electronic mail services; downloadable computer software for mastering and recording CDs and DVDs; downloadable computer software for weather updates and astrology readings
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U.S. Application No.	77018146	Application Date	10/10/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ZANGO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: Internet search marketing services for others, namely, placing online advertisements for others featuring keywords and banners using proprietary technology and user and customer databases; promoting the goods and services of others via Internet web sites by providing search engine marketing and optimization services; market research services regarding Internet usage habits and customer loyalty; marketing services, namely compiling and distributing demographic, lifestyle and behavioral data, and providing related marketing research, market reports and analyses, and other marketing and advertising information for marketing and advertising via the Internet; providing marketing information in the field of electronic commerce via global computer networks; comparison shopping services; and providing on-line reviews of consumer products and services		

Related Proceedings	Trademark Opposition No. 91182818
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Attachments	78976666#TMSN.jpeg (1 page)(bytes) 78338335#TMSN.jpeg (1 page)(bytes) 78338332#TMSN.jpeg (1 page)(bytes) 78974942#TMSN.jpeg (1 page)(bytes) 78974941#TMSN.jpeg (1 page)(bytes) 78974940#TMSN.jpeg (1 page)(bytes) 77018146#TMSN.jpeg (1 page)(bytes) Notice of Opposition.pdf (20 pages)(944056 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/James L. Vana/
Name	James L. Vana
Date	03/05/2008

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

ZANGO TECHNOLOGIES, LLC, Opposer, v. ZLANGO, LTD., Applicant.	Opposition No.: NOTICE OF OPPOSITION <table><thead><tr><th><u>App. No.</u></th><th><u>Filing Date</u></th><th><u>Publication Date</u></th></tr></thead><tbody><tr><td>77049909</td><td>November 22, 2006</td><td>November 6, 2007</td></tr><tr><td>77049441</td><td>November 22, 2006</td><td>November 27, 2007</td></tr></tbody></table>	<u>App. No.</u>	<u>Filing Date</u>	<u>Publication Date</u>	77049909	November 22, 2006	November 6, 2007	77049441	November 22, 2006	November 27, 2007
<u>App. No.</u>	<u>Filing Date</u>	<u>Publication Date</u>								
77049909	November 22, 2006	November 6, 2007								
77049441	November 22, 2006	November 27, 2007								

Zango Technologies, LLC ("Opposer") believes that it will be damaged by registration by Zlango, Ltd. ("Applicant") of the mark ZLANGO ("Applicant's Mark"), for use in connection with those goods and services (the "Opposed Goods and "Services") listed in Applications Serial No. 77049909 (the "909 Application") and 77049441 (the "441 Application", and together with the 909 Application, the "Opposed Applications"), and hereby opposes the Opposed Applications. As grounds for its opposition, Opposer alleges as follows:

I. PARTIES

1. Opposer is a Nevada limited liability company, having a place of business in Bellevue, Washington.
2. On information and belief, Applicant is an Israeli company, having a place of business in Hasharon, Israel.

II. OPPOSER'S MARK, APPLICATIONS AND REGISTRATIONS

3. Opposer provides a variety of on-line products and services and access to such products and services, including computer games, music, content, information, news, video and music programming.
4. Opposer owns those federal registrations ("Opposer's Registrations") and covering those goods and services ("Opposer's Registered Goods and Services") listed in Exhibit A attached hereto. Copies of Opposer's Registrations, taken from the federal Trademark Office's Trademark Document Retrieval database, are attached hereto as Exhibits B-1, B-2 and B-3.

5. Each of Opposer's Registrations results from an application filed before November 22, 2006.
6. Opposer owns those federal applications ("Opposer's Applications") and covering those goods and services ("Opposer's Pending Goods and Services") listed in Exhibit C attached hereto. Copies of Opposer's Applications, taken from the federal Trademark Office's Trademark Electronic Search System database, are attached hereto as Exhibits D-1, D-2, D-3 and D-4.
7. Each of Opposer's Applications was filed before November 22, 2006
8. Opposer has made significant sales of Opposer's Registered Goods and Services and many of Opposer's Pending Goods and Services under Opposer's Mark.
9. Opposer's Mark is a coined term, and has no meaning in the English language.
10. Opposer's Mark has achieved widespread and substantial recognition, and is a strong mark.
11. Opposer's Mark is famous.

III. APPLICANT'S MARK AND APPLICATIONS

12. The Opposed Applications were filed on November 22, 2006 ("Applicant's Filing Date") based on an intent to use the Mark in commerce.
13. The Opposed Goods and Services are listed in Exhibit E attached hereto.
14. On information and belief, Applicant's Mark is a coined term, and has no meaning in the English language.
15. On information and belief, Applicant has not used Applicant's Mark with any of the Opposed Goods or Services in commerce which may lawfully be regulated by Congress.
16. On information and belief, as of Applicant's Filing Date Applicant had not used Applicant's Mark with any of the Opposed Goods or Services in commerce which may lawfully be regulated by Congress.

IV. PUBLICATION HISTORY

17. The 909 Application was published for opposition on November 6, 2007.
18. Opposer timely sought, and was granted, an extension of time to oppose the 909 Application, with a resulting opposition deadline of March 5, 2008.
19. The 441 Application was published for opposition on November 27, 2007.

20. Opposer timely sought, and was granted, an extension of time to oppose the 441 Application, with a resulting opposition deadline of March 26, 2008.

V. CLAIMS

A. LIKELIHOOD OF CONFUSION

21. Opposer's Mark is distinctive for Opposer's Goods and Services.
22. The filing dates for Opposer's Applications and for the applications that matured into Opposer's Registrations, and the dates of first use of Opposer's Mark listed in Opposer's Applications and Registrations are prior to Applicant's Filing Date.
23. Opposer has continuously used Opposer's Mark in connection with Opposer's Registered Goods and Services since the first use dates claimed in Opposer's Registrations.
24. Opposer has continuously used Opposer's Mark in connection with those goods and services listed in Applications Serial No. 78974940 and 78974941 since the first use dates claimed in those applications.
25. Opposer has not abandoned the Mark in connection with any of Opposer's Pending or Registered Goods or Services.
26. Applicant's Mark and Opposer's Mark each consist of two syllables when spoken.
27. Applicant's Mark and Opposer's Mark rhyme when spoken.
28. Applicant's Mark and Opposer's Mark differ by a single letter, namely the existence of the letter "L" in Applicant's Mark.
29. Applicant's Goods and Services are related to Opposer's Pending and Registered Goods and Services.
30. In view of the similarity between Applicant's Mark and Opposer's Mark and the related nature of the goods and services of the parties, Applicant's Mark so resembles Opposer's Mark as to be likely to cause confusion, or to cause mistake, or to deceive as to the origin, sponsorship and approval of Applicant's Goods and Services, and is likely to suggest an affiliation, connection or association of Applicant and Applicant's Goods and Services with Opposer and Opposer's Pending and Registered Goods and Services, with consequent injury to Opposer, the trade and to the public.

31. The registration of Applicant's Mark would prevent Opposer from exercising exclusive control over the goodwill and reputation associated with Opposer's Mark. Therefore, the registration of Applicant's Mark would damage and injure Opposer.
32. Opposer will also be damaged by the registration of Applicant's Mark because such registration will support statutory rights for Applicant in violation and derogation of Opposer's prior, superior and exclusive rights in Opposer's Mark.

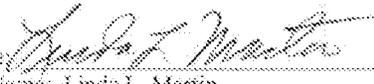
V. REQUEST FOR RELIEF

WHEREFORE, Opposer requests that the mark in Applications Serial No. 77049909 and 77049441 be denied registration.

DATED: March 5, 2008.

CERTIFICATE OF MAILING

I hereby certify that the attached Notice of Opposition is being deposited with the United States Postal Service as first class mail on March 5, 2008, in an envelope addressed to: Martin Schwimmer, Schwimmer Mitchell Law Firm, 40 Radio Circle, Suite 7, Mt. Kisco, NY 10549

Signature: 
Printed Name: Linda L. Martin

Respectfully submitted,

PERKINS COIE LLP

By: 

James L. Vana

Attorney for Opposer
1201 Third Avenue, 48th Floor
Seattle, Washington 98101-3099
TEL: (206) 359-8000

Exhibit A

Opposer's Registrations for ZANGO Mark

Reg. No. 3,086,768 (registered 4/25/2006)

Class 42: Creating searchable indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; customized searching services, namely, providing specific information as requested by customers via the Internet from searchable indexes and databases of information, including text, electronic documents, third-party web sites, databases, graphics and audio-visual information; providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; computer services, namely, creating, maintaining, and hosting customized limited access web sites and web content for others based on installation and use of proprietary software

Reg. No. 3,248,083 (registered 5/29/2007)

Class 42: Application service provider featuring software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; application service provider featuring computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; application service provider featuring computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; application service provider featuring computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; application service provider featuring computer software to facilitate comparison shopping via the Internet; application service provider featuring computer software for searching, compiling, indexing and organizing information on the Internet; application service provider featuring computer software for creating indexes of information, indexes of web sites and indexes of other information resources; application service provider featuring computer software for creating searchable databases of information and data; application service provider featuring computer software for providing limited access to data and third-party web sites and web content over a computer network based on use by third parties of the aforementioned software

Reg. No. 3,069,080 (registered 3/14/2006)

Class 9: Computer software for providing limited access to data and third-party web sites and web content over a computer network based on installation and use by third parties of the aforementioned software; computer software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; computer software to facilitate comparison shopping via the Internet; computer software for searching, compiling, indexing and organizing information on the Internet; computer software for creating indexes of information, indexes of web sites and indexes of other information resources; computer software for creating searchable databases of information and data

Exhibits B1-B3

Soft Copies of Opposer's Registrations for ZANGO Mark

See attached.

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,248,083

Registered May 29, 2007

**SERVICE MARK
PRINCIPAL REGISTER**

ZANGO

ZANGO TECHNOLOGIES LLC (NEVADA LTD
LIAB CO)
3600 136TH PLACE SE
BELLEVUE, WA 98006

FOR: APPLICATION SERVICE PROVIDER FEATURING SOFTWARE TO IDENTIFY AND EXECUTE KEYWORD, BANNER, OPTIMIZATION, AND OTHER INTERNET SEARCH ADVERTISING PLACEMENT AND EXECUTION; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE TO TRACK, LOG AND ANALYZE INTERNET USAGE HABITS, INTERNET SEARCHING HABITS, AND CUSTOMER LOYALTY; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE FOR COMPILING, ANALYZING, STORING, SORTING, ORGANIZING AND DISTRIBUTING DEMOGRAPHIC, LIFESTYLE AND BEHAVIORAL DATA AND INFORMATION; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE FOR GENERATING MARKET RESEARCH DATA, REPORTS AND ANALYSES, AND OTHER INFORMATION FOR MARKETING AND ADVERTISING PURPOSES; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE TO FACILITATE COMPARISON SHOPPING VIA THE INTERNET; APPLICATION SERVICE PROVIDER FEATURING

COMPUTER SOFTWARE FOR SEARCHING, COMPILING, INDEXING AND ORGANIZING INFORMATION ON THE INTERNET; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE FOR CREATING INDEXES OF INFORMATION, INDEXES OF WEB SITES AND INDEXES OF OTHER INFORMATION RESOURCES; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE FOR CREATING SEARCHABLE DATABASES OF INFORMATION AND DATA; APPLICATION SERVICE PROVIDER FEATURING COMPUTER SOFTWARE FOR PROVIDING LIMITED ACCESS TO DATA AND THIRD-PARTY WEB SITES AND WEB CONTENT OVER A COMPUTER NETWORK BASED ON USE BY THIRD PARTIES OF THE AFOREMENTIONED SOFTWARE, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 10-18-2006; IN COMMERCE 10-18-2006.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 78-338,335, FILED 12-9-2003.

ZHALEH DELANEY, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 3,069,080

Registered Mar. 14, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ZANGO

180TECHNOLOGIES LLC (NEVADA LTD LIAB
CO)
6100 NEIL ROAD, SUITE 500
RENO, NV 89511

FOR: COMPUTER SOFTWARE FOR PROVIDING LIMITED ACCESS TO DATA AND THIRD-PARTY WEB SITES AND WEB CONTENT OVER A COMPUTER NETWORK BASED ON INSTALLATION AND USE BY THIRD PARTIES OF THE AFOREMENTIONED SOFTWARE; COMPUTER SOFTWARE TO IDENTIFY AND EXECUTE KEYWORD, BANNER, OPTIMIZATION, AND OTHER INTERNET SEARCH ADVERTISING PLACEMENT AND EXECUTION; COMPUTER SOFTWARE TO TRACK, LOG AND ANALYZE INTERNET USAGE HABITS, INTERNET SEARCHING HABITS, AND CUSTOMER LOYALTY; COMPUTER SOFTWARE FOR COMPILING, ANALYZING, STORING, SORTING, ORGANIZING AND DISTRIBUTING DEMOGRAPHIC, LIFESTYLE AND BEHAVIORAL DATA AND INFORMATION; COMPUTER SOFTWARE FOR GENERATING MARKET RESEARCH DATA, REPORTS AND ANALYSES, AND OTHER INFORMA-

TION FOR MARKETING AND ADVERTISING PURPOSES; COMPUTER SOFTWARE TO FACILITATE COMPARISON SHOPPING VIA THE INTERNET; COMPUTER SOFTWARE FOR SEARCHING, COMPILING, INDEXING AND ORGANIZING INFORMATION ON THE INTERNET; COMPUTER SOFTWARE FOR CREATING INDEXES OF INFORMATION, INDEXES OF WEB SITES AND INDEXES OF OTHER INFORMATION RESOURCES; COMPUTER SOFTWARE FOR CREATING SEARCHABLE DATABASES OF INFORMATION AND DATA, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 3-30-2004; IN COMMERCE 3-30-2004.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

SN 78-338,332, FILED 12-9-2003.

ZHALEH DELANEY, EXAMINING ATTORNEY

Int. Cl.: 42

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,086,768

Registered Apr. 25, 2006

**SERVICE MARK
PRINCIPAL REGISTER**

ZANGO

**180 TECHNOLOGIES, LLC (NEVADA LTD LIAB
CO)
6100 NEIL ROAD, SUITE 500
RENO, NV 89511**

**FOR: CREATING SEARCHABLE INDEXES OF
INFORMATION, INDEXES OF WEB SITES AND
INDEXES OF OTHER INFORMATION SOURCES IN
CONNECTION WITH GLOBAL COMPUTER NET-
WORKS; CUSTOMIZED SEARCHING SERVICES,
NAMELY, PROVIDING SPECIFIC INFORMATION
AS REQUESTED BY CUSTOMERS VIA THE INTER-
NET FROM SEARCHABLE INDEXES AND DATA-
BASES OF INFORMATION, INCLUDING TEXT,
ELECTRONIC DOCUMENTS, THIRD-PARTY WEB
SITES, DATABASES, GRAPHICS AND AUDIO-VI-
SUAL INFORMATION; PROVIDING CUSTOMIZED
ON-LINE WEB PAGES FEATURING USER-DE-
FINED INFORMATION, WHICH INCLUDES**

**SEARCH ENGINES AND ON-LINE WEB LINKS TO
OTHER WEB SITES; COMPUTER SERVICES,
NAMELY, CREATING, MAINTAINING, AND
HOSTING CUSTOMIZED LIMITED ACCESS WEB
SITES AND WEB CONTENT FOR OTHERS BASED
ON INSTALLATION AND USE OF PROPRIETARY
SOFTWARE, IN CLASS 42 (U.S. CLS. 100 AND 101).**

FIRST USE 3-30-2004; IN COMMERCE 3-30-2004.

**THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.**

SN 78-976,666, FILED 12-9-2003.

ZHALEH DELANEY, EXAMINING ATTORNEY

Exhibit C

Opposer's Applications for ZANGO Mark

App. No. 78974942 (filed 9/14/2006)

Class 42: Creating searchable indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; customized searching services, namely, providing specific information as requested by customers via the Internet from searchable indexes and databases of information, including text, electronic documents, third-party web sites, databases, graphics and audio-visual information; providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; application service provider featuring software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; application service provider featuring computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; application service provider featuring computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; application service provider featuring computer software for generating market research data, reports and analyses, and other marketing and advertising information for marketing and advertising purposes; application service provider featuring computer software to facilitate comparison shopping via the Internet; application service provider featuring computer software for searching, compiling, indexing and organizing information on the Internet; application service provider featuring computer software for creating indexes of information, indexes of web sites and indexes of other information resources; application service provider featuring computer software for creating searchable databases of information and data. application service provider featuring computer software for providing limited access to data and third-party web sites and web content over a computer network based on use by third parties of the aforementioned software; computer services, namely, hosting of digital content on the Internet in the nature of customized limited access games, videos, music, pictures, web sites and online information in the field of general interest for others; application service provider featuring computer software for uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media, audio/video, music, photos and information in the field of general interest over the Internet or other communications networks; application service provider featuring computer software for chat, bulletin board, instant messaging, and web interaction; providing online information in the field of weather

App. No. 78974941 (filed 9/14/2006)

Class 41: Entertainment services, namely, providing on-line computer games, pre-recorded videos, pictures, and pre-recorded online music; entertainment services, namely, a web site where users create and download music videos and online content, namely, musical videos, film clips, photographs and other multimedia materials, and access and view a wide range of online television, news, video, and music programming; entertainment services, namely, providing on-line reviews of movies, books, music, and computer games; online publishing and publishing information services; online journals, namely, blogs featuring news, editorials, and opinions concerning current events, Internet policy, and entertainment; providing information in the field of general interest from searchable indexes and databases of information, namely games, videos, music and pictures, by means of the Internet

App. No. 78974940 (filed 9/14/2006)

Class 9: Computer software for providing access to and downloads of data, videos, games, pictures, screensavers, third-party web sites, and online information in the field of general interest over a computer network; computer software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; computer software to facilitate comparison shopping via the Internet; computer software for searching, compiling, indexing and organizing information on the Internet; computer software for creating indexes of information, indexes of web sites and indexes of other information resources; computer software for creating searchable databases of information and data; computer software, namely, online downloadable computer games; online downloadable computer video games software; downloadable ring tones, graphics and music via a global computer network and wireless devices; downloadable computer screen savers; downloadable films and video programs via the Internet; downloadable audio and video recordings featuring music and entertainment, namely, musical performances, musical videos, film clips, photographs and other multimedia materials; downloadable software for instant messaging and electronic mail services; downloadable software for instant messaging and electronic mail services; downloadable computer software for mastering and recording CDs and DVDs; downloadable computer software for weather updates and astrology readings

App. No. 77018146 (filed 10/10/2006)

Class 35: Internet search marketing services for others, namely, placing online advertisements for others featuring keywords and banners using proprietary technology and user and customer databases; promoting the goods and services of others via Internet web sites by providing search engine marketing and optimization services; market research services regarding Internet usage habits and customer loyalty; marketing services, namely compiling and distributing demographic, lifestyle and behavioral data, and providing related marketing research, market reports and analyses, and other marketing and advertising information for marketing and advertising via the Internet; providing marketing information in the field of electronic commerce via global computer networks; comparison shopping services; and providing on-line reviews of consumer products and services

Exhibits D1-D4

TESS Excerpts for Opposer's Applications for ZANGO Mark

See attached.

TARR Status

ASSIGN Status

TDR

TTAB Status

(Use the "Back" button of the Internet

Browser to return to TESS)

ZANGO

Word Mark ZANGO

Goods and Services IC 035. US 100 101 102. G & S: Internet search marketing services for others, namely, placing online advertisements for others featuring keywords and banners using proprietary technology and user and customer databases; promoting the goods and services of others via Internet web sites by providing search engine marketing and optimization services; market research services regarding Internet usage habits and customer loyalty; marketing services, namely compiling and distributing demographic, lifestyle and behavioral data, and providing related marketing research, market reports and analyses, and other marketing and advertising information for marketing and advertising via the Internet; providing marketing information in the field of electronic commerce via global computer networks; comparison shopping services; and providing on-line reviews of consumer products and services

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 77018146

Filing Date October 10, 2006

Current Filing Basis 1B

Original Filing Basis 1B

Published for Opposition September 4, 2007

Owner (APPLICANT) Zango Technologies, LLC LTD LIAB CO NEVADA 3600 136th Place SE Bellevue WASHINGTON 98006

Attorney of Record Grace Han Stanton

Type of Mark SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

TESS HOME

NEW USER

STRUCTURED

FREE FORM

Browser Dict

SEARCH LOG

TOP

HELP

PREV LIST

CURR LIST

NEXT LIST

FIRST DOC

PREV DOC

NEXT DOC

LAST DOC

[TARR Status](#)
[ASSIGN Status](#)
[TDR](#)
[TTAB Status](#)
 (Use the "Back" button of the Internet Browser to return to TESS)

ZANGO

Word Mark ZANGO
Goods and Services IC 009. US 021 023 026 036 038. G & S: Computer software for providing access to and downloads of data, videos, games, pictures, screensavers, third-party web sites, and online information in the field of general interest over a computer network; computer software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; computer software for generating market research data, reports and analyses, and other information for marketing and advertising purposes; computer software to facilitate comparison shopping via the Internet; computer software for searching, compiling, indexing and organizing information on the Internet; computer software for creating indexes of information, indexes of web sites and indexes of other information resources; computer software for creating searchable databases of information and data; computer software, namely, online downloadable computer games; online downloadable computer video games software; downloadable ring tones, graphics and music via a global computer network and wireless devices; downloadable computer screen savers; downloadable films and video programs via the Internet; downloadable audio and video recordings featuring music and entertainment, namely, musical performances, musical videos, film clips, photographs and other multimedia materials; downloadable software for instant messaging and electronic mail services; downloadable software for instant messaging and electronic mail services; downloadable computer software for mastering and recording CDs and DVDs; downloadable computer software for weather updates and astrology readings. FIRST USE: 20040330. FIRST USE IN COMMERCE: 20040330

Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 78974940
Filing Date September 14, 2006
Current Filing Basis 1A
Original Filing Basis 1A
Published for Opposition July 24, 2007
Owner (APPLICANT) Zango Technologies LLC LTD LIAB CO NEVADA 3600 136th Place SE Bellevue WASHINGTON 98006
Attorney of Record Grace Han Stanton
Prior Registrations 3069080
Type of Mark TRADEMARK
Register PRINCIPAL
Live/Dead Indicator LIVE

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [TOP](#) [HELP](#) [PREV LIST](#) [CURR LIST](#)
[NEXT LIST](#) [FIRST DOC](#) [PREV DOC](#) [NEXT DOC](#) [LAST DOC](#)

[TARR Status](#)
[ASSIGN Status](#)
[TDR](#)
[TTAB Status](#)
 (Use the "Back" button of the Internet Browser to return to TESS)

ZANGO

Word Mark ZANGO
Goods and Services IC 041. US 100 101 107. G & S: Entertainment services, namely, providing on-line computer games, pre-recorded videos, pictures, and pre-recorded online music; entertainment services, namely, a web site where users create and download music videos and online content, namely, musical videos, film clips, photographs and other multimedia materials, and access and view a wide range of online television, news, video, and music programming; entertainment services, namely, providing on-line reviews of movies, books, music, and computer games; online publishing and publishing information services; online journals, namely, blogs featuring news, editorials, and opinions concerning current events, Internet policy, and entertainment; providing information in the field of general interest from searchable indexes and databases of information, namely games, videos, music and pictures, by means of the Internet. FIRST USE: 20040330. FIRST USE IN COMMERCE: 20040330

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78974941

Filing Date September 14, 2006

Current Filing Basis 1A

Original Filing Basis 1A

Published for Opposition July 24, 2007

Owner (APPLICANT) Zango Technologies LLC LTD LIAB CO NEVADA 3600 136th Place SE Bellevue WASHINGTON 98006

Attorney of Record Grace Han Stanton

Type of Mark SERVICE MARK

Register PRINCIPAL

Live/Dead Indicator LIVE

[TESS HOME](#)
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[STRUCTURED](#)
[FREE FORM](#)
[BROWSE DOC](#)
[SEARCH LOG](#)
[TOP](#)
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[PREV LIST](#)
[CURR LIST](#)

[NEXT LIST](#)
[FIRST DOC](#)
[PREV DOC](#)
[NEXT DOC](#)
[LAST DOC](#)

TARR Status ASSIGN Status TDR TTAB Status (Use the "Back" button of the Internet Browser to return to TESS)

ZANGO

Word Mark ZANGO
Goods and Services IC 042. US 100 101. G & S: Creating searchable indexes of information, indexes of web sites and indexes of other information sources in connection with global computer networks; customized searching services, namely, providing specific information as requested by customers via the Internet from searchable indexes and databases of information, including text, electronic documents, third-party web sites, databases, graphics and audio-visual information; providing customized on-line web pages featuring user-defined information, which includes search engines and on-line web links to other web sites; application service provider featuring software to identify and execute keyword, banner, optimization, and other Internet search advertising placement and execution; application service provider featuring computer software to track, log and analyze Internet usage habits, Internet searching habits, and customer loyalty; application service provider featuring computer software for compiling, analyzing, storing, sorting, organizing and distributing demographic, lifestyle and behavioral data and information; application service provider featuring computer software for generating market research data, reports and analyses, and other marketing and advertising information for marketing and advertising purposes; application service provider featuring computer software to facilitate comparison shopping via the Internet; application service provider featuring computer software for searching, compiling, indexing and organizing information on the Internet; application service provider featuring computer software for creating indexes of information, indexes of web sites and indexes of other information resources; application service provider featuring computer software for creating searchable databases of information and data. application service provider featuring computer software for providing limited access to data and third-party web sites and web content over a computer network based on use by third parties of the aforementioned software; computer services, namely, hosting of digital content on the Internet in the nature of customized limited access games, videos, music, pictures, web sites and online information in the field of general interest for others; application service provider featuring computer software for uploading, posting, showing, displaying, tagging, blogging, sharing or otherwise providing electronic media, audio/video, music, photos and information in the field of general interest over the Internet or other communications networks; application service provider featuring computer software for chat, bulletin board, instant messaging, and web interaction; providing online information in the field of weather

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78974942

Filing Date September 14, 2006

Current Filing Basis 1B

Original Filing Basis 1B

Published for Opposition July 17, 2007

Owner (APPLICANT) Zango Technologies LLC LTD LIAB CO NEVADA 3600 136th Place SE Bellevue WASHINGTON 98006

Attorney of Record Grace Han Stanton

Prior Registrations 3086768
Type of Mark SERVICE MARK
Register PRINCIPAL
Live/Dead Indicator LIVE

TESS HOME	NEW USER	STRUCTURED	FREE FORM	BROWSE DICT	SEARCH OG	TOP	HELP	PREV LIST	CURR LIST
NEXT LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

Exhibit E

Applicant's Applications for ZLANGO Mark

App. No. 77049909 (filed 11/22/2006)

Class 42: Computer graphics services; Graphic art, and computer language, image and icon design; Computer network design and computer software design for computer graphics, languages, images and icons; Computer software development; Consultancy in the field of software and computer graphic images design; Customization of computer hardware and software; Design, development and implementation of software; Image processing software design; Installation, maintenance and updating of computer software; Technical support services, namely, troubleshooting of computer hardware and software problems

App. No. 77049441 (filed 11/22/2006)

Class 9: Computer graphics software; Computer software, namely, computer graphics language processors and interpreters, and for translating a computer language into another specific computer language; Software to enable the transmission of data via computer icons and instant messaging; Software for composing, transmitting and storing email messages; Software to enable the transmission of text messages; Software for facilitating short messaging services; Computer hardware and computer software programs for the integration of text, audio, graphics, still image and moving pictures into an interactive delivery for multimedia applications; Computer software to enhance the audio-visual capabilities of multimedia applications, namely, for the integration of text, audio, graphics, still images and moving pictures; Downloadable ring tones and graphics via a global computer network and wireless devices; Software for processing images, graphics and text; Communications software for connecting mobile phones, computer network users, global computer networks; Computer application software for mobile phones; Computer screen saver software; Computer software for development of computer graphics image language and icons that may be downloaded from a global computer network; Computer software for communicating with users of hand-held computers; Computer software for organizing and viewing digital images and graphic images and icons; Computer software for use in relation to digital animation and special effects of images; Computer software for transmission of data, graphics, video and audio files to wireless devices, namely, mobile phones, handheld computers and handheld communication devices. Computer software for use in the encryption and decryption of digital files, including audio, video, text, binary, still images, graphics and multimedia files and computer graphics language images; Computer software to enhance the audio-visual capabilities of multimedia applications, namely, for the integration of text, audio, graphics, still images and moving pictures as computer graphics language; Computer software to enable the transmission of graphic images and icons to mobile telephones with full telephony integration with the telephone and/or software features of the mobile device; Computer software for the control and operation of telephony functions for mobile phones; Software for downloading graphics, images and icons; Electronic game and graphics language image software for creating and rendering graphic images for cellular telephones, wireless devices and handheld electronic devices; Graphical user interface software; Cellular telephone apparatuses, cellular and wireless telephones and accessories therefor, namely, chargers for electric batteries, in-ear headphones, power adapters, microphones and speakers; Portable telecommunication instant messaging devices

Class 38: Telecommunication services, namely, local and long distance transmission of voice, data, graphics, computer graphics language and icons by means of telephone, telegraphic, cable, and satellite transmissions; Wireless communications services, namely, transmission of graphics to mobile telephones; Cellular telephone services; Electronic, electric, and digital transmission of data, images, icons, graphics and computer graphics languages, signals, and messages via a global computer network;

Delivery, sending and transmission of messages including graphics, computer graphics language and icons by electronic transmission via a global computer network; Providing on-line forums for transmission of messages among computer users concerning computer graphics language image icons; short messaging services; text messaging services; instant messaging services