

**TTAB**

April 18

Trademark Trial and Appeal Board  
Trademark Assistant Center  
Madison East Bldg.  
Concourse Level, Room 37 A  
600 Dulany St.  
Alexandria, VA 22314

**RE: U.S. Trademark Serial No. 77/104364**  
**Mark: GOLF SPORT**

---

Dear Sir,

Enclosed please find Applicant's answer to notice of opposition.

Very truly yours



Gady Dseler

Enclosures



**05-05-2008**

# CERTIFICATE OF SERVICE

A copy of the foregoing Applicant's answer to Notice of Opposition was sent on April 18, 2008 by first class mail, postage prepaid to :

Joseph R. Dreitler  
BRICKER & ECKLER LLP  
Attorney for GOLFINO AG  
100 South Third Street  
Columbus, OH 43215-4291  
USA

*Gady Desler*

Gady Desler

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Bureau de destination RA236400310 IL	Date: 18 APRIL 08 Destinataire: Joseph R. Dreitler BRICKER & ECKLER LLP 100 S THIRD ST COLUMBUS OH 43215-4291	Service des postes Timbre du bureau renvoyant l'avis
<b>A R</b> Par avion		
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Renvoyer à		
Nom ou raison sociale: GADY DESLER Rue et No.: PO Box 8136 RAMAT GAN Localité et pays: ISRAEL 52181		
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Application of: **GADY DESLER**

Serial Nr.: **77/104364**

Mark: **GOLF SPORT**

Trademark Trial and Appeal Board  
Commision for Trademarks  
Trademark Assistant Center  
Madison East Bldg.  
Concorse Level, Room 37 A  
600 Dulany St.  
Alexandria, VA 22314

**DEFENDANT'S ANSWER TO  
NOTICE OF OPPOSITION**

**APPLICANT'S ANSWER TO NOTICE OF OPPOSITION**

	Appllicant	Opposer
Name	Gady Desler	Golfino AG
Mark	<b>GOLF SPORT</b>	<b>GOLFINO</b>
	Serial No.	Opposition No.
	# 77104364	# 91183317

Applicant is the owner of U.S. Trademark Application, serial No. 77104364.

On Nov 27, 2007, Applicant's Application, serial No. 77/104,364 was published for opposition. On March 26, 2008 opposer filed a notice of opposition.

With respect to allegations contained in the notice of opposition, Applicant denies that opposer will be damaged by registration of Applicant's mark **GOLF SPORT**.

Applicant believes that opposer does not have sufficient grounds on which to oppose this application and sets forth its answer in numbered paragraphs:

## APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

### APPEARANCE

The visual look of the two marks are very different:

1. The opponent's figurative character is a **rear view** of a golfer and our mark is showing a golfer with a **frontal view**.
2. The opponent's figurative golfer is on top of the word GOLFINO and our figurative golfer is in the middle of two words.

### SOUND

3. The marks are very different in sound. The opponent mark **Golfino** has a latin connotation. The ending of the opponent's mark "INO" has a latin tone.
4. Our mark consist of 2 words **golf sport** and the opponent mark has one word **golfinno**.
5. Applicant does not have sufficient information to admit or deny the allegations made by the opposer in paragraphs : 6, 7, 8, 10, 11, 12, 13 of the notice, and therefore denies each and every one, leaving Opposer to its proofs.

6. **EXHIBIT A1**: provide a list of trade marks which are similar to Golfino by the logo of the golfer or the visual impression of the mark. We specifically ask to bring to your attention Trade mark GOLFINC – Registration nr. 3196924 in class 025. The opponent has filed an opposition against this mark but their opposition was refused. The visual look of the word **GOLFINC** and the word **GOLFINO** is nearly identical, However, they are different in sound.

**EXHIBIT A2** : provide a few samples out of many trademarks with a golfer between two words, swinging a golf ball. Consequently, the consumer, when he see our mark **golf sport**, he may compare it to the many other similar trademarks and will not confuse it with opposer mark **Golfino**.

## APPLICANT'S ANSWER TO NOTICE OF OPPOSITION

**EXHIBIT A3** : There are other GOLF SPORT Trademarks in the market, some are identical to golf sport and others very similar:

# GOLF & SPORT 2000 (ctm no. 001889591) in class 025, show a golfer from behind and has been registered in the EU, despite the fact that GOLFINO has a prior CTM registration, and its golfer is also a depiction of a golfer from behind.

# GOLF SPORT (ctm no. 000107623) has been registered in the EU for classes 9,16,28,35,36,38,41,42.

# GOLF & SPORT ETC (serial no. 76663186) has been approved for registration in the USA.

**EXHIBIT A4** : Volkswagen has named one of its models GOLF SPORT. A search in Google for "golf sport" will result in many thousands articles.

The conclusion of paragraph 6 is that a potential consumer, when he see GOLF SPORT apparel in the market, will not confuse it with opponent's mark GOLFINO, when in fact he has so many other similar trademarks.

7. **EXHIBIT B** : USA TESS search for the word **GOLF** (as of April 8, 2008) resulted in 7193 records, and for the word **SPORT** resulted in 17,798 records.

EU OAMI search for the word **GOLF** (as of February 18, 2008) resulted in 675 records, and for the word **SPORT** resulted in 2316 records.

The results of these searches, indicate that there are thousands of marks containing GOLF and many thousands of marks containing SPORT.

Its very unlikely, therefore, to claim that a cosumer will confuse our mark golf sport with the opponent's mark golfino, when there are so many trademarks in the market.

The fact that there are so many golf trademarks in class 25, further dilutes the opponent claim that both marks are of same class – clothing, and therefore are likely to cause confusion in the market.

## APPLICANT'S ANSWER TO OPPOSITION

### 8. EXHIBIT C1 : USA registration nr. 2147916 GOLF SPORT

I filed the previous GOLF SPORT application in the USA on July 8, 1997.

The first use in commerce in the USA in class 025, was on June 24, 1997, published for opposition on January 6, 1998 and registered on March 31, 1998. At that period of time I was employed by Koral International, a USA corporation, and I was in charge of the creating and marketing of GOLF SPORT.

According to USPTO TESS search, GOLFINO had a prior registration in the USA, nr. 2612951. The USA patent and trade mark office has, despite an early registration of GOLFINO, approved the registration of GOLF SPORT. The examiner did not find similarities between the two marks that would bar registration and GOLFINO did not raise any objections to the registration of GOLF SPORT.

### EXHIBIT C2 : USA application nr. 77104364 GOLF SPORT

On February 10, 2007 I filed again for the registration of GOLF SPORT in the USA, in class 025. The examiner of the USPTO has approved again the mark for registration and stated that he has searched the office records and has found no similar mark that would bar registration of golf sport.

### EXHIBIT C3 : CTM application nr. 5876974 GOLF SPORT

On may 5, 2007 I filed for the registration of golf sport in the European Union, in class 025. The OHIM has, despite an early registration of GOLFINO, approved the mark for registration, and on August 10, 2007 GOLF SPORT was published in the Community Marks Bulletin for opposition. I enclose a copy of that Application.

9. Taking all these factors into account, it is evident that there is no distinctive similarity between the words, and that the golfer logo further highlights and displaces any possible confusion, especially when both marks are considered as a whole.

10. For the reasons stated in paragraphs 1 –8, there is no likelihood of confusion, mistakes or deception because Applicant's mark **GOLF SPORT** and design is not confusingly similar to any of the alleged marks as pleaded by the opposer.

Opposition No. 91183317  
Opposer: GOLFINO AG

Application No. 77104364  
Applicant: GADY DESLER

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**PRAYER**

Applicant Gady Desler therefore request that the Opposition be denied, and that Registration to Applicant for GOLF SPORT in Application No. 77/104,364 be granted.

Applicant submits this Answer to Opposition via certified mail.

Respectfully submitted,

By: *Gady Desler*

Date: April 18, 2008

Gady Deler, Applicant  
P.O. Box 8196  
Ramat Gan 52181  
ISRAEL  
[gady2007@gmail.com](mailto:gady2007@gmail.com)

# **EXHIBIT A1**

**EXHIBIT A1 - MARKS SIMILAR TO GOLFINO**

		<b>Serial Nr.</b>	<b>Reg. Nr.</b>	<b>Word Mark</b>	<b>Class</b>
1	USA	79008425	3196924	GOLFINC	025
2	USA	76333901	2948661	GOLFIN - A	025
3	USA	75816349	2445246	GOLFINS	012
4	USA	71537770	0510466	GOLFING	016
5	USA	78175797	2777965	GOLFINITY	042
6	USA	75401105		J.K. GOLFIN	025
7	USA	78692864	3331368	GOLFIND.COM	035
8	USA	78831381		GOLFING OFF	025
9	USA	74036905	1657014	GOLFING AMERICA	041
10	USA	78599524		GOLFUN	041
11	USA	74098920	1704297	GOLFING GREATS	028
12	USA	78825854		GOLFING TRASH	025
13	USA	76127900	2500163	GONE GOLFING	025
14	USA	74408411	2105627	GOLFING THE WORLD	016
15	USA	77088837		GOLFING FOR U.COM	035
16	USA	78698402		GOLFER ANONYMOUS	025

# **EXHIBIT A2**

**EXHIBIT A2 - GOLFER BETWEEN TWO WORDS**

		<b>Serial Nr.</b>	<b>Reg. Nr.</b>	<b>Word Mark</b>	<b>Class</b>
1	USA	76571728	2863008	MODEL GOLF	025
2	USA	73093081	1082657	GOLF SWING	025
3	USA	78736995	3270003	THE PLAYERS	041
4	USA	74683611	1970077	SMART GOLF	028
5	USA	7885126		GOLF PHYX	044
6	USA	78717122		PASSIONATE GOLFER	025

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

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**Serial Number:** 76571728 Assignment Information      Trademark Document Retrieval

**Registration Number:** (NOT AVAILABLE)

**Mark**



**(words only):** MODEL GOLF

**Standard Character claim:** No

**Current Status:** A statement of use has been filed and the application and statement of use have been forwarded to the examining attorney for examination.

**Date of Status:** 2008-04-08

**Filing Date:** 2004-01-23

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 110

**Attorney Assigned:**  
CASTRO GIANCARLO

**Current Location:** M10 -TMO Law Office 110

**Date In Location:** 2008-04-08

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

1. ModelGolf LLC

**Address:**  
ModelGolf LLC

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

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**Serial Number:** 73093081 [Assignment Information](#)

[Trademark Document Retrieval](#)

**Registration Number:** 1082657

**Mark**



**(words only):** GOLF SWING

**Standard Character claim:** No

**Current Status:** Registration canceled under Section 8.

**Date of Status:** 1984-06-12

**Filing Date:** 1976-07-12

**Transformed into a National Application:** No

**Registration Date:** 1978-01-17

**Register:** Principal

**Law Office Assigned:** (NOT AVAILABLE)

**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](mailto:TrademarkAssistanceCenter@uspto.gov)**

**Current Location:** 001 -File Destroyed

**Date In Location:** 1994-03-19

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

1. BIDEGAIN S.A.-SOCIETE ANONYME

**Address:**

BIDEGAIN S.A.-SOCIETE ANONYME  
AVENUE MONTARDON 64002 PAU, (PYRENEES-ATLANTIQUES), FRANCE

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**Serial Number:** 78736995 [Assignment Information](#)      [Trademark Document Retrieval](#)

**Registration Number:** 3270003

**Mark**

THE  PLAYERS

**(words only):** THE PLAYERS

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2007-07-24

**Filing Date:** 2005-10-20

**Transformed into a National Application:** No

**Registration Date:** 2007-07-24

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 107

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**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2007-06-21

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

1. PGA TOUR, INC.

**Address:**

PGA TOUR, INC.  
112 PGA TOUR Boulevard

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

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Serial Number: 74683611 [Assignment Information](#)      [Trademark Document Retrieval](#)

Registration Number: 1970077

Mark



(words only): SMART GOLF

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2003-01-25

Filing Date: 1995-06-02

Transformed into a National Application: No

Registration Date: 1996-04-23

Register: Principal

Law Office Assigned: LAW OFFICE 106

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Current Location: 900 -File Repository (Franconia)

Date In Location: 1996-05-06

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

1. BAIR, CARL J.

**Address:**

BAIR, CARL J.  
11475 Eastridge Place

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**Serial Number:** 78851261 [Assignment Information](#)      [Trademark Document Retrieval](#)

**Registration Number:** (NOT AVAILABLE)

**Mark**

**GOLF    PHYX**

**(words only):** GOLF PHYX

**Standard Character claim:** No

**Current Status:** The final review before registration has been completed for this Intent to Use application and it will register in due course.

**Date of Status:** 2008-04-04

**Filing Date:** 2006-03-31

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 102

**Attorney Assigned:**  
BUTLER ANDREA P

**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2008-04-04

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

1. O'Malley, Jeanne

**Address:**  
O'Malley, Jeanne

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**Serial Number:** 78717122 [Assignment Information](#)

[Trademark Document Retrieval](#)

**Registration Number:** 3205334

**Mark**



***Passionate Golfer***

**(words only):** P G PASSIONATE GOLFER

**Standard Character claim:** No

**Current Status:** Registered.

**Date of Status:** 2007-02-06

**Filing Date:** 2005-09-21

**Transformed into a National Application:** No

**Registration Date:** 2007-02-06

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 109

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**Current Location:** 650 -Publication And Issue Section

**Date In Location:** 2007-02-06

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

1. Essien, Frank L.

**Address:**

Essien, Frank L.  
2710 Thomas Avenue

**EXHIBIT A3**



ES DE FR  
Contact Site Map Search

## CTM-ONLINE - Detailed trade mark information



**Trade mark name :** GOLF & SPORT 2000  
**Trade mark No :** 001889591  
**Trade mark basis:** CTM  
**Number of results:** 3 of 4



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[Graphic representation](#)

[List of goods and services](#)

[Description of the mark](#)

[Owner](#)

[Representative](#)

[Seniority](#)

[Exhibition priority](#)

[Priority](#)

[Publication](#)

[Opposition](#)

[Cancellation](#)

[Appeals](#)

[Records](#)

[Renewals](#)

[Download trade mark details](#)

[Link to CTM Bulletin On-line](#)

**Filing date:** 06/10/2000  
**Date of registration:** 24/11/2005  
**Expiry Date:** 06/10/2010  
**Nice Classification:** 9, 12, 16, 18, 25, 28, 37, 41, 42 ( [↔](#) Nice classification)  
**Trade mark:** Individual  
**Type of mark:** Figurative  
**Vienna Classification:** 2.1.8, 21.3.7 ( [↔](#) Vienna Classification)  
**Acquired distinctiveness:** No  
**Your reference:** K400689EO  
**Status of trade mark:** CTM registered ( [↔](#) Glossary)  
( [↔](#) History of statuses)  
**Filing language:** German  
**Second language:** English

## Graphic representation



**GOLF & SPORT** 2000

## + List of goods and services

**Nice Classification:** 9  
**List of goods and services** Scientific, nautical, surveying, photographic,



ES DE FR  
Contact Site Map Search

## CTM-ONLINE - Detailed trade mark information



**Trade mark name :** GOLF SPORT  
**Trade mark No :** 000107623  
**Trade mark basis:** CTM  
**Number of results:** 4 of 4



Overview

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Download trade mark details

Link to CTM Bulletin On-line

Trade mark

**Filing date:** 01/04/1996  
**Date of registration:** 16/06/1998  
**Expiry Date:** 01/04/2016  
**Nice Classification:** 9, 16, 28, 35, 36, 38, 41, 42 ( [↔](#) Nice classification)  
**Trade mark:** Individual  
**Type of mark:** Figurative  
**Vienna Classification:** 21.3.98, 26.4.9, 27.3.15, 27.5.15 ( [↔](#) Vienna Classification)  
**Acquired distinctiveness:** No  
**Your reference:** VB/C31a.3  
**Status of trade mark:** CTM registered ( [↔](#) Glossary) ( [↔](#) History of statuses)  
**Filing language:** German  
**Second language:** English

Graphic representation

+



+ List of goods and services

**Nice Classification:**  
**List of goods and services**

9  
Sound, image and data carriers of all types, in particular audio tapes, cassettes, CDs, recording discs, DAT tapes, video tapes, diskettes, CD-Roms, all the aforesaid goods in pre-recorded and non pre-recorded form; apparatus for recording, transmission or reproduction of sound, images and data of all types; calculating machines, data processing equipment and computers.

**Nice Classification:**  
**List of goods and services**

16  
Printed matter; stationery; instructional and teaching

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**Serial Number:** 76663186 [Assignment Information](#)      [Trademark Document Retrieval](#)

**Registration Number:** (NOT AVAILABLE)

**Mark**

# GOLF & SPORTS ETC

**(words only):** GOLF & SPORTS ETC.

**Standard Character claim:** No

**Current Status:** Opposition period completed, a Notice of Allowance has been issued.

**Date of Status:** 2007-09-25

**Filing Date:** 2006-07-17

**The Notice of Allowance Date is:** 2007-09-25

**Transformed into a National Application:** No

**Registration Date:** (DATE NOT AVAILABLE)

**Register:** Principal

**Law Office Assigned:** LAW OFFICE 103

**Attorney Assigned:**  
CHISOLM KEVON

**Current Location:** 700 -Intent To Use Section

**Date In Location:** 2007-09-25

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

1. Golf Etc. of America, Inc.

**Address:**  
Golf Etc. of America, Inc.

# **EXHIBIT A4**

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volkswagen golf sport



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## New Volkswagen Golf Sport

Published: 10th August 2004



Volkswagen has introduced a new model to the award-winning Golf range, slotting in below the C TDI / GT FSI models. The Golf Sport complements the line-up by combining the 1.6 FSI and 1.9 TDI engines of S and SE Golfs with the more dynamic appearance of the range-topping models.

The Golf Sport is expected to appeal to those customers who want a sporty appearance but who do not require the higher output powerplants found at the top of the Golf line-up. The new model has lowered sports suspension, front sports seats, 16" 'Hockenheim'\* alloy wheels and body-coloured bump and side strips, offering a more dynamic character than the more comfort-orientated Golf SE.

The Golf Sport sits alongside the Golf SE, offering customers a host of extra equipment over the model. This includes a multifunction computer; alarm with interior protection; Climatic semi-automatic air conditioning\*\*; leather-trimmed three-spoke steering wheel, gear knob, gaiter and handbrake grip; and a 10-speaker radio/CD player.

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golf sport

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Web Images

Results 1 - 10 of about 19,900,000 for **golf sport**. (0.16 seconds)

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### Image results for **golf sport**



### BBC SPORT | Golf

**Golf** - Player and tournament news, articles and analysis, including video and audio news clips.

[news.bbc.co.uk/sport1/hi/golf/default.stm](http://news.bbc.co.uk/sport1/hi/golf/default.stm) - 53k - Cached - Similar pages

### Golf on Yahoo! Sports - News, Scores, Standings, Rumors, Fantasy Games

News, feature articles, results, schedules, and photographs.

[sports.yahoo.com/golf](http://sports.yahoo.com/golf) - 75k - Cached - Similar pages

See results for: **vw golf sport**

### Volkswagen GOLF SPORT : SPORT FOR ALL - Yahoo! Cars

**Volkswagen GOLF SPORT** car review. Read a **Volkswagen GOLF SPORT** road test and other UK **Volkswagen GOLF SPORT** car reviews at Yahoo! Cars UK.

[uk.cars.yahoo.com/car-reviews/car-and-driving/volkswagen-golf-sport-1004411.html](http://uk.cars.yahoo.com/car-reviews/car-and-driving/volkswagen-golf-sport-1004411.html)

### Volkswagen Golf GT Sport TSI - drive.com.au

Nov 9, 2007 ... **Volkswagen's new Golf GT Sport** breaks this performance-economy-emissions nexus. It achieves the holy grail of engine design in that it does ...

[www.drive.com.au/Editorial/ArticleDetail.aspx?ArticleID=45376](http://www.drive.com.au/Editorial/ArticleDetail.aspx?ArticleID=45376)

### VW's Golf GT Sport Bourne Ultimatum Role Playing Game

Mar 29, 2008 ... **VW's Golf GT Sport Bourne Ultimatum Role Playing Game**.

[carscoop.blogspot.com/2008/03/vws-golf-gt-sport-bourne-ultimatum-role.html](http://carscoop.blogspot.com/2008/03/vws-golf-gt-sport-bourne-ultimatum-role.html)

### The Golf Blog: Is golf really a sport or just a game?

So what is **golf** a game or a **sport**? Do you think Tiger thinks about if his left elbow is bowed out or do you think he just clears his mind and swings? ...

[www.thegolfblog.com/2004/02/is-golf-really-sport-or-just-game.html](http://www.thegolfblog.com/2004/02/is-golf-really-sport-or-just-game.html) - 45k -

Cached - Similar pages

### Golf news, instruction, equipment, travel, courses and more | Golf.com

Pictures Perfect Great **sports** photographers share their favorite shots from ... **GOLF** Magazine studied more than 80 clubs and scrutinized over 86000 shots ...

<http://www.google.com/search?hl=en&q=golf+sport&btnG=Google+Search>

4/8/2008

## **EXHIBIT B**



United States Patent and Trademark Office

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**(This page: 1 ~ 50)**

Refine Search (golf)[COMB]

Submit

Current Search: S1: (golf)[COMB] docs: 7193 occ: 16051

	Serial Number	Reg. Number	Word Mark	Check Status	Live/Dead
1	79036038		GOLF TV PRO SHOP	TARR	LIVE
2	79049810		GOLFSPA	TARR	LIVE
3	79036674	3366188	GOLF BUSINESS FORUM	TARR	LIVE
4	79042060		BIOGOLFTEE.COM	TARR	LIVE
5	79034063	3392120	THE GOLF SHOW	TARR	LIVE
6	79049372		GOLF HANDICAP ZERO	TARR	LIVE
7	79029510		GOLF-PHYSIO-TRAINER	TARR	DEAD
8	79046438		IBEROSTATE GOLF, VILLAS & CONDOS	TARR	LIVE
9	79044758		GOLF MISSION	TARR	LIVE
10	79043546		THE WORLD GOLF CHAMPIONSHIP FOR FOOTBALLERS	TARR	LIVE
11	79041044		POWERPLAY GOLF	TARR	LIVE
12	79040750		POWERPLAYGOLF	TARR	LIVE
13	79036007		CAMPECHE PLAYA GOLF MARINA & SPA RESORT	TARR	DEAD
14	79035692		GS THE GOLF SUITES	TARR	DEAD
15	79030374		GOLF FEE CARD	TARR	DEAD
16	79027639	3272653	GI	TARR	LIVE
17	79026876	3286605	LATITUDE 64° GOLF DISCS	TARR	LIVE
18	79026605	3318570	GOLF'S GREAT WALKS	TARR	LIVE
19	79023997	3240105	GOLF JUNKIE	TARR	LIVE
20	79022915		GOLF FEE CARD	TARR	DEAD
21	79022905		GOLFCLIP.COM	TARR	DEAD
22	79016235	3117421	PANDANNI GOLF	TARR	LIVE
23	79008425	3196924	GOLFINC	TARR	LIVE



ES DE EN

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- MYPAGE
- Enlargement 2007
- Enlargement 2004



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- Simple

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**1 GOLFBANK FINANCIAL SERVICES**

<b>Trade mark No:</b>	006668801	<b>Type of mark:</b>	Wo
<b>Filing date:</b>		<b>Date of registration:</b>	
<b>Nice Classification:</b>	35, 36, 41	<b>Status:</b>	CTM app rec
<b>Name of the owner:</b>	Luis Alsina Alvarez		
<b>Your reference:</b>	355120		
<b>Trade mark basis:</b>	CTM		

**2 Cytogolf**

<b>Trade mark No:</b>	006638043	<b>Type of mark:</b>	Wor
<b>Filing date:</b>	04/02/2008	<b>Date of registration:</b>	
<b>Nice Classification:</b>	5, 29, 32	<b>Status:</b>	Filin prog
<b>Name of the owner:</b>	Cytowell AG		
<b>Trade mark basis:</b>	CTM		

**3 Global Golf Tour eli GGT**

<b>Trade mark No:</b>	006635502	<b>Type of mark:</b>	Wo
<b>Filing date:</b>	03/02/2008	<b>Date of registration:</b>	
<b>Nice Classification:</b>	25, 35, 36, 38, 41	<b>Status:</b>	For per
<b>Name of the owner:</b>	Juha Rautiala		
<b>Trade mark basis:</b>	CTM		

**4 GOLFMOTION**

<b>Trade mark No:</b>	006633085	<b>Type of mark:</b>	Fig
<b>Filing date:</b>	01/02/2008	<b>Date of registration:</b>	
<b>Nice Classification:</b>	12, 18, 28	<b>Status:</b>	Fili prc gra
<b>Name of the</b>	ob1 Agencies		

# **EXHIBIT C1**

**Int. Cls.: 18 and 25**

**Prior U.S. Cls.: 1, 2, 3, 22, 39 and 41**

**United States Patent and Trademark Office**

**Reg. No. 2,147,916**

**Registered Mar. 31, 1998**

**TRADEMARK  
PRINCIPAL REGISTER**



**KORAL INTERNATIONAL, INC. (NEW YORK CORPORATION)  
699 MERRICK ROAD  
LYNBROOK, NY 11563**

**FOR: ALL PURPOSE SPORTS BAGS, GYM BAGS, TOTE BAGS, AND WALLETS, IN CLASS 18 (U.S. CLS. 1, 2, 3, 22 AND 41).**

**FIRST USE 6-24-1997; IN COMMERCE 6-24-1997.**

**FOR: HATS, CAPS, UNDERWEAR, JACKETS, SHIRTS AND SOCKS, IN CLASS 25 (U.S. CLS. 22 AND 39).**

**FIRST USE 6-24-1997; IN COMMERCE 6-24-1997.**

**NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GOLF SPORT", APART FROM THE MARK AS SHOWN.**

**SER. NO. 75-320,925, FILED 7-8-1997.**

**AMOS T. MATTHEWS, JR., EXAMINING ATTORNEY**

**EXHIBIT C2**



United States Patent and Trademark Office

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RECORD LIST	FIRST DOC	PREV DOC	NEXT DOC	LAST DOC					

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<b>Word Mark</b>	<b>GOLF SPORT</b>
<b>Goods and Services</b>	IC 025. US 022 039. G & S: Dress shirts; Golf shirts; Polo shirts; Shirts; Short-sleeved or long-sleeved t-shirts; Short-sleeved shirts; Sport shirts
<b>Mark Drawing Code</b>	(3) DESIGN PLUS WORDS, LETTERS, AND/OR NUMBERS
<b>Design Search Code</b>	02.01.02 - Men depicted as shadows or silhouettes of men; Silhouettes of men 02.01.19 - Athletes (men); Golfer; Men, athletes, strongmen; Strongmen 02.09.19 - Diving, humans; Humans, including men, women and children, depicted playing games or engaged in other sports; Playing games or sports, humans 21.03.22 - Clubs for golf; Golf clubs; Putters for golf
<b>Serial Number</b>	77104364
<b>Filing Date</b>	February 10, 2007
<b>Current Filing Basis</b>	1B
<b>Original Filing Basis</b>	44D
<b>Published for Opposition</b>	November 27, 2007
<b>Owner</b>	(APPLICANT) DESLER, GADY INDIVIDUAL ISRAEL PO BOX 8196 RAMAT GAN ISRAEL 52181
<b>Disclaimer</b>	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GOLF SPORT" APART FROM THE MARK AS SHOWN
<b>Description of</b>	Color is not claimed as a feature of the mark.

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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

Nov 7, 2007

**NOTICE OF PUBLICATION UNDER 12(a)**

1. Serial No.:  
77/104,364
2. Mark:  
GOLF SPORT  
and design
3. International Class(es):  
25
4. Publication Date:  
Nov 27, 2007
5. Applicant:  
DESLER, GADY

The mark of the application identified appears to be entitled to registration. The mark will, in accordance with Section 12(a) of the Trademark Act of 1946, as amended, be published in the Official Gazette on the date indicated above for the purpose of opposition by any person who believes he will be damaged by the registration of the mark. If no opposition is filed within the time specified by Section 13(a) of the Statute or by rules 2.101 or 2.102 of the Trademark Rules, the Commissioner of Patents and Trademarks may issue a notice of allowance pursuant to section 13(b) of the Statute.

Copies of the trademark portion of the Official Gazette containing the publication of the mark may be obtained from:

The Superintendent of Documents  
U.S. Government Printing Office  
PO Box 371954  
Pittsburgh, PA 15250-7954  
Phone: 202-512-1800

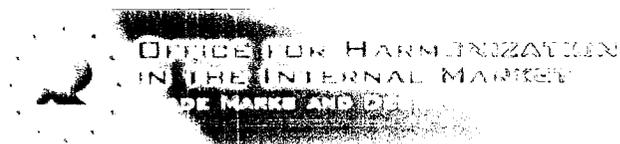
By direction of the Commissioner.

Correspondence Address:

DESLER, GADY

TMP&I

# **EXHIBIT C3**



ES DE FR  
Contact Site Map Search

## CTM-ONLINE - Detailed trade mark information



**Trade mark name :** GOLF SPORT  
**Trade mark No :** 005876974  
**Trade mark basis:** CTM  
**Number of results:** 1 of 4



On-line

Trade mark

Graphic representation

List of goods and services

Description of the mark

Owner

Representative

Seniority

Exhibition priority

Priority

Publication

Opposition

Cancellation

Appeals

Recordals

Renewals

Download trade mark details

Link to CTM Bulletin On-line

Trade mark

**Filing date:** 05/05/2007  
**Nice Classification:** 18, 25 ( ⇨ Nice classification)  
**Trade mark:** Individual  
**Type of mark:** Figurative  
**Acquired distinctiveness:** No  
**Your reference:** GOLFSPORTEU2007  
**Status of trade mark:** Formalities pending ( ⇨ Glossary)  
 ( ⇨ History of statuses)  
**Filing language:** English  
**Second language:** French

Graphic representation



+ List of goods and services

**Nice Classification:** 18  
**List of goods and services** Leather and imitations of leather, and goods made of these materials and not included in other classes; animal skins, hides; trunks and travelling bags; umbrellas, parasols and walking sticks; whips, harness and saddlery.

**Nice Classification:** 25  
**List of goods and services** Clothing, footwear, headgear.

Description

210 005876974

220 05/05/2007

442 08/10/2007

546



531 02 . 01 . 08

526 **BG** - Регистрирането на тази марка няма да даде право за изключителна употреба, по отделно, на думите "golf" и "sport"

**ES** - El registro de esta marca no concederá el derecho exclusivo de uso para utilizar, por separado, las palabras "golf" y "sport"

**CS** - Registrace této ochranné známky nepřiznává právo na výhradní užívání, samostatně, slov "golf" a "sport"

**DA** - Registreringen af dette varemærke giver ikke eneret til anvendelse af ordene "golf" og "sport" hver for sig

**DE** - Durch die Eintragung dieser Marke wird kein Recht auf die ausschließliche Nutzung der Einzelwörter "Golf" und "Sport" beansprucht

**ET** - Selle kaubamärgi registreerimine ei anna ainuõigust sõnade "golf" ja "sport" eraldi kasutamisele

**EL** - Η καταχώριση του παρόντος εμπορικού σήματος δεν παρέχει το δικαίωμα αποκλειστικής χρήσης των λέξεων "golf" και "sport" ξεχωριστά

**EN** - Registration of this Trademark shall give no right to the exclusive use, separately, of the words "golf" and "sport"

**FR** - L'enregistrement de cette marque ne devrait accorder aucun droit d'utilisation exclusive, séparément, des mots "golf" et "sport"

**IT** - Non si rivendica il diritto esclusivo all'uso delle parole "golf" e "sport" separatamente

**LV** - Šīs preču zīmes reģistrēšana nedod tiesības ekskluzīvi izmantot atsevišķi vārdus "golf" un "sport"

**LT** - Šio prekės ženkle registracija nesuteikia išimtinės teisės pavieniams žodžiams "golf" ir "sport" vartoti

**HU** - Ennek a védjegynek a bejegyzése nem ad jogot a "golf" és "sport" szavak kizárólagos használatára

**MT** - Ir-registrazzjoni ta' din it-trejdmark ma tagħti ebda dritt għall-użu esklussiv, separatament, tal-kliem "golf" u "sport"

**NL** - Registratie van dit handelsmerk geeft geen exclusief recht op afzonderlijk gebruik van de woorden "golf" en "sport"

**PL** - Rejestracja tego znaku nie będzie przyznawała prawa do wyłącznego użytkowania, oddzielnie, słów "golf" i "sport"

**PT** - O registo desta marca não confere qualquer direito ao uso exclusivo, em separado, das palavras "golf" e "sport"

**RO** - Inregistrarea acestei marci nu da dreptul utilizarii exclusive, in mod separat, a cuvintelor „golf” si „sport”

**SK** - Registrácia tejto značky nedáva nárok na výlučné oddelené používanie slov "golf" a "sport"

**SL** - Registracija te blagovne znamke ne bo dajala pravice do ekskluzivne uporabe besed, razen za besede "golf" in "sport"