

ESTTA Tracking number: **ESTTA306205**

Filing date: **09/15/2009**

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	Sunlane Media, LLC		
Entity	Limited Liability Compan	Citizenship	Nevada
Address	631 N. Stephanie St. #548 Henderson, NV 89014 UNITED STATES		

Attorney information	Allan B. Gelbard, Esq. Law Offices of Allan B. Gelbard 15760 Ventura Blvd., Suite 801 Encino, CA 91436 UNITED STATES xxsesq@aol.com Phone:(818)386-9200		
----------------------	--	--	--

Applicant Information

Application No	77589010	Publication date	09/08/2009
Opposition Filing Date	09/15/2009	Opposition Period Ends	10/08/2009
Applicant	Facebook, Inc 156 University Avenue Palo Alto, CA 94301 UNITED STATES		

Goods/Services Affected by Opposition

Class 038. Opposed goods and services in the class: Providing an online forum via global communication networks for the exchange of messages and audio and video content in the fields of current event news, national and international politics, and general interest; broadcasting and transmitting audio and video content
Class 041. Opposed goods and services in the class: electronic publishing services, namely, publishing of text, graphic, audio and video works of others online in the fields of current event news, national and international politics, and general interest; providing online journals and weblogs in the fields of current event news, national and international politics, and general interest
Class 042. Opposed goods and services in the class: computer services, namely, hosting online web facilities for others for organizing and conducting meetings, gatherings and interactive discussions; application service provider services, namely, hosting services for textual, audio and video content via global communication networks in the fields of current event news, national and international politics, and general interest
Class 045. Opposed goods and services in the class: Online social networking services

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
The mark is merely descriptive	Trademark Act section 2(e)(1)
Genericness	Trademark Act section 23

Mark Cited by Opposer as Basis for Opposition

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	SOUNDBOARDS		
Goods/Services	IC38: Providing an online forum via global communication networks for the exchange of audio content in the fields of current event news and general interest; broadcasting and transmitting audio content; IC41: Electronic publishing services, namely, publishing of text and audio works of others online in the fields of current event news and general interest; IC42: Application service provider services, namely, hosting services for textual and audio content via global communication networks in the fields of current event news and general interest; IC45: Online social networking services		

Attachments	Statement of Opposition.pdf (1 page)(9298 bytes)
-------------	---

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	/Allan B. Gelbard, Esq./
Name	Allan B. Gelbard, Esq.
Date	09/15/2009

Opposer, Sunlane Media, LLC owns and operates a website located at www.soundboards.com. Soundboards.com has been employed since 2002.

Opposer files this Opposition alleging:

- A) Applicant's use of the mark will cause a likelihood of confusion as between Applicant and Opposer; and,
- B) Applicant's use of the mark is in a highly related class of goods and services; and,
- C) Opposer was using the mark in commerce prior to Applicant's first use.