

ESTTA Tracking number: **ESTTA312105**

Filing date: **10/19/2009**

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	Damiani International B.V.
Granted to Date of previous extension	10/18/2009
Address	Prins Bernhardplein 200 Amsterdam, Holland, NETHERLANDS

Attorney information	Roberta S. Bren Oblon, Spivak, McClelland, Maier & Neustadt, P.C. 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com Phone:703-413-3000
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Applicant Information

Application No	77506996	Publication date	04/21/2009
Opposition Filing Date	10/19/2009	Opposition Period Ends	10/18/2009
Applicant	TC Digital Games LLC 108 West 13th Street Wilmington, DE 19801 UNITED STATES		

Goods/Services Affected by Opposition

Class 014. All goods and services in the class are opposed, namely: Watches, clocks and jewelry
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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.	1181662	Application Date	11/19/1979
Registration Date	12/08/1981	Foreign Priority Date	NONE
Word Mark	DAMIANI		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 014. First use: First Use: 1975/10/00 First Use In Commerce: 1978/01/16 Jewelry, Precious Stones, Watches and Clocks

U.S. Registration No.	3216881	Application Date	11/21/2003
Registration Date	03/13/2007	Foreign Priority Date	NONE
Word Mark	DAMIANI		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 1972/00/00 First Use In Commerce: 1972/00/00 Jewelry; belt buckles of precious metals; bracelets of precious metals; brooches; cuff-links; diamonds; earrings; necklaces; pearls; precious metals and their alloys; rings; bracelets; charms; earrings in precious metal or coated therewith; precious stones; horological and chronometric instruments, namely, timepieces, wristwatches, watches, clocks and parts therefor		

U.S. Registration No.	3564965	Application Date	02/13/2006
Registration Date	01/20/2009	Foreign Priority Date	NONE
Word Mark	DAMIANI		
Design Mark			

Description of Mark	NONE
Goods/Services	<p>Class 003. First use: Perfumes, body and beauty care cosmetics; toilet water, personal deodorants, essential oils for personal use, body lotions, shower gel, bubble bath, bath oils, bath pearls, skin soaps, shaving balms, shaving cream, aftershave lotions, cosmetic pencils, foundation make-up, face powders, talcum powder, rouges, lipsticks, mascaras, skin cleansing creams, skin cleansing lotions, sun screen preparation, face creams, body creams, hair shampoos, hair sprays, hair lotion, dentifrices</p> <p>Class 009. First use: Optical products, namely, spectacles and sunglasses, eyeglass frames, lenses, and cases therefor; sport goggles for use in skiing, swimming, motorcycling; eyeglass chains</p> <p>Class 014. First use: Jewelry, namely, belt buckles of precious metals, bracelets of precious metals, brooches, cuff-links, diamonds, earrings, necklaces, pearls, rings; precious metals and their alloys, bracelets, charms, earrings in precious metal or coated therewith; precious stones; horological (timepieces) and chronometric instruments including timepieces, wristwatches, watches, clocks and parts therefore</p>

Attachments	<p>73239960#TMSN.gif (1 page)(bytes) 76978251#TMSN.gif (1 page)(bytes) 79975054#TMSN.jpeg (1 page)(bytes) 77506996-Opposition.pdf (28 pages)(657866 bytes)</p>
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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	/roberta s. bren/cli/
Name	Roberta S. Bren
Date	10/19/2009

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

_____)	
DAMIANI INTERNATIONAL B.V.,)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	Appln. Serial No. 77/506,996
TC DIGITAL GAMES LLC ,)	Mark: DANIAN
)	
Applicant.)	
_____)	

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

NOTICE OF OPPOSITION

In the matter of the application for registration of the mark DANIAN for, *inter alia*, “watches, clocks and jewelry” in International Class 14, Application Serial No. 77/506,996, filed by TC Digital Games LLC, on June 24, 2008, which was published in the *Official Gazette* of the United States Patent and Trademark Office on April 21, 2009, pages TM 191-192.

DAMIANI INTERNATIONAL B.V. ("Opposer"), is a limited liability company organized and existing under the laws of Netherlands, with a place business at Prins Bernhardplein 200, Amsterdam, Holland, Netherlands, and believes that it would be damaged by registration of the mark shown in Serial No. 77/506,996 in International Class 14, and hereby opposes same.

As grounds for opposition it is alleged that:

1. Since prior to June 24, 2008, Opposer, through its predecessors and/or related companies has been and is still, engaged in the marketing and sale of jewelry, watches, clocks, and related goods (“Opposer’s goods”) under the mark DAMIANI (“Opposer’s Mark”).

2. Opposer is the owner of, and will rely herein upon the following U.S. Trademark Registrations, in accordance with Trademark Rule 2.122(d)(1):

Mark Registration No. Registration Date	Goods
 Reg. No. 1,181,662 Registered December 8, 1981	Jewelry, precious stones, watches and clocks, in International Class 14
DAMIANI Reg. No. 3,216,881 Registered March 13, 2007	Jewelry; belt buckles of precious metals; bracelets of precious metals; brooches; cuff-links; diamonds; earrings; necklaces; pearls; precious metals and their alloys; rings; bracelets; charms; earrings in precious metal or coated therewith; precious stones; horological and chronometric instruments, namely, timepieces, wristwatches, watches, clocks and parts therefor, in International Class 14
DAMIANI Reg. No. 3,564,965 Registered January 20, 2009	<p>Perfumes, body and beauty care cosmetics; toilet water, personal deodorants, essential oils for personal use, body lotions, shower gel, bubble bath, bath oils, bath pearls, skin soaps, shaving balms, shaving cream, aftershave lotions, cosmetic pencils, foundation make-up, face powders, talcum powder, rouges, lipsticks, mascaras, skin cleansing creams, skin cleansing lotions, sun screen preparation, face creams, body creams, hair shampoos, hair sprays, hair lotion, dentifrices, in International Class 3</p> <p>Optical products, namely, spectacles and sunglasses, eyeglass frames, lenses, and cases therefor; sport goggles for use in skiing, swimming, motorcycling; eyeglass chains, in International Class 9</p> <p>Jewelry, namely, belt buckles of precious metals, bracelets of precious metals, brooches, cuff-links, diamonds, earrings, necklaces, pearls, rings; precious metals and their alloys, bracelets, charms, earrings in precious metal or coated therewith; precious stones; horological (timepieces) and chronometric instruments including timepieces, wristwatches, watches, clocks and parts therefore [sic], in International Class 14</p>

3. Printouts from the USPTO's TARR and Assignment databases for said registrations are attached hereto as Opposer's Exhibits 1, 2 and 3 in accordance with Trademark Rule 2.122(d)(1). Said registrations are valid and subsisting and are *prima facie* evidence of Opposer's exclusive right to use Opposer's Mark in commerce in connection with the goods specified in the registrations.

4. Commencing long prior to Applicant's filing date, Opposer has used, and Opposer is now using, Opposer's Mark in connection with Opposer's goods.

5. Applicant seeks to register the mark DANIAN for, *inter alia*, "watches, clocks and jewelry" ("Applicant's goods") in International Class 14.

6. Upon information and belief, Applicant did not make any use in interstate commerce or commerce with the United States of its mark DANIAN on or in connection Applicant's goods prior to June 24, 2008.

7. Upon information and belief, Applicant's International Class 14 goods, as identified in the application, under the trademark DANIAN, are or will be distributed in and through the same channels of commerce and/or sold and/or rendered to the same classes of purchasers of Opposer's goods sold under Opposer's DAMIANI mark.

8. Applicant's mark DANIAN is confusingly similar to Opposer's mark DAMIANI.

9. Opposer believes and alleges that consumers are likely to believe that DANIAN identifies goods which originate with Opposer.

10. Applicant's use and registration of the mark DANIAN will enable Applicant to trade upon and utilize the goodwill established by Opposer in Opposer's Mark DAMIANI.

11. Opposer believes and alleges that Applicant's trademark when applied to Applicant's goods is likely to cause confusion or mistake or to deceive and will deceive and mislead the purchasing public into believing that Applicant is licensed or controlled by Opposer

or that Applicant is a subsidiary of or in some way related to Opposer. Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

12. Opposer avers that it will be damaged by the registration by Applicant of the DANIAN trademark, as set forth in Applicant's Application Serial No. 77/506,996 in International Class 14, in that the mark is confusingly similar to Opposer's DAMIANI mark and common law rights and will be used in connection with goods identical and related to the goods offered to the public by Opposer.

13. Upon information and belief, the *bona fides* of Applicant's intent-to-use is not apparent from materials of record in the subject application, and Opposer therefore challenges same and leaves Applicant to its proofs with regard to the nature and sufficiency of its intent to use at the time of filing Application Serial No. 77/506,996, and all subsequent times.

14. By reason of the foregoing Opposer believes and submits that it will be irreparably damaged by the registration of Applicant's confusingly similar mark.

WHEREFORE, Opposer, DAMIANI INTERNATIONAL B.V., prays that this opposition be sustained and Applicant's application for registration of DANIAN be denied as to International Class 14.

POWER OF ATTORNEY

Opposer has appointed ROBERTA S. BREN, and the following attorneys of the law firm of OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., as its attorneys with full powers of substitution and revocation, to file and prosecute this opposition proceeding and to transact all business in and before the United States Patent and Trademark Office in connection herewith.

Norman F. Oblon
Marvin J. Spivak
Gregory J. Maier
Arthur I. Neustadt
David J. Kera
Jeffrey H. Kaufman
Brian D. Anderson
Roberta S. Bren
Jonathan Hudis

Jordan S. Weinstein
Kathleen Cooney-Porter*
Beth A. Chapman*
Jeffrey S. Molinoff*
Christopher I. Donahue
Kyoko Imai
Kelley Clements Keller
Richard D. Kelly
James D. Hamilton

Eckhard H. Kuesters
Robert T. Pous
Charles L. Gholz
Jean-Paul Lavalleye
Stephen G. Baxter
Richard L. Treanor
Steven P. Weihrouch
Richard L. Chinn

Members of the Bar of Virginia (except as indicated)

*Member of the Bar other than Virginia

Please address all correspondence to **Roberta S. Bren, Esquire** at OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., 1940 Duke Street, Alexandria, Virginia 22314.

DESIGNATION OF DOMESTIC REPRESENTATIVE

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P., whose postal address is 1940 Duke Street, Alexandria, VA 22314, is hereby designated Applicant's representative upon whom notice or process in proceedings affecting the mark may be served.

We enclose our credit card payment form for the required filing fee for this Opposition. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 50-2014.

Respectfully submitted,

DAMIANI INTERNATIONAL B.V.

By: Roberta S. Bren
Roberta S. Bren
OBLON, SPIVAK, MCCLELLAND,
MAIER & NEUSTADT, L.L.P.
1940 Duke Street
Alexandria, Virginia 22314
(703) 413-3000
fax (703) 413-2220
e-mail: tmocket@oblon.com
Counsel for Opposer

Dated: October 19, 2009

RSB/BAC/cli {1949468_1.DOC}

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **NOTICE OF OPPOSITION** was served on Counsel for Applicant as identified by the records of the U.S. Patent and Trademark Office this 19th day of October, 2009, by sending same, via First Class mail, postage prepaid, to:

Howard F. Mandelbaum, Esquire
LEVINE & MANDELBAUM
222 Bloomingdale Road Ste 203
White Plains, NY 10605

A handwritten signature in cursive script, appearing to read "Carl H. Jusey", is written over a horizontal line.

EXHIBIT 1

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

This page was generated by the TARR system on 2009-10-16 11:25:45 ET

Serial Number: 73239960 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 1181662

Mark



(words only): DAMIANI

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2002-02-21

Filing Date: 1979-11-19

Transformed into a National Application: No

Registration Date: 1981-12-08

Register: Supplemental

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

Current Location: 40S -Scanning On Demand

Date In Location: 2008-03-17

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

1. DAMIANI INTERNATIONAL B.V.

Address:

DAMIANI INTERNATIONAL B.V.
PRINS BERNHARDPLEIN 200

AMSTERDAM, HOLLAND

Netherlands

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Netherlands

GOODS AND/OR SERVICES

International Class: 014

Class Status: Active

Jewelry, Precious Stones, Watches and Clocks

Basis: 1(a)

First Use Date: 1975-10-00

First Use in Commerce Date: 1978-01-16

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-03-17 - Case File In TICRS

2007-06-13 - Automatic Update Of Assignment Of Ownership

2002-02-21 - First renewal 10 year

2002-02-21 - Section 8 (10-year) accepted/ Section 9 granted

2001-12-26 - Combined Section 8 (10-year)/Section 9 filed

1988-06-13 - Section 8 (6-year) accepted

1987-12-01 - Section 8 (6-year) and Section 15 Filed

1981-12-08 - Registered - Supplemental Register

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

HENRY KLEIN

Correspondent

HENRY KLEIN
LADAS & PARRY
5670 WILSHIRE BLVD STE 2100
LOS ANGELES CA 90036-5620

Domestic Representative

LADAS & PARRY



United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)**Assignments on the Web > Trademark Query****Trademark Assignment Abstract of Title****Total Assignments: 3****Serial #:** 73239960**Filing Dt:** 11/19/1979**Reg #:** 1181662**Reg. Dt:** 12/08/1981**Registrant:** Grassi; Damiano**Mark:** DAMIANI**Assignment: 1****Reel/Frame:** 0983/0347**Received:****Recorded:** 07/26/1993**Pages:** 9**Conveyance:** MERGER**Assignor:** GRASSI, DAMIANO**DBA/AKA/TA:** DBA DAMIANI DI GRASSI DAMIANO**Exec Dt:** 06/28/1993**Entity Type:** INDIVIDUAL**Citizenship:** ITALY**Assignee:** DAMIANI DI GRASSI DAMIANO & C.S.N.C.

VIALE SANTUARIO 46 VALENZA, ALESSANDRIA ITALY 15048

Entity Type: GENERAL PARTNERSHIP**Citizenship:** ITALY**Correspondent:** HENRY KLEIN, ESQ.

LADAS & PARRY

5670 WILSHIRE BLVD.

SUITE 2100

LOS ANGELES, CA 90036

Assignment: 2**Reel/Frame:** 1316/0303**Received:****Recorded:** 12/01/1994**Pages:** 12**Conveyance:** MERGER AND CHANGE OF ADDRESS (SEE DOCUMENT FOR DETAILS).**Assignor:** DAMIANI DI GRASSI DAMIANO & C. S.N.C.**Exec Dt:** 10/10/1994**Entity Type:** LIMITED LIABILITY COMPANY**Citizenship:** NONE**Assignee:** CASA DAMIANI S.P.A.

V. LE SANTUARIO N. 46, VALENZA

ALESSANDRIA, ITALY

Entity Type: JOINT STOCK COMPANY**Citizenship:** NONE**Correspondent:** LADAS & PARRY

RICHARD P. BERG

5670 WILSHIRE BOULEVARD, SUITE 2100

LOS ANGELES, CALIFORNIA 90036

Assignment: 3**Reel/Frame:** 3557/0331**Received:** 06/07/2007**Recorded:** 06/07/2007**Pages:** 5**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** CASA DAMIANI S.P.A.**Exec Dt:** 06/04/2007**Entity Type:** JOINT STOCK COMPANY**Citizenship:** ITALY**Assignee:** DAMIANI INTERNATIONAL B.V.

PRINS BERNHARDPLEIN 200

AMSTERDAM, HOLLAND, NETHERLANDS

Entity Type: LIMITED LIABILITY COMPANY**Citizenship:** NETHERLANDS**Correspondent:** ROBERTA S. BREN & OBLON, SPIVAK, ET AL.

1940 DUKE STREET

ALEXANDRIA, VA 22314

Domestic rep: ROBERTA S. BREN & OBLON, SPIVAK, ET AL.

1940 DUKE STREET

ALEXANDRIA, VA 22314

Search Results as of: 10/16/2009 12:56 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350.
Web interface last modified: October 18, 2008 v.2.0.2

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EXHIBIT 2

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

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Serial Number: 76978251 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3216881

Mark

DAMIANI

(words only): DAMIANI

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-03-13

Filing Date: 2003-11-21

Transformed into a National Application: No

Registration Date: 2007-03-13

Register: Principal

Law Office Assigned: LAW OFFICE 104

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-03-13

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

1. DAMIANI INTERNATIONAL B.V.

Address:

DAMIANI INTERNATIONAL B.V.
PRINS BERNHARDPLEIN 200

AMSTERDAM, HOLLAND

Netherlands

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Netherlands

GOODS AND/OR SERVICES

International Class: 014

Class Status: Active

Jewelry; belt buckles of precious metals; bracelets of precious metals; brooches; cuff-links; diamonds; earrings; necklaces; pearls; precious metals and their alloys; rings; bracelets; charms; earrings in precious metal or coated therewith; precious stones; horological and chronometric instruments, namely, timepieces, wristwatches, watches, clocks and parts therefor

Basis: 1(a)

First Use Date: 1972-00-00

First Use in Commerce Date: 1972-00-00

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1181662

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-13 - Automatic Update Of Assignment Of Ownership

2007-03-13 - Registered - Principal Register

2006-12-26 - Published for opposition

2006-12-06 - Notice of publication

2006-11-06 - Law Office Publication Review Completed

2006-11-03 - Assigned To LIE

2006-10-31 - Approved for Pub - Principal Register (Initial exam)

2006-10-31 - Amendment to Use approved

2006-10-31 - Amendment to use processing complete
2006-01-25 - Amendment to Use filed
2006-07-25 - Notice Of Divided Trademark Application Mailed
2006-07-20 - Divisional processing completed
2006-06-28 - Divisional request received
2006-06-28 - PAPER RECEIVED
2006-02-16 - Non-final action mailed
2006-02-16 - Non-Final Action Written
2006-02-02 - Amendment From Applicant Entered
2006-01-25 - Communication received from applicant
2006-01-25 - PAPER RECEIVED
2005-11-09 - Assigned To Examiner
2005-08-04 - Priority Action Mailed
2005-08-04 - Priority Action Written
2005-07-21 - Amendment From Applicant Entered
2004-10-13 - Communication received from applicant
2005-05-20 - Assigned To LIE
2004-10-13 - PAPER RECEIVED
2004-10-14 - PAPER RECEIVED
2004-06-17 - Non-final action mailed
2004-06-13 - Assigned To Examiner
2004-01-15 - PAPER RECEIVED
2003-12-16 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Roberta S. Bren

Correspondent

ROBERTA S. BREN
OBLON, SPIVAK, MCCLELLAND, ET AL.
1940 DUKE STREET
ALEXANDRIA, VIRGINIA 22314
Phone Number: (703) 412-6413
Fax Number: 703-413-2220

Domestic Representative

OBLON, SPIVAK, McCLELLAND, MAIER & NEUST
ADT, P.C.
Phone Number: 703-413-3000
Fax Number: 703-413-2220



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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: 76978251

Filing Dt: 11/21/2003

Reg #: 3216881

Reg. Dt: 03/13/2007

Registrant: CASA DAMIANI S.P.A.

Mark: DAMIANI

Assignment: 1

Reel/Frame: [3557/0331](#)

Received: 06/07/2007

Recorded: 06/07/2007

Pages: 5

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [CASA DAMIANI S.P.A.](#)

Exec Dt: 06/04/2007

Entity Type: JOINT STOCK COMPANY

Citizenship: ITALY

Assignee: [DAMIANI INTERNATIONAL B.V.](#)

PRINS BERNHARDPLEIN 200
AMSTERDAM, HOLLAND, NETHERLANDS

Entity Type: LIMITED LIABILITY COMPANY

Citizenship: NETHERLANDS

Correspondent: ROBERTA S. BREN & OBLON, SPIVAK, ET AL.
1940 DUKE STREET
ALEXANDRIA, VA 22314

Domestic rep: ROBERTA S. BREN & OBLON, SPIVAK, ET AL.
1940 DUKE STREET
ALEXANDRIA, VA 22314

Search Results as of: 10/16/2009 12:58 PM

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Web interface last modified: October 18, 2008 v.2.0.2

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EXHIBIT 3

Int. Cls.: 3, 9 and 14

Prior U.S. Cls.: 1, 2, 4, 6, 21, 23, 26, 27, 28,
36, 38, 50, 51 and 52

Reg. No. 3,564,965

United States Patent and Trademark Office

Registered Jan. 20, 2009

Corrected

OG Date Aug. 25, 2009

TRADEMARK
PRINCIPAL REGISTER

DAMIANI

DAMIANI INTERNATIONAL B.V. (SWITZERLAND LIMITED LIABILITY COMPANY)
PRINS BERNHARDPLEIN 200
AMSTERDAM NETHERLANDS

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

OWNER OF INTERNATIONAL REGISTRATION 0842672 DATED 10-14-2004.

OWNER OF U.S. REG. NOS. 1,181,662 AND 3,216,881.

SEC. 2(F).

FOR: PERFUMES, BODY AND BEAUTY CARE COSMETICS; TOILET WATER, PERSONAL DEODORANTS, ESSENTIAL OILS FOR PERSONAL USE, BODY LOTIONS, SHOWER GEL, BUBBLE BATH, BATH OILS, BATH PEARLS, SKIN SOAPS, SHAVING BALMS, SHAVING CREAM, AFTERSHAVE LOTIONS, COSMETIC PENCILS, FOUNDATION MAKEUP, FACE POWDERS, TALCUM POWDER, ROUGES, LIPSTICKS, MASCARAS, SKIN CLEANSING CREAMS, SKIN

CLEANSING LOTIONS, SUN SCREEN PREPARATION, FACE CREAMS, BODY CREAMS, HAIR SHAMPOOS, HAIR SPRAYS, HAIR LOTION, DENTIFRICES, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FOR: OPTICAL PRODUCTS, NAMELY, SPECTACLES AND SUNGLASSES, EYEGASS FRAMES, LENSES, AND CASES THEREFOR; SPORT GOGGLES FOR USE IN SKIING, SWIMMING, MOTORCYCLING; EYEGASS CHAINS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: JEWELRY, NAMELY, BELT BUCKLES OF PRECIOUS METALS, BRACELETS OF PRECIOUS METALS, BROOCHES, CUFF-LINKS, DIAMONDS, EARRINGS, NECKLACES, PEARLS, RINGS; PRECIOUS METALS AND THEIR ALLOYS, BRACELETS, CHARMS, EARRINGS IN PRECIOUS METAL OR COATED THEREWITH; PRECIOUS STONES; HOROLOGICAL (TIMEPIECES) AND CHRONOMETRIC INSTRUMENTS INCLUDING TIMEPIECES, WRISTWATCHES, WATCHES, CLOCKS AND PARTS THEREFOR, IN CLASS 14 (U.S. CLS. 2, 27, 28 AND 50).

SER. NO. 79-975,054, FILED 2-13-2006.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Aug. 25, 2009.*

SER. NO. 79-975,054, FILED 2-13-2006.

*In testimony whereof I have hereunto set my hand
and caused the seal of The Patent and Trademark
Office to be affixed on Aug. 25, 2009.*

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

This page was generated by the TARR system on 2009-10-16 11:23:58 ET

Serial Number: 79975054 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3564965

Mark

DAMIAN

(words only): DAMIANI

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2009-01-20

Filing Date: 2006-02-13

Transformed into a National Application: No

Registration Date: 2009-01-20

Register: Principal

Law Office Assigned: LAW OFFICE 116

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

Current Location: 830 -Post Registration

Date In Location: 2009-09-01

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

1. DAMIANI INTERNATIONAL B.V.

Address:

DAMIANI INTERNATIONAL B.V.
Prins Bernhardplein 200 AMSTERDAM

Netherlands

Legal Entity Type: Limited Liability Company

State or Country Where Organized: Switzerland

GOODS AND/OR SERVICES

International Class: 003

Class Status: Active

Perfumes, body and beauty care cosmetics; toilet water, personal deodorants, essential oils for personal use, body lotions, shower gel, bubble bath, bath oils, bath pearls, skin soaps, shaving balms, shaving cream, aftershave lotions, cosmetic pencils, foundation make-up, face powders, talcum powder, rouges, lipsticks, mascaras, skin cleansing creams, skin cleansing lotions, sun screen preparation, face creams, body creams, hair shampoos, hair sprays, hair lotion, dentifrices

Basis: 66(a)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 009

Class Status: Active

Optical products, namely, spectacles and sunglasses, eyeglass frames, lenses, and cases therefor; sport goggles for use in skiing, swimming, motorcycling; eyeglass chains

Basis: 66(a)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

Jewelry, namely, belt buckles of precious metals, bracelets of precious metals, brooches, cuff-links, diamonds, earrings, necklaces, pearls, rings; precious metals and their alloys, bracelets, charms, earrings in precious metal or coated therewith; precious stones; horological (timepieces) and chronometric instruments including timepieces, wristwatches, watches, clocks and parts therefore

Basis: 66(a)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Section 2(f)

Prior Registration Number(s):

1181662

3216881

MADRID PROTOCOL INFORMATION

International Registration Number: 0842672

International Registration Date: 2004-10-14

Priority Claimed: No

Date of Section 67 Priority Claim: (DATE NOT AVAILABLE)

International Registration Status: Request For Extension Of Protection Processed
Date of International Registration Status: 2007-03-22
International Registration Renewal Date: 2014-10-14
Notification of Designation Date: 2007-03-22
Date of Automatic Protection: 2008-09-22
Date International Registration Cancelled: (DATE NOT AVAILABLE)
First Refusal: Yes

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-07-23 - Section 7 correction issued
2009-07-21 - Assigned To Paralegal
2009-06-19 - Section 7 amendment filed
2009-06-19 - PAPER RECEIVED
2009-05-28 - Final Disposition Notice Sent To IB
2009-05-28 - Final Disposition Processed
2009-04-21 - Final Disposition Notice Created, To Be Sent To IB
2009-01-20 - Registered - Principal Register
2008-11-04 - Published for opposition
2008-10-23 - Change Of Address Received From IB
2008-10-15 - Notice of publication
2008-09-30 - Law Office Publication Review Completed
2008-09-30 - Assigned To LIE
2008-09-20 - Approved for Pub - Principal Register (Initial exam)
2008-09-19 - Notification Of Possible Opposition - Processed By IB
2008-09-16 - Jurisdiction Restored To Examining Attorney
2008-08-28 - Notification Of Possible Opposition Sent To IB
2008-08-28 - Notification Of Possible Opposition Created, To Be Sent To IB
2008-08-07 - Divisional processing completed

2008-07-22 - Divisional request received

2008-08-04 - Case Assigned To Intent To Use Paralegal

2008-07-29 - Ex parte appeal - Instituted

2008-07-28 - EXPARTE APPEAL RECEIVED AT TTAB

2008-07-25 - Amendment From Applicant Entered

2008-07-25 - Communication received from applicant

2008-07-22 - PAPER RECEIVED

2008-07-23 - Amendment From Applicant Entered

2008-07-23 - Communication received from applicant

2008-07-22 - PAPER RECEIVED

2008-01-22 - Notification Of Final Refusal Emailed

2008-01-22 - Final refusal e-mailed

2008-01-22 - Final Refusal Written

2007-12-14 - New Representative At IB Received

2007-10-22 - Amendment From Applicant Entered

2007-10-22 - Communication received from applicant

2007-10-22 - Assigned To LIE

2007-09-14 - PAPER RECEIVED

2007-05-25 - Attorney Revoked And/Or Appointed

2007-05-25 - TEAS Revoke/Appoint Attorney Received

2007-04-12 - Refusal Processed By IB

2007-03-28 - Non-Final Action Mailed - Refusal Sent To IB

2007-03-28 - Refusal Processed By MPU

2007-03-27 - Non-Final Action (Ib Refusal) Prepared For Review

2007-03-26 - Non-Final Action Written

2007-03-26 - Limitation Of Goods/Services From IB Entered

2007-03-23 - Assigned To Examiner

2007-03-23 - New Application Entered In Tram

2007-03-22 - Sn Assigned For Sect 66a Subseq Desig From IB

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Roberta S. Bren

Correspondent

ROBERTA S. BREN

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUST

1940 DUKE ST

ALEXANDRIA, VA 22314-3451

Phone Number: 703-413-3000

Fax Number: 703-413-2220

Domestic Representative

Roberta S. Bren

Phone Number: 703-413-3000

Fax Number: 703-413-2220



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Trademark Assignment Abstract of Title

Total Assignments: 1**Serial #:** [79975054](#)**Filing Dt:** 02/13/2006**Reg #:** [3564965](#)**Reg. Dt:** 01/20/2009**Registrant:** DAMIANI INTERNATIONAL B.V.**Mark:** DAMIANI**Assignment: 1****Reel/Frame:** [3876/0478](#)**Received:** 10/23/2008**Recorded:** 10/23/2008**Pages:** 2**Conveyance:****Assignor:** [DAMIANI INTERNATIONAL B.V.](#)**Exec Dt:** 07/31/2008**Entity Type:** UNKNOWN**Citizenship:** SWITZERLAND**Assignee:** [DAMIANI INTERNATIONAL B.V.](#)PRINS BERNHARDPLEIN 200
AMSTERDAM, NETHERLANDS**Entity Type:** UNKNOWN**Citizenship:** SWITZERLAND**Correspondent:** DAMIANI INTERNATIONAL B.V.PRINS BERNHARDPLEIN 200
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