

ESTTA Tracking number: **ESTTA327311**

Filing date: **01/16/2010**

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	Patrick J Flynn		
Entity	Individual	Citizenship	UNITED STATES
Address	4124 Mona Park Road Racine, WI 53405 UNITED STATES		

Correspondence information	Patrick J Flynn FBexpo.com Franchise Business AD-vantage 4124 Mona Park Road Racine, WI 53405 UNITED STATES info@FBexpo.com Phone:262-995-7015		
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Applicant Information

Application No	77785165	Publication date	01/05/2010
Opposition Filing Date	01/16/2010	Opposition Period Ends	02/04/2010
Applicant	Franchise Brokers Association, Inc. Suite 500 37 North Orange Ave. Orlando, FL 32801 UNITED STATES		

Goods/Services Affected by Opposition

Class 200. First Use: 2008/08/00 First Use In Commerce: 2008/08/00 All goods and services in the class are opposed, namely: Indicating membership in an association providing the professional exchange of information about the development of new business opportunities through shared resources, mentoring and support services
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Grounds for Opposition

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

U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	FBexpo.com FBAexpo.com Franchise Brokers AD-vantage		
Goods/Services	Franchise Lead generation, trade shows and brokering/consulting services		

Attachments	fba_mark.pdf (1 page)(52152 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	/Patrick Flynn/
Name	Patrick J Flynn
Date	01/16/2010

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

In the matter of trademark application Serial No.....77785165
For the mark.....**FBA** FRANCHISE BROKERS ASSOCIATION
Published in the Official Gazette on.....January 5, 2010

Patrick Flynn

v.

Franchise Brokers Association, Inc.

NOTICE OF OPPOSITION

State opposer's name, address, and entity information as follows:(1)

INDIVIDUAL: Patrick Flynn, 4124 Mona Park Road, Racine, WI 53405 -

The above-identified opposer believes that he will be damaged
by registration of the mark shown in the above-identified application, and
hereby opposes the same.(2)

The grounds for opposition are as follows:

We use the domain names Fbexpo.com and FBAexpo.com on a National Level. (Fbexpo is short for Franchise Business Expo and Franchise Business AD-vantage) The applicants attorney Eric Reis and company President, Sabrina Carter have claimed trademark rights to any use of the Letters FBA, and has threatened to shut us down for using the same. We animately oppose the granting of this trademark and the exclusive use of the LETTERS FBA – We have NO OBJECTION to the phrase “Franchise Brokers Association” in entirety, but their attorney contacted us and said we can not use the term “Franchise Brokers Ad-vantage, FBA, FBAexpo.com or Fbexpo.com” or any even simular. This is restraint of trade and they are trying to “bully” us out of business. -

By Patrick Flynn

(Signature) /Patrick Flynn/ Date 01/14/10