

ESTTA Tracking number: **ESTTA402597**

Filing date: **04/07/2011**

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

Proceeding	91194547
Party	Defendant The Cannon Group of Companies Inc. dba Gunpal Inc
Correspondence Address	BENJAMIN PHILIP CANNON THE CANNON GROUP OF COMPANIES INC 1083 VINE STREET #215 HEALDSBURG, CA 95448-4830 UNITED STATES ben@GeoVario.com
Submission	Other Motions/Papers
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Date	04/07/2011
Attachments	Response to Opposer's Interrogatories.pdf ( 5 pages )(121695 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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In the matter of Application No. 77/784,325 _____	)	
	)	
PayPal, Inc.	)	
	)	
Opposer	)	
v.	)	Opposition No. <b>91194547</b>
	)	
GPal, Inc	)	
	)	
Applicant.	)	
	)	

**APPLICANT GPAL, INC.'S  
FIRST RESPONSE TO INTEROGRARIES TO OPPOSER PAY PAL, INC.**

**RESPONSES**

1. Please see the Application, incorporated herein.
2. May 14, 2010. Ben Cannon.
3. All products are currently contained at: <https://www.gpal.net/> - GPal reserves the right to market future products.
4. This information contains trade-secrets, and is thus withheld.
5. “GUN PAL” was selected because of it’s construction, with “GUN” indicating the friendliness towards the firearm industry, and “PAL” indicating it’s dictionary meaning of “*brother, friend, from Sanskrit bhrātr . brother; akin to Old English brōthor brother*”, or as a “facilitator” or “provider”. It also had secondary meaning as a “Payment Account Locator”.

“G” in GPal is a contraction of the term “GUN”. Application determined thru USPTO TESS searches that there were 34 relivant and current registrations ending in “Pal” which PayPal had allowed. This indicated that marks ending in “Pal” were Generic.” Applicant did retain advise of Counsel as to the name “GPal” and “GUNPAL” – Counsel advised us that “Pal” is Generic and not entitled to protection.

6. All can be found on <https://www.gpal.net/>
7. All can be found on <https://www.gpal.net/>
8. Ben Cannon, PR Newswire.
9. All can be found on <https://www.gpal.net/>
10. Trade Secrets withheld.
11. Firearm owners, specifically excluded from using PayPal by it’s AUP (banning Firearms and accessories from it’s network).
12. Yes.
13. (a): On or about march 2006 for initial investigation, again on or about April 2008 prior to selection of the gunpal.net and gpal.net domain names, and again in 2009 prior to the decision to pay \$10,000 for gunpal.com, and again in March 2010 in response to PayPal’s unfounded claims. (b) Restults were such that “Pal” was generic and not entitled to protection, as many “Term plus Pal” marks already existed in use. (c) By Ben Cannon (d) Ben Cannon.
14. In a TESS trademark search related to #13 above.
15. November 16, 2008 – PayPal suspended my account due to alleged AUP violations. This steeled my already established conviction form GUNPAL, which would not have an AUP that restricted firearms.

16. There were no objections against the use of our Marks (GPAL or GUNPAL) other than this proceeding brought by PayPal.

17. Approximately 240,000.

18. We have not noted any confusion or comments on similarity of the GPAL marks to PayPal's marks. Most of our customers come to us after their PayPal accounts are closed, and they know exactly who we are, and exactly why and how and that we are different than PayPal.

19. "OfferPal Media" USPTO Serial Number: 77/436051 <http://www.offerpalmedia.com/>

USPTO Registration Number: 3725733 for "CRAPAL"  
USPTO Registration Number: 3676530 for "UNIPAL"  
USPTO Registration Number: 3683415 for "FlexPal"  
USPTO Registration Number: 3598614 for "CHANGE PAL"  
USPTO Registration Number: 3587315 for "Corpall"  
USPTO Registration Number: 3580602 for "MEDIPAL"  
USPTO Registration Number: 3401957 for "ISOTROPAL"  
USPTO Registration Number: 3389196 for "DRUPAL"  
USPTO Registration Number: 3318793 for "SHIPPAL"  
USPTO Registration Number: 3252074 for "COMPUPAL"  
USPTO Registration Number: 3258952 for "ROTOPAL"  
USPTO Registration Number: 3369535 for "PROXY PAL"  
USPTO Registration Number: 3225274 for "PRACTIPAL"  
USPTO Registration Number: 3129982 for "MAXAPAL"  
USPTO Registration Number: 2925483 for "PROPAL"  
USPTO Registration Number: 2944101 for "GENOPAL"  
USPTO Registration Number: 3573995 for "SIPPY PAL"  
USPTO Registration Number: 3738304 for "BUZZPAL"  
USPTO Registration Number: 3667924 for "WOUNDPAL"  
USPTO Registration Number: 3198326 for "RAMPAL"  
USPTO Registration Number: 3598518 for "BAGPAL"  
USPTO Registration Number: 3196819 for "MOVEPAL"  
USPTO Registration Number: 2944101 for "GENOPAL"  
USPTO Registration Number: 3345878 for "TRACKER PAL"  
USPTO Registration Number: 3295495 for "CONTRACTPAL"  
USPTO Registration Number: 3176838 for "PRINCIPAL"  
USPTO Registration Number: 3165262 for "SHOWERPAL"  
USPTO Registration Number: 3343885 for "CYCLESPAL"  
USPTO Registration Number: 3266093 for "PALTRUST"  
USPTO Registration Number: 3140543 for "PICKSPAL"  
USPTO Registration Number: 3254215 for "PULLEYPAL"

USPTO Registration Number: 3286999 for "POWERPAL"  
USPTO Registration Number: 3313880 for "AUCTIONPAL"

20. No experts at this time.
21. Ben Cannon.
22. Federal. USDOT FinCEN.

Respectfully submitted,  
GPal, Inc.



Mr. Benjamin P. Cannon.  
Chairman/CEO  
GPal, Inc.

Date: April 7, 2011

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **Applicant GPal's First Request for Production of Documents and Things to Opposer PayPal Inc.**, has been served upon [BOBBY A GHAJAR], [HOWERY LLP], [550 South Hope Street, Suite 1100, Los Angeles, CA 90071] via e-mail ([ghajarb@howery.com](mailto:ghajarb@howery.com)) 7<sup>th</sup> day of April, 2011.



Benjamin P. Cannon

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