

ESTTA Tracking number: **ESTTA424240**

Filing date: **08/10/2011**

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	O2 Holdings, Ltd.
Granted to Date of previous extension	08/13/2011
Address	Wellington Street Slough Berkshire, SL1 1YP UNITED KINGDOM
Attorney information	Stephen L. Baker Baker & Rannells, PA 575 Route 28, Suite 102 Raritan, NJ 08869 UNITED STATES officeactions@br-tmlaw.com,k.hnasko@br-tmlaw.com Phone:9087225640

Applicant Information

Application No	79087506	Publication date	06/14/2011
Opposition Filing Date	08/10/2011	Opposition Period Ends	08/13/2011
International Registration No.	1051488	International Registration Date	03/11/2010
Applicant	O2 DÃ©veloppement 15 rue Edgar Brandt F-72005 LE MANS CEDEX 1, FRANCE		

Goods/Services Affected by Opposition

<p>Class 037. All goods and services in the class are opposed, namely: Laundering; cleaning of clothing; dry cleaning; pressing of clothing; washing of clothing; renovation of clothing, namely, clothing repair; care, cleaning and repair of furs; care, cleaning and repair of leather, excluding staining, tanning or working of leather; shoe repair; residential and commercial buildings maintenance services, namely, housework in private homes in the nature of repair, cleaning,dusting, ironing clothing, carpet cleaning, vermin exterminating, linen ironing, maintenance of tile floorings made of bricks, maintenance of electrical systems, commercial cleaning services, window cleaning, plastering or plumbing work, swimming pool cleaning services, treatment and cleaning of household surfaces in the nature of floor coverings, wall coverings, furniture, and household appliances, cleaning and maintenance of glazed surfaces and verandas; services involving handywork, namely, building repair, renovation, improvement, painting and maintenance; rental of cleaning machines; paper hanging; cleaning of building interiors, building exteriors or windows; cleaning or servicing of vehicles; vehicle repair; disinfecting; rat exterminating; installation, maintenance and repair of office apparatus; machinery installation, maintenance and repair; installation and maintenance of telephone apparatus; installation, maintenance and repair of computer hardware; maintenance and repair of timepieces;</p>

repair of security locks; furniture restoration; services involving small handywork in the home known as handyman services, namely, plumbing, repair of appliances, home repair and maintenance; information regarding cleaning, repair and maintenance services
<p>Class 039. All goods and services in the class are opposed, namely: Delivery of goods; Delivery of meal trays at home; portage of medicines; chauffeur services; ambulance transport; rental of wheelchairs; salvaging of cars and boats; transportation relief planning in the nature of emergency auto or truck services</p>
<p>Class 040. All goods and services in the class are opposed, namely: Clothing alteration; dyeing of textiles; treatment of textiles, namely, mothproofing, crease-resistant treatment, finishing, coating, shrink proofing, shrinking, waterproofing, whitening, bleaching and conditioning; treatment of fabrics, namely, mothproofing, crease-resistant treatment, finishing, coating, shrink proofing, shrinking and conditioning, whitening, waterproofing and bleaching of fabrics</p>
<p>Class 041. All goods and services in the class are opposed, namely: Providing of training in connection with school support, namely, providing tutoring in the fields of math, science, reading, spelling, history, social sciences and languages; providing of training in connection with the care of people at home including support in relation with washing people, dressing people, mobility of people, cleaning, housework, cooking, and preparing meals; providing recreation facilities</p>
<p>Class 043. All goods and services in the class are opposed, namely: Crèches; day-nurseries; providing of food and drink at home; help with preparing meals; canteens; cafeterias</p>
<p>Class 044. All goods and services in the class are opposed, namely: Medical assistance; nursing services; convalescent or rest homes; health services for people at home; hygienic and beauty care for human beings or animals; medical information services; massage; rental of sanitation facilities; gardening; landscape gardening services; landscape design; lawn care; horticulture; plant nurseries</p>
<p>Class 045. All goods and services in the class are opposed, namely: Personal and social services rendered by others to meet the needs of individuals, namely, assistance in connection with washing people, dressing people, mobility of people, personal assistance for human beings in administrative formalities, assistance with shopping, vehicle breakdown assistance, namely, emergency roadside services to open locks, reservation services for taxis or other vehicles, home child care services, caretaking in the nature of house-sitting and temporary surveillance at home of main residences; assistance to disabled people and/or the elderly, namely, assistance in connection with washing people, dressing people, mobility of people, personal assistance for human beings in administrative formalities, assistance with shopping, vehicle breakdown assistance, namely, emergency roadside services to open locks, reservation services for taxis or other vehicles, walking for domestic animals, home-sitting for pets, services involving home sitting for absent homeowners, escorting and chaperoning in society, clothing rental, computer software licensing in the nature of legal services, unlocking of locks</p>

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.	2231093	Application Date	09/19/1996
Registration Date	03/09/1999	Foreign Priority Date	NONE
Word Mark	O2		
Design Mark			
Description of	NONE		

Mark	
Goods/Services	Class 009. First use: First Use: 1996/09/28 First Use In Commerce: 1996/09/28 computer hardware and computer operating system software, and instructional manuals therefor sold as a unit therewith

U.S. Application No.	77097291	Application Date	02/01/2007
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	O2
Design Mark	

Description of Mark	NONE
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Goods/Services	<p>Class 009. First use:</p> <p>Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking (supervision), life-saving and teaching apparatus and instruments, all for use with telecommunications, namely, apparatus for producing sound, images or data; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers, recording disks, namely, blank optical disks; automatic vending machines; cash registers; calculating machines, data processing equipment and computers; fire-extinguishing apparatus, namely, fire-extinguishing systems; telecommunication apparatus for the transmission of sound and images, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, telephone power cables, car chargers; mobile telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, telephone power cables, car chargers; mobile telecommunications handsets; computer hardware; computer software, namely, computer application software for mobile phones; computer software for general purpose data management; computer software for training and product support for computers and mobile phones in the field of communications; computer software and programs featuring music, movies, animation; computer software for the distribution of information and interactive media content containing text, images, video and sound to users in the field of communications, namely telecommunications; computer software and programs for management and</p>
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	<p>operation of wireless telecommunications devices; computer software for accessing, searching, indexing and retrieving information and data from global computer networks and global communication networks, and for browsing and navigating through web on said networks; computer software for use in communications networks, namely, software and Internet protocol and telecommunications receivers, converters, and routers all of which allow the user to send voice, data, pictures, music and video over wireless networks; computer software downloadable from the Internet, namely, computer application software for mobile phones; PDA's (Personal Digital Assistants), pocket PC's, mobile telephones, laptop computers; telecommunication network apparatus, namely, transmitters, receivers, converters; driver software for telecommunications networks and for telecommunications apparatus; protective clothing; protective helmets; computer software recorded onto CD-ROMs for use in database management in the field of telecommunications; computer software recorded onto CD-ROMs for use in database management in the field of telecommunications; blank SD-Cards for database management in the field of telecommunications</p> <p>Class 038. First use:</p> <p>Telecommunications, namely, electronic, electric and digital data transmission of data; telecommunications services, namely, transmission of voice, sound, data, images, audio, video and information via telephone, and global computer networks; telecommunication services, namely, personal communication services, paging services, podcasting services, wireless roaming services, rental and leasing of telecommunication equipment, telecommunication equipment components and telecommunication equipment systems; mobile telephone communication services; telecommunication portal services, namely, voice over internet protocol (VOIP) services; Internet portal services, namely, providing remote Internet access; mobile telephone communications network services; fixed line telephone communication services; provision of broadband telecommunications access; broadband communication services; Internet access services, namely, providing multiple-user access to a global computer information networks via computers, wireless devices, radio pagers, cellular telephones, mobile telephones and personal digital assistants, rental of access time to global computer networks; email and text messaging service, namely email and text messaging service via telephone; monitoring services relating to telecommunications networks and apparatus; information and advisory services relating to Internet protocol television services</p>
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U.S. Application No.	77183491	Application Date	05/17/2007
Registration Date	NONE	Foreign Priority Date	05/16/2007
Word Mark	DO THE O2		
Design Mark			
Description of Mark	NONE		

Goods/Services

Class 009. First use:

Scientific apparatus and instruments for use with telecommunications, namely apparatus for producing sound, images or data; nautical apparatus and instruments for use with telecommunications, namely directional compasses; surveying machines and instruments; photographic apparatus and instruments namely cameras; cinematographic machines and apparatus namely, cameras, still and video cameras, video viewing screens and viewfinders; optical apparatus and instruments namely eyeglasses and sunglasses; weighing apparatus and instruments namely scales; measuring apparatus and instruments namely tape rulers; signaling apparatus and instruments namely emergency signal transmitters; life-saving and teaching apparatus and namely life saving rafts; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank magnetic data carriers; blank recordable optical disks; automatic vending machines; cash registers; calculators ;machines, data processors; computers; fire-extinguishers; apparatus for the transmission of sound and images; telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, car chargers, telephone power cables, car chargers; mobile telecommunication apparatus namely mobile radios, mobile data receivers, mobile telephones, mobile phone accessories, namely headsets, microphones and speakers for mobile phones, car kits for adaptation of portable communication apparatus comprised of adapters, mobile phone straps, mobile telephone batteries, mobile phone chargers, mobile phone covers, mobile phone fascias, mobile phone in-car charges, devices for hands-free use of mobile phones, mobile phone keyboards, mobile phone carry cases, mobile phone PC cables; devices for hands free use of mobile phones; computer hardware; computer software, namely computer application software for mobile phones; computer software for general purpose data management in the field of telecommunications; computer software downloadable from the Internet, namely computer application software for mobile phones; personal digital assistants, pockets computers for note-taking; mobile telephones; laptop computers; telecommunication network apparatus, namely transmitters, receivers, converters; driver software for telecommunications networks and for telecommunications apparatus; protective clothing; protective helmets; multimedia software recorded onto CD-ROM featuring music, sports, entertainment, news, culture and telecommunications; blank SD- Cards; eyeglasses, spectacle glasses, sunglasses, protective glasses and cases therefor; contact lenses; cameras; camera lenses; MP3 players; audio tapes featuring music, sports, entertainment, news, culture and telecommunications, audio cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio discs featuring music, sports, entertainment, news, culture and telecommunications; audio cassettes featuring music, sports, entertainment, news, culture and telecommunications; audio-video tapes featuring music, sports, entertainment, news, culture and telecommunications; audio-video cassettes featuring music, sports, entertainment, news, culture and telecommunications; audio-video discs featuring music, sports, entertainment, news, culture and telecommunications; video tapes featuring music, sports, entertainment, news, culture and telecommunications, video cassettes featuring music, sports, entertainment, news, culture and telecommunications, video discs featuring music, sports,entertainment, news, culture and telecommunications; CDs featuring music, sports, entertainment, news, culture and telecommunications; DVDs featuring music, sports, entertainment, news, culture and telecommunications; downloadable electronic publications in the nature of music, sports, entertainment, news, culture and telecommunications in the field

of music, sports, entertainment, news, culture and telecommunications; mouse pads; magnets; mobile telephone covers, mobile telephone cases

Class 016. First use:

Copy paper, cardboard; printed matter, namely books in the field of telecommunications, education, entertainment, sporting and cultural activities; book bindings; photographs; stationery; adhesives for stationery or household purposes; artists' materials, namely artist's brushes, pencils and pens; paint brushes; typewriters; office requisites, namely staples, punches, rubber bands; printed instructional and teaching material in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities; plastic materials for merchandise packaging, namely general purpose plastic bags, plastic bags for packaging, plastic sheets for writing, printing and marking; printers' type; printing blocks; books in the field of telecommunications, education, entertainment, sporting and cultural activities; pamphlets in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities; pens, pencils, postcards, posters, decalcomanias, stickers, printed tickets, paper beer mats; coasters of paper and cardboard; napkins of paper; tissues and towels of paper; paper bags; general purpose plastic bags

Class 021. First use:

Containers for household or kitchen use; household and kitchen utensils, namely, spatulas, graters, sieves and strainers; combs; bath sponges, cleaning sponges; hair brushes, tooth brushes, clothes brushes, lip brushes, shaving brushes, nail brushes; brush-making materials; articles for cleaning purposes, namely, brooms, cleaning cloths, brushes; steel wool for cleaning; un-worked or semi-worked glass not used in building; beverage glassware, porcelain mugs and figurines; earthenware mugs and figurines; mugs; beer mugs; bottle openers, buckets, champagne buckets, ice buckets, plastic coasters, cocktail stirrers, corkscrews, drinking glasses, cocktail shakers, tankards, toothbrushes, plastic water bottles sold empty

Class 025. First use:

Clothing, footwear, headgear, namely shirts, t-shirts, sweatshirts, skirts, jogging suits, trousers, jeans, pants, shorts, rainwear, cloth bibs, blouses, sweaters, jackets, coats, jumpers, gloves, neckties, scarves, hats, caps, sunvisors, boots, slippers, sneakers, sandals, shoes

Class 035. First use:

Advertising; business management; business administration; providing office functions; retail store services featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise; wholesale distributorships featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise, business management relating to the broadcasting stations of others; business advice and information; business research; rental of data processing equipment; expert evaluations and reports relating to business matters; forestry management services

Class 038. First use:

Telecommunications, namely electronic, electric and digital data transmission of data; mobile telecommunications services, namely mobile telephone communication; telecommunication gateway services; telecommunication internet access services; mobile telecommunications network services, namely, communications via fiber-optic networks; fixed line communication services namely electronic transmission of messages and data; provision of broadband telecommunications access; broadband services, namely broadband communication services, wireless broadband communication services; broadcasting services, namely, audio and video broadcasting services, broadcasting programs via a global computer network, television and radio; television broadcasting services; voice over internet protocol services; provision of access to internet protocol TV; providing remote internet access services; email and text messaging services; telecommunications consultation; rental of

access time to global computer networks

Class 039. First use:

Transport and storage of goods; packaging articles for transportation; travel arrangement; travel information services

Class 041. First use:

Educational services, namely arranging and conducting classes, seminars, conferences and workshops in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; providing training services in the field of telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; entertainment services, namely production of ballet, opera, orchestra, musical bands and plays; organizing community sporting and cultural events; interactive entertainment services, namely, providing on-line computer games; providing computer games that may be accessed network wide by network users; providing entertainment information by means of telecommunication networks; providing news information in the field of current event reporting; entertainment in the nature of on-going television programs in the field of music, news, comedy, and variety; internet protocol television services, namely, providing on-going television programs in the field of music, news, comedy, and variety via a global computer network; entertainment, namely, live music concerts; night club services, discotheque services; and nightclubs, entertainment in the nature of football games, rugby tournaments, golf and tennis tournaments, soccer games, performing and competing in motor sport events; organizing exhibitions for educational, cultural, sporting, or entertainment purposes namely art exhibitions, music exhibitions, and telecommunication exhibitions, organizing community sporting and cultural events; presentation of live show performances; night clubs; rental of stadium facilities; casino services; providing information in the field of entertainment

Class 042. First use:

Scientific research services; technological consultation in the field of physics, chemistry, engineering, computer programming, information technology and telecommunications; design for others in the field of physics, chemistry, engineering, computer programming, information technology and telecommunications; industrial design in the field of computer programming, information technology and telecommunications; design and development of computer hardware and software; information technology consultation; computer programming services; recovery of computer data; consultation services in the fields of selection, implementation and use of computer hardware and software systems for others; computer programming; duplication of computer programs; computer rental; computer software design; installation of computer software; maintenance of computer software; updating of computer software; rental of computer software; rental of computer hardware; computer system design; computer systems analysis; consultancy in the field of computer software; conversion of data or documents from physical to electronic media; creating and maintaining websites for others; data conversion of computer program data or information not being physical conversion; hosting computer web sites; engineering services; technology consulting in the field of engineering; designing equipment for telecommunication networks; database development services; weather forecasting; research in the field of telecommunications technology

Class 043. First use:

Providing of food and drink; providing temporary accommodation; hotel services; restaurant, bar, caf   and snack bar services

Class 044. First use:

Medical services; veterinary services; beauty salon services; cosmetician services; agricultural advice; rental of agricultural equipment; horticulture services

U.S. Registration No.	3848986	Application Date	03/01/2004
Registration Date	09/14/2010	Foreign Priority Date	NONE
Word Mark	O2		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2004/03/00 First Use In Commerce: 2004/03/00 Prepaid telephone calling cards, not magnetically encoded Class 038. First use: First Use: 2004/03/00 First Use In Commerce: 2004/03/00 Prepaid wireless telephone services; telephone services provided via prepaid telephone calling cards		

U.S. Registration No.	3625167	Application Date	05/17/2007
Registration Date	05/26/2009	Foreign Priority Date	05/17/2007
Word Mark	THE 2		
Design Mark			
Description of Mark	The mark consists of "THE 2" with the word and the numeral separated by a stylized stadium dome design.		
Goods/Services	Class 009. First use: Scientific apparatus and instruments, namely, microscopes; nautical apparatus and instruments for use with telecommunications, namely, directional compasses; surveying machines and instruments; photographic apparatus and instruments, namely, cameras; weighing apparatus and instruments, namely, scales; measuring apparatus and instruments, namely, tape rulers; signaling apparatus and instruments, namely, emergency signal transmitters: life-saving and teaching apparatus, namely, life saving rafts: cinematographic and photographic apparatus and instruments, namely, cameras, still and video		

	<p>cameras, video viewing screens and viewfinders; optical apparatus and instruments, namely, eyeglasses and sunglasses; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank optical data carriers; magnetic data carriers containing programming which enables the functioning of mobile phones and permits access to the services provided via mobile phones; prerecorded magnetic data carriers featuring information about news, sports, entertainment, culture, business and finances, weather and travel, network management, telecommunications; blank recording discs; automatic vending machines; cash registers; calculators; calculating machines, data processors and computers; fire-extinguishing apparatus, namely, fire-extinguishing systems; apparatus for the transmission of sound and image;telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers,microphones, speakers, ear pieces, headsets, holders, desktop stands, car chargers, telephone power cables, car chargers. mobile radios, mobile data receivers, mobile telephones, mobile phone accessories, namely, headsets, microphones and speakers for mobile phones, car kits for adaptation of portable communication apparatus comprised of adapters, mobile phone straps, mobile telephone batteries, mobile phone chargers, mobile phone covers, mobile phone fascias, mobile phone in-car charges, devices for hands-free use of mobile phones,mobile phone keyboards, mobile phone carry cases, mobile phone PC cables; mobile telephone telecommunication handsets; computer hardware; computer software, namely,computer application software for mobile phones; general purpose database management software; computer software for training and product support for computers and mobile phones in the field of communications; computer software and programs featuring music, movies, animation; computer software for the distribution of information and interactive media content containing text, images, video and sound to users in the field of communications; computer software and programs for management and operation of wireless telecommunications devices; computer software for accessing, searching, indexing and retrieving information and data from global computer networks and global communication networks, and for browsing and navigating through web on said networks; computer software for use in communications networks, namely, software and Internet protocol and telecommunications receivers, converters, and routers all of which allow the user to send voice, data, pictures, music and video over wireless networks; computer software downloadable from the Internet, namely, computer application software for mobile phones; PDA's (Personal Digital Assistants), pockets PC's, mobile telephones, laptop computers; telecommunication network apparatus, namely, transmitters, receivers, converters, drivers software for telecommunications networks and for telecommunications apparatus; protective clothing;protective helmets; multimedia software recorded onto CD-ROM featuring music, sports, entertainment, news, culture and telecommunications; blank SD- Cards; eyeglasses, spectacle glasses, sunglasses, protective glasses and cases therefor; contact lenses; cameras; camera lenses; MP3 players; audio tapes featuring music, sports, entertainment, news, culture and telecommunications, audio cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio discs featuring music, sports, entertainment, news, culture and telecommunications; audio-video tapes featuring music, sports, entertainment, news, culture and telecommunications, audio-video cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio-video discs featuring music, sports, entertainment, news, culture and telecommunications; video tapes featuring music, sports, entertainment, news, culture and telecommunications, video cassettes featuring music, sports, entertainment, news, culture and telecommunications, video discs</p>
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featuring music, sports, entertainment, news, culture and telecommunications; CDs featuring music, sports, entertainment, news, culture and telecommunications, DVDs featuring music, sports, entertainment, news, culture and telecommunications; downloadable electronic publications in the nature of magazines, newsletters and brochures in the field of music, sports, entertainment, news, culture and telecommunications in the field of music, sports, entertainment, news, culture and telecommunications; mouse pads; magnets; mobile telephone covers, mobile telephone cases

Class 016. First use:

Copy paper, cardboard; Goods made from paper and/or cardboard, namely, advertising signs, banners, labels, boxes, coasters, gift wrap paper, paper towels, paper napkins, handkerchiefs, note paper, notebooks, paper bags, flags, mats, posters, writing paper, envelopes, pennants, printing paper, postcard paper, drawing paper, stickers, photograph albums, paper mats; printed matter, namely, books in the field of telecommunications, education, entertainment, sporting and cultural activities, pamphlets in the field of telecommunications, education, entertainment, sporting and cultural activities, leaflets in the field of telecommunications, education, entertainment, sporting and cultural activities, directories in the field of telecommunications, education, entertainment, sporting and cultural activities, periodicals in the field of telecommunications, education, entertainment, sporting and cultural activities, publications, namely, workbooks, hand-outs, and brochures in the field of telecommunications, education, entertainment, sporting and cultural activities, magazines in the field of telecommunications, education, entertainment, sporting and cultural activities, newsletters in the field of telecommunications, education, entertainment, sporting and cultural activities, newspapers, brochures in the field of telecommunications, education, entertainment, sporting and cultural activities, catalogues in the field of telecommunications, education, entertainment, sporting and cultural activities, event programmes, calendars, certificates, charts, forms; non-magnetically encoded pre-paid telephone calling cards, posters, leaflets about telecommunications, education, entertainment, sporting and cultural activities; postcards, greeting cards, diaries, printed tickets, handbooks in the field of telecommunications, education, entertainment, sporting and cultural activities; manuals in the field of telecommunications, education, entertainment, sporting and cultural activities; book binding material, namely, bookbindings, bookbinding tape; photographs; stationery; adhesives for stationery or household purposes; artists' materials, namely, artist's brushes, pencils and pens; paint brushes; typewriters; office requisites, namely, staples, punches, rubber bands; printed instructional and teaching material in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities, plastic materials for packaging, namely, general purpose plastic bags, plastic bags for packaging, plastic sheets for writing, printing and marking; printers' type; printing blocks; books in the field of telecommunications, education, entertainment, sporting and cultural activities; printed periodicals in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities; business cards, decalcomanias, stickers, paper beer mats; coasters of paper and cardboard; napkins of paper; tissues and towels of paper; paper bags; general purpose plastic bags

Class 021. First use:

Containers for household or kitchen use; household and kitchen utensils, namely, spatulas, graters, sieves and strainers; combs; bath sponges, cleaning sponges; hair brushes, tooth brushes, clothes brushes, lip brushes, shaving brushes, nail brushes; brush-making materials; articles for cleaning purposes, namely, brooms, cleaning cloths, scrubbing brushes; steel wool for cleaning; un-worked or semi-worked glass not used in building; beverage glassware, porcelain mugs and figurines; earthenware mugs and figurines; mugs; beer mugs; bottle openers, buckets, champagne buckets, ice buckets, plastic coasters, cocktail stirrers, corkscrews, drinking glasses, cocktail shakers, tankards, toothbrushes, plastic water bottles sold empty

Class 025. First use:

Clothing, footwear, headgear, namely, shirts, t-shirts, sweatshirts, skirts, jogging suits, trousers, jeans, pants, shorts, rainwear, cloth bibs, blouses, sweaters, jackets, coats, jumpers, gloves, neckties, scarves, hats, caps, sunvisors, boots, slippers, sneakers, sandals, shoes

Class 035. First use:

Advertising; business management; business administration; providing office functions; retail store services featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise; wholesale distributorships featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise, business management relating to the broadcasting stations of others; business advice and information; business research; rental of data processing equipment; expert evaluations and reports relating to business matters; forestry management services

Class 038. First use:

Telecommunications, namely, electronic, electric and digital data transmission of data; telecommunications services, namely, transmission of voice, sound, data, images, audio, video and information via telephone, satellite, cable, television broadcasting, video broadcasting and global computer networks; telecommunication services, namely, personal communication services, paging services, podcasting services, wireless roaming services, providing on-line electronic bulletin boards for transmission of messages among computer users concerning news, sports, entertainment, culture, business, finances, weather, travel and telecommunications, providing on-line chat rooms, rental and leasing of telecommunication equipment, telecommunication equipment components and telecommunication equipment systems; mobile telephone communication services; telecommunication access services, namely, voice over internet protocol (VOIP) services; internet access services, namely, providing remote Internet access; mobile telephone communications network services; fixed line telephone communication services; provision of broadband telecommunications access; broadband services, namely, broadband communication services, wireless broadband communication services; broadcasting services, namely, audio and video broadcasting services, broadcasting programs via a global computer network, television and radio; television broadcasting services; TV broadcasting services via Internet protocol, Internet protocol television services, Internet broadcasting services; internet access services, namely, providing multiple-user access to a global computer information networks via computers, wireless devices, radio pagers, cellular telephones, mobile telephones and personal digital assistants, rental of access time to global computer networks; email and text messaging services

Class 039. First use:

Transport and storage of goods; packaging articles for transportation; travel arrangement; travel information services

Class 041. First use:

Educational services, namely, providing arranging and conducting classes, seminars, conferences and workshops in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; providing training services in the field of telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; entertainment services, namely, production of ballet, opera, orchestra, and musical band performances and plays; organizing community sporting and cultural activities; interactive entertainment services, namely, providing on-line computer games; providing computer games that may be accessed network wide by network users; providing entertainment information by means of telecommunication networks; providing news information in the field of sports and entertainment; entertainment in the nature of on-going television programs

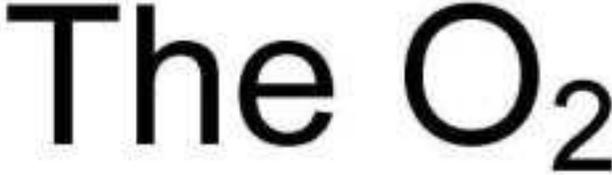
	<p>in the field of sports, music, news, comedy and variety; internet protocol television services, namely, entertainment in the nature of on-going television programs in the field of sports, music, news, comedy, and variety via a global computer network; entertainment, namely, live music concerts; night club services; discotheque services; presentation of live show performances; night clubs; rental of stadium facilities; casino services; providing information in the field of entertainment</p> <p>Class 042. First use: Scientific and technological consultation services and research and design relating thereto in the field of physics, chemistry, engineering, computer programming, information technology and telecommunications; industrial design analysis and research services in the field of computer programming, information technology and telecommunications; design and development of computer hardware and software; IT services, namely, information technology consultation; computer programming services; providing information on computer programming; technical support services, namely, monitoring computer systems of others for technical purposes relating to telecommunications network, troubleshooting of computer software and hardware problems; troubleshooting relating to telecommunications networks, namely, troubleshooting of computer software and hardware problems</p> <p>Class 043. First use: Providing of food and drink; providing temporary accommodation; hotel services; restaurant, bar, caf�� and snack bar services</p> <p>Class 044. First use: Medical services; veterinary services; beauty salon services; cosmetician services; agricultural advice; rental of agricultural equipment; horticulture services</p>
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U.S. Application No.	78618164	Application Date	04/27/2005
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	O2		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: (Based on 44(e) pursuant to European Community Foreign Registration Number 007177363) Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking, supervision, life-saving and teaching apparatus and instruments, all for use with telecommunications, namely, apparatus for producing sound, images or data, namely, digital video cameras; cinematographic and photographic apparatus and instruments, namely, cameras, still and video cameras, video viewing screens and viewfinders; apparatus and instruments for conducting, switching, transforming,</p>		

accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank optical data carriers; magnetic data carriers containing programming which enables the functioning of mobile phones and permits access to the services provided via mobile phones; prerecorded magnetic data carriers featuring information about news, sports, entertainment, culture, business and finances, weather and travel, network management, telecommunications; automatic vending machines; cash registers; calculating machines, data processors and computers; fire-extinguishing apparatus, namely, fire-extinguishing systems; apparatus for the transmission of sound and image; telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, car chargers, telephone power cables, car chargers; mobile radios, mobile data receivers, mobile telephones, mobile phone accessories, namely, headsets, microphones and speakers for mobile phones, car kits for adaptation of portable communication apparatus comprised of adapters, mobile phone straps, mobile telephone batteries, mobile phone chargers, mobile phone covers, mobile phone fascias, mobile phone in-car chargers, devices for hands-free use of mobile phones, mobile phone keyboards, mobile phone carry cases, mobile phone PC cables; mobile telephone telecommunication handsets; computer software, namely, computer application software for mobile phones for use in database management, use in electronic storage of data; computer software for general purpose data management; computer software for training and product support for computers and mobile phones in the field of communications; computer software and programs featuring music, movies, animation; computer software for the distribution of information and interactive media content containing text, images, video and sound to users in the field of communications; computer software and programs for management and operation of wireless telecommunications devices; computer software for accessing, searching, indexing and retrieving information and data from global computer networks and global communication networks, and for browsing and navigating through web on said networks; computer software for use in communications networks, namely, software and Internet protocol and telecommunications receivers, converters, and routers all of which allow the user to send voice, data, pictures, music and video over wireless networks; computer software downloadable from the Internet, namely, computer application software for mobile phones for use in database management, use in electronic storage of data; PDAs (Personal Digital Assistants), pockets PCs, mobile telephones, laptop computers; telecommunication network apparatus, namely, transmitters, receivers, converters; drivers software for telecommunications networks and for telecommunications apparatus; blank SD-Cards; cameras; camera lenses; MP3 players; audio tapes featuring music, sports, entertainment, news, culture and telecommunications, audio cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio discs featuring music, sports, entertainment, news, culture and telecommunications; audio-video tapes featuring music, sports, entertainment, news, culture and telecommunications, audio-video cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio-video discs featuring music, sports, entertainment, news, culture and telecommunications; video tapes featuring music, sports, entertainment, news, culture and telecommunications, video cassettes featuring music, sports, entertainment, news, culture and telecommunications, video discs featuring music, sports, entertainment, news, culture and telecommunications; downloadable electronic publications in the nature of books, magazines, brochures in the field of music, sports, entertainment, news, culture and telecommunications; mouse pads; magnets; mobile telephone covers, mobile telephone cases

	<p>Class 035. First use: (Based on 44(e) pursuant to European Community Foreign Registration Number 007177363) Advertising; business management; business administration; providing office functions; retail store services featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise; arranging and conducting business conferences in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications</p> <p>Class 041. First use: (Based on 44(e) pursuant to United Kingdom Foreign Registration Number 2249386A) Education services, namely, arranging and conducting classes, seminars, and workshops in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; arranging and conducting educational conferences in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; providing of training in telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; entertainment in the nature of visual and audio performances, namely, ballet, opera, orchestra, musical bands and plays; live entertainment in the nature of musical, variety, news and comedy shows; entertainment in the nature of dance performances, fashion shows, orchestra performances, theatre productions, live music performances; entertainment in the nature of casinos, discotheques and nightclubs, entertainment in the nature of football games, rugby tournaments, golf and tennis tournaments, soccer games, performing and competing in motor sport events; organizing exhibitions for educational, cultural, sporting, or entertainment purposes, namely, art exhibitions, music exhibitions, and telecommunication exhibitions, organizing community sporting and cultural events; interactive entertainment services, namely, providing online electronic games services by means of any communications network; entertainment and information services provided by means of telecommunication networks, namely, providing non-downloadable prerecorded music, musical videos, photographs and other multimedia materials featuring music and news and information in the field of music and current event reporting, all on-line via a global computer network; providing news in the nature of current event reporting; publication of books, magazines, journals, newspapers, periodicals, catalogues and brochures; provision of entertainment by means of television and internet protocol television, namely, entertainment in the nature of on-going television programs in the field of music, news, comedy, variety; information and advisory services relating to the aforesaid services</p>
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U.S. Application No.	78618311	Application Date	04/27/2005
Registration Date	NONE	Foreign Priority Date	03/18/2005
Word Mark	THE O2		

Design Mark	
Description of Mark	The mark consists of the words "The" and "O2" where the number "2" appears as a subscript.
Goods/Services	<p>Class 009. First use:</p> <p>(Based on 44(e) pursuant to European Community Registration Number 2383977) Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking, supervision, life-saving and teaching apparatus and instruments, all for use with telecommunications, namely, apparatus for producing sound, images or data, namely, digital video cameras; cinematographic and photographic apparatus and instruments, namely, cameras, still and video cameras, video viewing screens and viewfinders; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank optical data carriers; magnetic data carriers containing programming which enables the functioning of mobile phones and permits access to the services provided via mobile phones; automatic vending machines; cash registers; calculating machines, data processors and computers; fire-extinguishing apparatus, namely, fire-extinguishing systems; apparatus for the transmission of sound and image; telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, car chargers, telephone power cables, car chargers; mobile radios, mobile data receivers, mobile telephones, mobile phone accessories, namely, headsets, microphones and speakers for mobile phones, car kits for adaptation of portable communication apparatus comprised of adapters, mobile phone straps, mobile telephone batteries, mobile phone chargers, mobile phone covers, mobile phone fascias, mobile phone in-car chargers, devices for hands-free use of mobile phones, mobile phone keyboards, mobile phone carry cases, mobile phone PC cables; mobile telephone telecommunication handsets; computer software, namely, computer application software for mobile phones for use in database management, use in electronic storage of data; computer software for general purpose data management; computer software for training and product support for computers and mobile phones in the field of communications; computer software and programs featuring music, movies, animation; computer software for the distribution of information and interactive media content containing text, images, video and sound to users in the field of communications; computer software and programs for management and operation of wireless telecommunications devices; computer software for accessing, searching, indexing and retrieving information and data from global computer networks and global communication networks, and for browsing and navigating through web on said networks; computer software for use in communications networks, namely, software and Internet protocol and telecommunications receivers, converters, and routers all of which allow the</p>

user to send voice, data, pictures, music and video over wireless networks; computer software downloadable from the Internet, namely, computer application software for mobile phones for use in database management, use in electronic storage of data; PDAs (Personal Digital Assistants), pocket PCs, mobile telephones, laptop computers; telecommunication network apparatus, namely, transmitters, receivers, converters; drivers software for telecommunications networks and for telecommunications apparatus; protective clothing; protective helmets; blank SD- Cards; cameras; camera lenses; MP3 players; audio tapes featuring music, sports, entertainment, news, culture and telecommunications, audio cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio discs featuring music, sports, entertainment, news, culture and telecommunications; audio-video tapes featuring music, sports, entertainment, news, culture and telecommunications, audio-video cassettes featuring music, sports, entertainment, news, culture and telecommunications, audio-video discs featuring music, sports, entertainment, news, culture and telecommunications; video tapes featuring music, sports, entertainment, news, culture and telecommunications, video cassettes featuring music, sports, entertainment, news, culture and telecommunications, video discs featuring music, sports, entertainment, news, culture and telecommunications; downloadable electronic publications in the nature of books, magazines, brochures in the field of music, sports, entertainment, news, culture and telecommunications; mouse pads; magnets; mobile telephone covers, mobile telephone cases

Class 035. First use:

(Based on 44(d) Priority Application pursuant to European Community Foreign Application Number 004347514) Advertising; business management; business administration; providing office functions; retail store services featuring consumer electronics, telecommunication goods, clothing and general consumer merchandise; arranging and conducting business conferences in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications

Class 041. First use:

(Based on 44(d) Priority Application Foreign Application Number 2383977) Education services, namely, arranging and conducting classes, seminars, and workshops in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; arranging and conducting educational conferences in the field of business, telecommunication, mobile telephone communications, radio communication, satellite communications and data communications; providing of training in telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; entertainment in the nature of visual and audio performances, namely, ballet, opera, orchestra, musical bands and plays; live entertainment in the nature of musical, variety, news and comedy shows; entertainment in the nature of dance performances, fashion shows, orchestra performances, theatre productions, live music performances; entertainment in the nature of casinos, discotheques and nightclubs, entertainment in the nature of football games, rugby tournaments, golf and tennis tournaments, soccer games, performing and competing in motor sport events; organising exhibitions for educational, cultural, sporting, or entertainment purposes, namely, art exhibitions, music exhibitions, and telecommunication exhibitions, organising community sporting and cultural events; interactive entertainment services, namely, providing online electronic games services by means of any communications network; entertainment and information services provided by means of telecommunication networks, namely, providing non-downloadable prerecorded music, musical videos, photographs and other multimedia materials featuring music and news and information in the field of music and current event reporting, all on-line via a global computer network; providing news in the nature of current event reporting; publication of books, magazines, journals, newspapers, periodicals,

	catalogues and brochures; provision of entertainment by means of television and internet protocol television, namely, entertainment in the nature of on-going television programs in the field of music, news, comedy, variety; information and advisory services relating to the aforesaid services
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U.S. Application No.	79032975	Application Date	03/14/2006
Registration Date	NONE	Foreign Priority Date	03/08/2006

Word Mark	O2
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Description of Mark	The color blue, from light to dark, appears in the back ground, and the color white appears in the term "O2".
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Goods/Services	<p>Class 009. First use:</p> <p>Scientific, nautical, surveying, photographic, cinematographic, optical, weighing, measuring, signaling, checking (supervision), life-saving and teaching apparatus and instruments, all for use with telecommunications, namely, apparatus for producing sound, images or data; cinematographic and photographic apparatus and instruments, namely, cameras, still and video cameras, video viewing screens and viewfinders; optical apparatus and instruments, namely, eyeglasses and sunglasses; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling electricity, namely, electric adapters; apparatus for recording, transmission or reproduction of sound or images; blank optical data carriers; magnetic data carriers containing programming which enables the functioning of mobile phones and permits access to the services provided via mobile phones; prerecorded magnetic data carriers featuring information about news, sports, entertainment, culture, business and finances, weather and travel, network management, telecommunications; blank recording discs, recording discs; automatic vending machines; cash registers; calculating machines, data processors and computers; fire-extinguishing apparatus, namely, fire-extinguishing systems; apparatus for the transmission of sound and image; telecommunication apparatus, namely, telephone handsets, telephones, fixed telephones, mobile telephones, cellular telephones, cordless telephone apparatus, portable telephones, radio telephones, satellite telephones, video-telephones, wireless telephones, accessories for telecommunication apparatus and instruments, namely, batteries, battery chargers, microphones, speakers, ear pieces, headsets, holders, desktop stands, car chargers, telephone power cables, car chargers; mobile radios, mobile data receivers, mobile telephones, mobile phone accessories, namely, headsets, microphones and speakers for mobile phones, car kits for adaptation of portable communication apparatus comprised of adapters, mobile phone straps, mobile telephone batteries, mobile phone chargers, mobile phone covers, mobile phone fascias, mobile phone in-car charges, devices for hands-free use of mobile phones, mobile phone keyboards, mobile phone carry cases, mobile phone PC cables; mobile telephone telecommunication handsets; computer hardware; computer software, namely,</p>
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computer application software for mobile phones; computer software for general purpose data management; computer software for training and product support for computers and mobile phones in the field of communications; computer software and programs featuring music, movies, animation; computer software for the distribution of information and interactive media content containing text, images, video and sound to users in the field of communications; computer software and programs for management and operation of wireless telecommunications devices; computer software for accessing, searching, indexing and retrieving information and data from global computer networks and global communication networks, and for browsing and navigating through web on said networks; computer software for use in communications networks, namely, software and Internet protocol and telecommunications receivers, converters, and routers all of which allow the user to send voice, data, pictures, music and video over wireless networks; computer software downloadable from the Internet, namely, computer application software for mobile phones; PDA's (Personal Digital Assistants), pocket PC's, mobile telephones, laptop computers; telecommunication network apparatus, namely, transmitters, receivers, converters; drivers software for telecommunications networks and for telecommunications apparatus; protective clothing; protective helmets; computer software recorded onto CD-ROMs for use in database management in the field of telecommunications; computer software recorded onto CD-ROMs for use in database management in the field of telecommunications; blank SD- Cards; parts and fittings for all the aforesaid goods

Class 016. First use:

Paper, cardboard; Goods made from paper and/or cardboard, namely, advertising signs, banners, labels, boxes, coasters, gift wrap paper, paper towels, paper napkins, handkerchiefs, note paper, notebooks, paper bags, flags, mats, posters, writing paper, envelopes, pennants, printing paper, postcard paper, drawing paper, stickers, albums, paper mats; printed matter, namely, books in the field of telecommunications, education, entertainment, sporting and cultural activities, pamphlets in the field of telecommunications, education, entertainment, sporting and cultural activities, leaflets in the field of telecommunications, education, entertainment, sporting and cultural activities, directories in the field of telecommunications, education, entertainment, sporting and cultural activities, periodicals in the field of telecommunications, education, entertainment, sporting and cultural activities, publications in the field of telecommunications, education, entertainment, sporting and cultural activities, magazines in the field of telecommunications, education, entertainment, sporting and cultural activities, newsletters in the field of telecommunications, education, entertainment, sporting and cultural activities, newspapers, brochures in the field of telecommunications, education, entertainment, sporting and cultural activities, catalogues in the field of telecommunications, education, entertainment, sporting and cultural activities, event programmes, calendars, certificates, charts, forms; non-magnetically encoded pre-paid telephone calling cards, posters, leaflets; postcards, greeting cards, dairies, tickets, handbooks, manuals; book binding material, namely, book bindings, bookbinding tape; photographs; stationery; adhesives for stationery or household purposes; artists' materials, namely, artist's brushes, pencils and pens; paint brushes; typewriters; office requisites, namely, staples, punches, rubber bands; instructional and teaching material in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities; plastic materials for packaging, namely, general purpose plastic bags, plastic bags for packaging, plastic sheets for writing, printing and marking; printers' type; printing blocks; books in the field of telecommunications, education, entertainment, sporting and cultural activities; periodicals in the field of in the field of telecommunications, education, entertainment, sporting and cultural activities

Class 038. First use:

Telecommunications, namely, electronic, electric and digital data transmission of data; telecommunications services, namely, transmission of voice, sound, data,

images, audio, video and information via telephone, satellite, cable, television broadcasting, video broadcasting and global computer networks; telecommunication services, namely, personal communication services, paging services, podcasting services, wireless roaming services, providing on-line electronic bulletin boards for transmission of messages among computer users concerning news, sports, entertainment, culture, business, finances, weather, travel and telecommunications, providing on-line chat rooms, rental and leasing of telecommunication equipment, telecommunication equipment components and telecommunication equipment systems; mobile telephone communication services; telecommunication access services, namely, voice over internet protocol (VOW) services; internet access services, namely providing remote Internet access; mobile telephone communications network services; fixed line telephone communication services; provision of broadband telecommunications access; broadband services, namely, broadband communication services, wireless broadband communication services; broadcasting services, namely, audio and video broadcasting services, broadcasting programs via a global computer network, television and radio; television broadcasting services; TV broadcasting services via Internet protocol, Internet protocol television services, Internet broadcasting services; internet access services, namely, providing multiple-user access to a global computer information networks via computers, wireless devices, radio pagers, cellular telephones, mobile telephones and personal digital assistants, rental of access time to global computer networks; email and text messaging service; information and advisory services relating to the aforesaid services

Class 041. First use:

Education services, namely, arranging and conducting classes, seminars, conferences and workshops in the field of business, telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; providing of training in telecommunications, mobile telephone communications, radio communications, satellite communications and data communications; entertainment in the nature of visual and audio performances namely, ballet, opera, orchestra, musical bands and plays; live entertainment in the nature of musical, variety, news and comedy shows; entertainment in the nature of dance performances, fashion shows, orchestra performances, theatre productions, live music performances; entertainment in the nature of casinos, discotheques and nightclubs, entertainment in the nature of football games, rugby tournaments, golf and tennis tournaments, soccer games, performing and competing in motor sport events; organising exhibitions for educational, cultural, sporting, or entertainment purposes namely, art exhibitions, music exhibitions, and telecommunication exhibitions, organising community sporting and cultural events; interactive entertainment services, namely, providing electronic games services by means of any communications network; entertainment and information services provided by means of telecommunication networks, namely, providing non-downloadable prerecorded music, musical videos, photographs and other multimedia materials, information, commentary and articles about general news interest, music, musical videos, photographs and other multimedia materials; all on-line via a global computer network; providing news in the nature of current event reporting; publication of books, magazines, journals, newspapers, periodicals, catalogues and brochures; provision of entertainment by means of television and internet protocol television, namely, entertainment in the nature of on-going television programs in the field of music, news, comedy, variety; information and advisory services relating to the aforesaid services

Class 042. First use:

Scientific and technological consultation services and research and design relating thereto in the field of physics, chemistry, engineering, computer programming, information technology and telecommunications; industrial design analysis and research services in the field of computer programming, information technology and telecommunications; design and development of

	computer hardware and software; legal services; IT services, namely, information technology consultation; computer programming services; information and advisory services relating to the aforesaid; technical support services, namely, monitoring computer systems of others for technical purposes relating to telecommunications network, troubleshooting of computer software and hardware problems; troubleshooting relating to telecommunications networks, namely, troubleshooting of computer software and hardware problems
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Attachments	77097291#TMSN.jpeg (1 page)(bytes) 77183491#TMSN.jpeg (1 page)(bytes) 78376314#TMSN.jpeg (1 page)(bytes) 77183468#TMSN.jpeg (1 page)(bytes) 78618164#TMSN.jpeg (1 page)(bytes) 78618311#TMSN.jpeg (1 page)(bytes) 79032975#TMSN.jpeg (1 page)(bytes) Notice of Opposition.pdf (5 pages)(144237 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	/Stephen L Baker/
Name	Stephen L. Baker
Date	08/10/2011

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

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O2 Holdings Limited

Opposer

Mark: O2 HOME SERVICES (stylized)

v.

Serial No.:79087506

O2 Développement Société Par Actions Simplifiée

Filed: March 11, 2010

Applicant

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**NOTICE OF OPPOSITION
PURSUANT TO 15 U.S.C SECTION 1063**

In the matter of trademark application Serial No. 79087506 filed by Applicant, O2 Développement Société Par Actions Simplifiée (“Applicant”) and published on June 14, 2011, for the mark O2 HOME SERVICES (the “Applicant’s Mark”) as a trademark for: Class 37 – for “Laundering; cleaning of clothing; dry cleaning; pressing of clothing; washing of clothing; renovation of clothing, namely, clothing repair; care, cleaning and repair of furs; care, cleaning and repair of leather, excluding staining, tanning or working of leather; shoe repair; residential and commercial buildings maintenance services, namely, housework in private homes in the nature of repair, cleaning, dusting, ironing clothing, carpet cleaning, vermin exterminating, linen ironing, maintenance of tile floorings made of bricks, maintenance of electrical systems, commercial cleaning services, window cleaning, plastering or plumbing work, swimming pool cleaning services, treatment and cleaning of household surfaces in the nature of floor coverings, wall coverings, furniture, and household appliances, cleaning and maintenance of glazed surfaces and verandas; services involving handywork, namely, building repair, renovation, improvement, painting and maintenance; rental of cleaning machines; paper hanging; cleaning of building interiors, building exteriors or windows; cleaning or servicing of vehicles; vehicle repair; disinfecting; rat exterminating; installation, maintenance and repair of office apparatus; machinery installation, maintenance and repair; installation and maintenance of telephone apparatus; installation, maintenance and repair of computer hardware; maintenance and repair of timepieces; repair of security locks; furniture restoration; services involving small handywork in the home known as handyman services, namely, plumbing, repair of appliances, home repair and

maintenance; information regarding cleaning, repair and maintenance services,” Class 39 for “Delivery of meal trays at home; portorage of medicines; chauffeur services; ambulance transport; rental of wheelchairs; salvaging of cars and boats; transportation relief planning in the nature of emergency auto or truck services,” Class 40 for “Clothing alteration; dyeing of textiles; treatment of textiles, namely, mothproofing, crease-resistant treatment, finishing, coating, shrink proofing, shrinking, waterproofing, whitening, bleaching and conditioning; treatment of fabrics, namely, mothproofing, crease-resistant treatment, finishing, coating, shrink proofing, shrinking and conditioning, whitening, waterproofing and bleaching of fabrics,” Class 41 for “Providing of training in connection with school support, namely, providing tutoring in the fields of math, science, reading, spelling, history, social sciences and languages; providing of training in connection with the care of people at home including support in relation with washing people, dressing people, mobility of people, cleaning, housework, cooking, and preparing meals; providing recreation facilities ,” Class 43 for “Crèches; day-nurseries; providing of food and drink at home; help with preparing meals; canteens; cafeterias,” Class 44 for “Medical assistance; nursing services; convalescent or rest homes; health services for people at home; hygienic and beauty care for human beings or animals; medical information services; massage; rental of sanitation facilities; gardening; landscape gardening services; landscape design; lawn care; horticulture; plant nurseries,” and Class 45 for “Personal and social services rendered by others to meet the needs of individuals, namely, assistance in connection with washing people, dressing people, mobility of people, personal assistance for human beings in administrative formalities, assistance with shopping, vehicle breakdown assistance, namely, emergency roadside services to open locks, reservation services for taxis or other vehicles, home child care services, caretaking in the nature of house-sitting and temporary surveillance at home of main residences; assistance to disabled people and/or the elderly, namely, assistance in connection with washing people, dressing people, mobility of people, personal assistance for human beings in administrative formalities, assistance with shopping, vehicle breakdown assistance, namely, emergency roadside services to open locks, reservation services for taxis or other vehicles, walking for domestic animals, home-sitting for pets, services involving home sitting for absent homeowners, escorting and chaperoning in society, clothing rental, computer software licensing in the nature of legal services, unlocking of locks” (“Applicant’s Goods and Services”), published for opposition in the Official Gazette of June 14, 2011, the time to oppose having been extended, Opposer, O2 Holdings Limited , a corporation organized and existing under the laws of the United Kingdom and located and doing business

Wellington Street, Slough, Berkshire, SL1 1YP, believes that it will be damaged by the registration of the alleged mark shown in Application Serial No. 79087506 and opposes the registration under the provisions of 15 U.S.C. §1063 (Trademark Act of 1946, Section 13).

As grounds of opposition, it is alleged that:

1. Opposer is the owner of the mark O2 and variations thereof ("Opposer's Marks") as trademarks trade names, and as service marks. Examples of Opposer's Marks are as follows:

U.S. Registration/Serial Number	Word Mark
2231093	O2
77097291	O2
77183491	DO THE O2
3848986	O2
3625167	The  2
78618164	O2
78618311	THE O2
79032975	O2

Hereinafter the goods and services recited in Opposer's Marks and registrations are referred to collectively as "Opposer's Goods and Services."

2. Opposer is now and has been, for long prior to any date which may be claimed by Applicant, engaged in the use Opposer's Marks for Opposer's Goods and Services.

4. The issuance of a registration to Applicant will create a serious cloud on Opposer's continued right to use Opposer's Marks, alone or in combination, for the goods set forth in its application.

5. The goods and services of Applicant and Opposer are the same or substantially similar or within Opposer's ever expanding natural progression of goods and services and channels of trade and Applicant's intended use of Applicant's Mark in connection with such goods and services is without the consent or permission of Opposer.

6. The registration of Applicant's Mark to Applicant will cause the relevant purchasing public to erroneously assume and thus be confused, misled, or deceived, that Applicant's Goods are made by, licensed by, controlled by, sponsored by, or in some way connected, related or associated with Opposer, in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), all to Opposer's irreparable damage.

7. Applicant intends to distribute and/or to provide Applicant's Goods and Services through the same channels of trade as Opposer and as a result Applicant is now, or will be, directing its respective goods and services to the same ultimate consumer as Opposer.

8. Opposer believes that it is and will be damaged by registration of the mark applied by Applicant.

WHEREFORE, Opposer prays that the application for registration of O2 HOME SERVICES, Serial No. 79087506, filed on March 11, 2010, be denied and that this Opposition be sustained.

Respectfully submitted for Opposer O2
Holdings Limited

By: /s/Linda Kurth
Stephen L. Baker
Linda Kurth
BAKER & RANNELLS
626 North Thompson Street
Raritan, NJ 08869
(908) 722-5640

Dated: August 10, 2011

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Opposer's Notice of Opposition was forwarded by first class postage prepaid mail by depositing the same with the U.S. Postal Service on this 10th day of August, 2011 to the attorney for the Applicant at the following address:

Jeffrey A. Smith
Millen, White, Zelano & Branigan, P.C.
Suite 1400
2200 Clarendon Boulevard
Arlington, VA 22201
docketing@mwzb.com

/Linda Kurth/
Linda Kurth