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

Proceeding	91203199
Party	Defendant Life Empowerment Institute
Correspondence Address	Dr. Lisa Cooney Life Empowerment Institute 631 Union Street, 2nd Floor San Francisco, CA 94133-2812 drlisa@leitheta.com
Submission	Opposition/Response to Motion
Filer's Name	//Dr. Lisa Cooney//
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Date	02/06/2012
Attachments	Response to Notice of Opposition.pdf (2 pages)(276855 bytes)

Response to Notice of Opposition

Proceeding # 91203199

Application # 85008965

Life Empowerment Institute

Dr. Lisa Cooney

drlisa@leitheta.com

I, Dr. Lisa Cooney, in the matter of LIFE EMPOWERMENT INSTITUTE, a California sole proprietorship declares the following to be true:

It says in the opposition, #5, page 2 that I used “The Empowerment Partnership” of the opposition on and since December 2005. This is unequivocally non factual and a false accusation by opposing party. I hereby request the opposition to submit documentation to back up these non factual and false accusation.

I, Dr. Lisa Cooney, **have never used** “The Empowerment Partnership” as a trade name nor service mark in any year of business or any marketing material. Since, I have never used the Opposer’s trademark or designation in any marketing, business, material, website, brochure, flyer, business card, ecommerce, education services, workshops, or private sessions, **this opposition has no basis** and clearly just a formality without merit. I request the opposition to be denied and my application to be granted without further delay.

To respond to # 6 on page 2 by oppose.

Given that I have never used the opposer’s name/service mark in any educational service, classes or seminars in the field of self-improvement. This statement is untrue as well. The Life Empowerment Institute teaches an energy healing modality to students and practitioners named ThetaHealing® . I teach these certifications as a Master ThetaHealer® based in Idaho Falls, Idaho under the technical school called THiNK. I am a licensed Marriage and Family Therapist and Doctor of Psychology licensed in the state of California. These certifications are completely non related to the opposer’s work. Thus, there is no confusion by consumers of the differences between our marks and trade names as put forward by opposition in #4, page 2.

To respond to #7, page 3 of Opposer:

The only common word in the trade name/service mark is “empowerment” and unless the opposition has bought the rights to using the word empowerment and the word itself, I believe once again this opposition to be without merit. It seems the conflict by opposition is that will consumers get confused by the distinguishing of Life Empowerment Institute and Empowerment Partnership. This will not

happen as they seem to be an accredited university offering transpersonal masters degrees to holistic practitioners. I, do not offer degrees but certifications. I do not teach or certify or use NLP or HUNA in my work or workshops.. The opposition also using something called time empowerment techniques, I have no idea what that is and know no one would come to my business requesting a degree in that because my business is not a degree program.

Response to #8 page 3

I did file as oppositions states and it is important to note the opposition applied and received mark for self improvement and I for personal awareness. This again is a difference because opposition is a degree program and I am a personal awareness therapist, doctor of psychology in private practice and a ThetaHealing® teacher which is completely different from what opposition offers. There is no mention of theta healing in the oppositions websites, thus consumers come to me for theta healing!

Respond to #9 page 3

It seems to me that opposition is causing it's on detriment to its reputation. While I appreciate and respect the opposition for putting me in a category of a university or accredited degree program, the truth is my business is not a university or accredited degree program and is a separate identity from opposition. The Life Empowerment Institute is completely not connected in any way to The Empowerment Partnership therefore causes no detriment or damage to opposition but would to my business as that is how I am known.

Final Statement:

I am not a lawyer, however it is clear that my application should not be denied and be granted without delay. The opposition based its findings on false data and attempted to make a connection between two separate identities and I am unclear as to why or for what purpose. Consumers looking for a degree program never come to my business and therefore would go to the opposition without any blockage from my work.

I look forward to resolution in this matter.

Thank you,

Dr. Lisa Cooney, MFT