

ESTTA Tracking number: **ESTTA461164**

Filing date: **03/12/2012**

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 parties oppose registration of the indicated application.

**Opposers Information**

Name	Cubic Transportation Systems, Inc. c/o The Trademark Group APLC
Granted to Date of previous extension	03/11/2012
Address	1200 Prospect Street, Suite G-100 La Jolla, CA 92037 UNITED STATES

Name	Cubic Transportation Systems, Inc.
Granted to Date of previous extension	03/11/2012
Address	The Trademark Group, APLC 1200 Prospect Street, Suite G-100 La Jolla, CA 92037 UNITED STATES

Attorney information	Nicholas S. Barnhorst, Esq. The Trademark Group, APLC 1200 Prospect Street, Suite G-100 La Jolla, CA 92037 UNITED STATES usdocketing@trademarkgroup.com, mberkheimer@trademarkgroup.com
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**Applicant Information**

Application No	79073848	Publication date	09/13/2011
Opposition Filing Date	03/12/2012	Opposition Period Ends	03/11/2012
International Registration No.	1015868	International Registration Date	09/21/2009
Applicant	Transas Marine Limited 10 Eastgate Avenue Little Island, Cork, IRELAND		

**Goods/Services Affected by Opposition**

Class 009. All goods and services in the class are opposed, namely: Apparatus and instruments for nautical and avionic use, namely, satellite navigation equipment, satellite navigation systems, and satellite navigation platforms via global positioning systems; terrain awareness and warning equipment, namely, scanners and alarm devices, namely, sound alarms, electronic warning lights and electronic indicator panels; automatic identification systems and devices, namely, Universal Automatic Identification System (UAIS) ship borne transponders, base station processors, and associated
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network infrastructure hardware and operating software therefor, transmitters and receivers and signal transponders; radar interfacing and processing devices and systems, namely, radar object detectors and detection data processors and radar transceivers, for avionic and marine use; digital map generators in the nature of microcomputers used to determine location, computer hardware and software for generating maps and electronic chart and flat panel displays therefor, electronic navigational instruments for position charting and radar; flight management equipment, namely, apparatus for checking flight parameters, electronic voyage and flight data recorders, electronic recorders for storing and archiving information related to marine and avionic navigation and electronic chart displays and information systems comprised of flat panel display screens and electronic recorders for storing and archiving information related global positioning and navigation; multifunctional displays, namely, liquid crystal displays and video panel display screens; electronic flight bags, namely, data storage devices in the nature of computer hardware for upload, storage, retrieval, download, transmission and delivery of digital content; LED annunciators being electronic warning devices; crane simulators and flight training devices, namely, desktop and full scale training simulators for ships and aeroplanes for driving, operation or control of vehicles, namely, operation, navigation and piloting, cargo handling, plant operation and incident control management and computer workstations for simulator instructors and students comprising computers and flat panel display screens, and computer software related thereto; instrument display workstations being computer workstations comprising computers and computer monitors; navigational chart, collision avoidance tools and radar instruments, namely, Electronic Chart Systems (ECS) and Electronic Chart Display and Information Systems (ECDIS) comprised of global positioning systems, electronic navigational charts, radar and computer software for identifying and locating vessels by electronically exchanging data with other nearby ships and vessel traffic services stations, including for use on mobile devices; electronic voyage data recorders; chart correctors, namely, computer software for monitoring coastal regions and for receiving updated geographic information and correcting stored maps and navigational charts; transponders and receivers for the automatic exchange of navigational and statistic and voyage information; GPS and Global Satellite navigation systems; vessel traffic management instruments, namely, vessel movement monitors being computer hardware and software for tracking vessel movements and coastal, regional, national and trans-national vessel and maritime environmental monitoring systems comprised of proximity sensors, meters and sensors that measure pressure, humidity, temperature and includes alarm and reporting functions; global maritime distress safety instruments and simulators in the nature of electronic, audio and video warning devices, namely, sound alarms, electronic warning lights, and electronic indicator panels, and computer processors for controlling same; shore based vessel and environmental monitoring systems comprised of computer processors for managing and processing environmental measurements, including alarm and reporting functions; closed circuit television systems for security and surveillance, namely, cameras, switchers, monitors, microphones, and recorders; full flight, marine, liquid cargo and gas handling, crude oil terminal, refrigeration plant and incident response simulators, namely, desktop and full scale simulators for driving, operation or control of vehicles featuring vessel bridge, engine room and plant communications, liquid and gas cargo handling and crane simulators for training and personnel assessment of driving, operation or control of vehicles and simulators for driving, operation or control of vehicles for incident management training and control, and computer software for creating models and environments for use in vehicle drive training simulators; electronic navigational apparatus and instruments; computer hardware and software for processing and recording of parameters supplied via different channels from external sources of information; computer software for nautical and avionic use, namely, managing and recording data from advanced moving map systems, satellite navigation systems, terrain awareness and warning systems, digital map generators, flight management systems for integrated avionics, integrated avionics and navigation systems, electronic flight bags systems, full flight, marine, liquid and gas cargo handling, crude oil terminal, refrigeration plant and incident response simulator systems, flight and marine training devices, image generation systems for flight generators, navigational charting and radar systems, voyage data recording systems, electronic chart systems, chart utility systems, onboard sensor integration systems, onboard alarm management systems, alarm processing interface systems, chart corrector systems, route and user database synchronization systems, maneuvering predictor systems, system data and file administration applications, weather and weather route planning systems, collision avoidance systems, GPS navigation systems, vessel traffic management systems, global maritime distress safety systems, systems for monitoring and surveillance and the automatic exchange of navigational and statistic and voyage information between the ships and coastal stations; computer software development tools for creating software in the fields of computer models of ships, port, shipyards and geographical areas for use in simulators;

data recording media, namely, blank magnetic computer tapes for tape recording; data processing apparatus and instruments, namely, computer software for managing navigational, weather, voyage information and flight and admiralty information databases; educational and training software featuring instruction in the fields of shipping, navigation and avionics; digital databases, namely, electronic database recorded on computer media in the field of avionic and marine navigation, terrain and awareness warning systems, airfields and aerodrome objects, weather, voyage and flight and admiralty information

Class 042.

All goods and services in the class are opposed, namely: Cartography; technical support and maintenance services, namely, troubleshooting of computer software problems, research and consultancy services relating to computer hardware and computer software; computer programming; and provision of access to computer databases

## 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. Registration No.	3488766	Application Date	05/10/2005
Registration Date	08/19/2008	Foreign Priority Date	11/10/2004
Word Mark	TRANSYS		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use:</p> <p>Scientific apparatus and instruments, namely, instruments for nautical navigation, surveying machines and instruments, photographic exposure meters, cinematographic machines and apparatus, sound recording apparatus and instruments; electronic and optical communications instruments, namely, transmitters and receivers; weighing equipment, namely, scales and balances; instruments for detecting and measuring force, pressure and length; rotating lights for signaling; ticket vending and cancelling machines for transportation systems and electronic fare card readers; voltage regulators; rheostats; electric current switches and converters; electrical wire; fuses; instruments and apparatus for controlling electric current; closed circuit television cameras; prerecorded magnetic data carriers for storing personal and financial information; prerecorded video and audio recording disks for storing personal and financial information; automatic vending machines; coin-operated transportation payment systems; cash registers; calculating machines; data processors; computers; fire-extinguishing apparatus; electronic fare collection systems comprising equipment sold as a unit, namely, electronic fare boxes, ticket machines, coin and currency vaults, magnetic card processors, smart card readers, ticket processors, turnstiles, electronic control processors, prerecorded smart cards and magnetic encoded cards containing programming for use with electronic fare collection systems in the public transportation field; software for financial analysis and accounting in the field of consumer spending</p>		

	<p>Class 036. First use:  Financial analysis and consultation and financial clearing house services;  Financial consultation related to electronic fare collection in the field of public transportation</p> <p>Class 039. First use:  Traffic flow consultation services in the field of public transportation</p> <p>Class 040. First use:  Treatment of materials for the manufacture of electronic fare collection systems, custom assembling of electronic fare collection systems for others</p> <p>Class 042. First use:  Scientific and technological research and development and industrial design; industrial analyses and research services; design and development of computer hardware and software for use in the field of public transportation; legal services; technical consulting services in the field of design/engineering of electronic fare collection systems</p>
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Attachments	79019940#TMSN.jpeg ( 1 page )( bytes ) 2012-03-12 NOO.pdf ( 13 pages )(80230 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	/NSB/
Name	Nicholas S. Barnhorst, Esq.
Date	03/12/2012

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

Cubic Transportation Systems, Inc.	)	Opposition No.
	)	
Opposer,	)	In the matter of Application
	)	Serial No. 79/073,848
	)	Mark: <b>TRANSAS</b>
vs.	)	Published on September 13, 2011
	)	Request for 90 day Extension of
	)	Time to Oppose Filed on October 11,
Transas Marine Limited	)	2011
	)	Request for 60 day Extension of
Applicant.	)	Time to Oppose Upon Consent Filed
	)	on January 10, 2012
_____	)	

**NOTICE OF OPPOSITION**

Cubic Transportation Systems, Inc. (“Opposer”) believes it will be damaged by registration of Application No. 79/073,848 for the mark **TRANSAS** owned by Transas Marine Limited (“Applicant”), and hereby opposes registration of same.

1. Opposer, Cubic Transportation Systems, Inc., is a California corporation, with a place of business at c/o The Trademark Group, APLC 1200 Prospect Street, Suite G-100, La Jolla, California 92037.

2. On information and belief, Applicant, Transas Marine Limited, is an Ireland Limited Company (Ltd.) with a place of business at 10 Eastgate Avenue, Little Island, Cork, Ireland.

3. On information and belief, Applicant is the owner of Application No. 79/073,848 for the mark, **TRANSAS**, for use in connection with goods and services in International Classes 009, 016, 041, and 042, under filing basis 66(a). A current printout of information from the electronic database records of the USPTO showing the complete list of goods and services under the **TRANSAS** mark is attached as Exhibit A.

4. Applicant's 66(a) application was filed based upon International Registration Number 1015868 with a Registration Date of September 21, 2009, with no claim of Priority, and was published for opposition on September 13, 2011.

5. Opposer has obtained the necessary extensions of time in which to file this Notice of Opposition.

6. Opposer is the owner of Registration No. 3,488,766 (current TARR printout attached as Exhibit B), issued August 19, 2008, for the mark **TRANSYS**, for use in connection with goods and services in International Classes 009, 036, 039, 040 and 042.

7. The goods and services listed in Application No. 79/073,848 in International Classes 009 and 042 overlap with and are highly similar to those listed in Opposer's Registration No. 3,488,766.

8. Applicant's **TRANSAS** mark so resembles Opposer's previously registered **TRANSYS** mark, both in visual appearance and in pronunciation, as to be likely, when used in connection with Applicant's goods, to cause confusion, or to cause mistake or to deceive, in violation of Section 2(d) of the Lanham Act (15 U.S.C. §1052(d)).

9. By reason of the foregoing, Registrant will be damaged by registration of Application No. 79/073,848.

WHEREFORE, Registrant prays that this Opposition be sustained and Application No. 79/073,848 be refused registration.

Dated: March 12, 2012

\_\_\_\_\_/NSB/\_\_\_\_\_  
Nicholas S. Barnhorst, Esq.

The Trademark Group, APLC  
1200 Prospect Street, Suite G100  
La Jolla, California 92037  
Telephone: (858) 456-4801  
Facsimile: (858) 456-4802  
Email: [usdocketing@trademarkgroup.com](mailto:usdocketing@trademarkgroup.com)

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing **NOTICE OF OPPOSITION** has been served on Helen Hill Minsker by mailing said copy on this day of March 12, 2012, via first-class mail, postage prepaid, to: Banner & Witcoff, Ltd., Ten South Wacker Drive, Chicago, IL 60606-7407.

\_\_\_\_\_/NSB/\_\_\_\_\_  
Nicholas S. Barnhorst, Esq.

# **EXHIBIT A**

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2012-03-09 16:42:42 ET

Serial Number: 79073848 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark

# TRANSAS

(words only): TRANSAS

Standard Character claim: Yes

**Current Status:** A request for an extension of time to file an opposition has been filed with the Trademark Trial and Appeal Board. For further information, see TTABVUE on the Trademark Trial and Appeal Board web page.

Date of Status: 2011-10-12

Filing Date: 2009-09-21

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 105

Attorney Assigned:  
[HABEEB MYRIAH A](#)

Current Location: 650 -Publication And Issue Section

Date In Location: 2011-08-08

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

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1. [Transas Marine Limited](#)

**Address:**

[Transas Marine Limited](#)  
10 Eastgate Avenue  
Little Island, Cork  
Ireland

**Legal Entity Type:** LIMITED COMPANY (LTD.)

**State or Country Where Organized:** Ireland

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#### GOODS AND/OR SERVICES

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**International Class:** 009

**Class Status:** Active

Apparatus and instruments for nautical and avionic use, namely, satellite navigation equipment, satellite navigation systems, and satellite navigation platforms via global positioning systems; terrain awareness and warning equipment, namely, scanners and alarm devices, namely, sound alarms, electronic warning lights and electronic indicator panels; automatic identification systems and devices, namely, Universal Automatic Identification System (AIS) ship borne transponders, base station processors, and associated network infrastructure hardware and operating software therefor, transmitters and receivers and signal transponders; radar interfacing and processing devices and systems, namely, radar object detectors and detection data processors and radar transceivers, for avionic and marine use; digital map generators in the nature of microcomputers used to determine location, computer hardware and software for generating maps and electronic chart and flat panel displays therefor, electronic navigational instruments for position charting and radar; flight management equipment, namely, apparatus for checking flight parameters, electronic voyage and flight data recorders, electronic recorders for storing and archiving information related to marine and avionic navigation and electronic chart displays and information systems comprised of flat panel display screens and electronic recorders for storing and archiving information related global positioning and navigation; multifunctional displays, namely, liquid crystal displays and video panel display screens; electronic flight bags, namely, data storage devices in the nature of computer hardware for upload, storage, retrieval, download, transmission and delivery of digital content; LED annunciators being electronic warning devices; crane simulators and flight training devices, namely, desktop and full scale training simulators for ships and aeroplanes for driving, operation or control of vehicles, namely, operation, navigation and piloting, cargo handling, plant operation and incident control management and computer workstations for simulator instructors and students comprising computers and flat panel display screens, and computer software related thereto; instrument display workstations being computer workstations comprising computers and computer monitors; navigational chart, collision avoidance tools and radar instruments, namely, Electronic Chart Systems (ECS) and Electronic Chart Display

and Information Systems (ECDIS) comprised of global positioning systems, electronic navigational charts, radar and computer software for identifying and locating vessels by electronically exchanging data with other nearby ships and vessel traffic services stations, including for use on mobile devices; electronic voyage data recorders; chart correctors, namely, computer software for monitoring coastal regions and for receiving updated geographic information and correcting stored maps and navigational charts; transponders and receivers for the automatic exchange of navigational and statistic and voyage information; GPS and Global Satellite navigation systems; vessel traffic management instruments, namely, vessel movement monitors being computer hardware and software for tracking vessel movements and coastal, regional, national and trans-national vessel and maritime environmental monitoring systems comprised of proximity sensors, meters and sensors that measure pressure, humidity, temperature and includes alarm and reporting functions; global maritime distress safety instruments and simulators in the nature of electronic, audio and video warning devices, namely, sound alarms, electronic warning lights, and electronic indicator panels, and computer processors for controlling same; shore based vessel and environmental monitoring systems comprised of computer processors for managing and processing environmental measurements, including alarm and reporting functions; closed circuit television systems for security and surveillance, namely, cameras, switchers, monitors, microphones, and recorders; full flight, marine, liquid cargo and gas handling, crude oil terminal, refrigeration plant and incident response simulators, namely, desktop and full scale simulators for driving, operation or control of vehicles featuring vessel bridge, engine room and plant communications, liquid and gas cargo handling and crane simulators for training and personnel assessment of driving, operation or control of vehicles and simulators for driving, operation or control of vehicles for incident management training and control, and computer software for creating models and environments for use in vehicle drive training simulators; electronic navigational apparatus and instruments; computer hardware and software for processing and recording of parameters supplied via different channels from external sources of information; computer software for nautical and avionic use, namely, managing and recording data from advanced moving map systems, satellite navigation systems, terrain awareness and warning systems, digital map generators, flight management systems for integrated avionics, integrated avionics and navigation systems, electronic flight bags systems, full flight, marine, liquid and gas cargo handling, crude oil terminal, refrigeration plant and incident response simulator systems, flight and marine training devices, image generation systems for flight generators, navigational charting and radar systems, voyage data recording systems, electronic chart systems, chart utility systems, onboard sensor integration systems, onboard alarm management systems, alarm processing interface systems, chart corrector systems, route and user database synchronization systems, maneuvering predictor systems, system data and file administration applications, weather and weather route planning systems, collision avoidance systems, GPS navigation systems, vessel traffic management systems, global maritime distress safety systems, systems for monitoring and surveillance and the automatic exchange of navigational and statistic and voyage information between the ships and coastal stations; computer software development tools for creating software in the fields of computer models of ships, port, shipyards and geographical areas for use in simulators; data recording media, namely, blank magnetic computer tapes for tape recording; data processing apparatus and instruments, namely, computer software for managing navigational, weather, voyage information and flight and admiralty information databases; educational and training software featuring instruction in the fields of shipping, navigation and avionics; digital databases, namely, electronic database recorded on computer media in the field of avionic and marine navigation, terrain and awareness warning systems, airfields and aerodrome objects, weather, voyage and flight and admiralty information

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 016

**Class Status:** Active

Printed matter, namely, textbooks, instruction and user manuals, instructional and teaching materials all in the fields of shipping, navigation and avionics

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 041

**Class Status:** Active

Educational and training services, namely, classes and seminars in the fields of shipping, navigation and avionics, search and rescue operations, fishing and naval operations, vessel traffic management, ship modeling, harbour and fairways design, marine engineering and handling of refrigeration plants and liquid cargo; publication of maps, books and texts; production of video tape films and of radio and television programmes

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 042

**Class Status:** Active

Cartography; technical support and maintenance services, namely, troubleshooting of computer software problems, research and consultancy services relating to computer hardware and computer software; computer programming; and provision of access to computer databases

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

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#### ADDITIONAL INFORMATION

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**Translation:** The wording "TRANSAS" has no meaning in a foreign language.

**Prior Registration Number(s):**

1909823

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#### MADRID PROTOCOL INFORMATION

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**International Registration Number:** 1015868

**International Registration Date:** 2009-09-21

**Priority Claimed:** No

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

**International Registration Status:** Request For Extension Of Protection Processed

**Date of International Registration Status:** 2009-10-29  
**International Registration Renewal Date:** 2019-09-21  
**Notification of Designation Date:** 2009-10-29  
**Date of Automatic Protection:** 2011-04-29  
**Date International Registration Cancelled:** (DATE NOT AVAILABLE)  
**First Refusal:** Yes

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**PROSECUTION HISTORY**

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

2012-01-23 - TEAS Withdrawal Of Attorney Received-Firm Retains  
2011-10-28 - TEAS Withdrawal Of Attorney Received-Firm Retains  
2011-10-12 - Extension Of Time To Oppose Received  
2011-09-13 - Official Gazette Publication Confirmation E-Mailed  
2011-09-13 - Published for opposition  
2011-09-10 - Notification Of Possible Opposition - Processed By IB  
2011-08-24 - Notification Of Possible Opposition Sent To IB  
2011-08-24 - Notice Of Start Of Opposition Period Created, To Be Sent To IB  
2011-08-08 - Law Office Publication Review Completed  
2011-08-06 - Approved for Pub - Principal Register (Initial exam)  
2011-06-21 - Teas/Email Correspondence Entered  
2011-06-21 - Communication received from applicant  
2011-06-08 - TEAS Response to Office Action Received  
2011-04-17 - Notification Of Possible Opposition - Processed By IB  
2011-03-30 - Notification Of Possible Opposition Sent To IB  
2011-03-30 - Notification Of Possible Opposition Created, To Be Sent To IB  
2011-03-11 - Notification Of Non-Final Action E-Mailed  
2011-03-11 - NON-FINAL ACTION E-MAILED  
2011-03-11 - Non-Final Action Written  
2011-02-09 - Teas/Email Correspondence Entered  
2011-02-08 - Communication received from applicant  
2011-02-08 - TEAS Response to Office Action Received  
2011-02-08 - TEAS Change Of Correspondence Received  
2011-02-07 - Letter Of Protest Accepted  
2010-08-09 - Notification Of Non-Final Action E-Mailed  
2010-08-09 - NON-FINAL ACTION E-MAILED  
2010-08-09 - Non-Final Action Written  
2010-08-05 - Change Of Owner Received From IB  
2010-07-16 - Teas/Email Correspondence Entered  
2010-07-16 - Communication received from applicant  
2010-07-16 - Assigned To LIE

2010-06-30 - TEAS Response to Office Action Received  
2010-06-16 - Attorney Revoked And/Or Appointed  
2010-06-16 - TEAS Revoke/Appoint Attorney Received  
2010-01-22 - Refusal Processed By IB  
2009-12-30 - Non-Final Action Mailed - Refusal Sent To IB  
2009-12-30 - Refusal Processed By MPU  
2009-12-28 - Non-Final Action (Ib Refusal) Prepared For Review  
2009-12-27 - Non-Final Action Written  
2009-12-18 - Assigned To Examiner  
2009-11-10 - Application Filing Receipt Mailed  
2009-11-04 - New Application Office Supplied Data Entered In Tram  
2009-10-29 - Sn Assigned For Sect 66a Appl From IB

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Linda A. Kuczma

**Correspondent**

Linda A. Kuczma  
Banner & Witcoff, Ltd.  
Suite 3000  
10 South Wacker Drive  
Chicago IL 60606  
Phone Number: (312) 463-5000  
Fax Number: (312) 463-5001

**Domestic Representative**

Linda A. Kuczma  
Phone Number: (312) 463-5000  
Fax Number: (312) 463-5001

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## **EXHIBIT B**

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2012-03-09 16:42:30 ET

Serial Number: 79019940 [Assignment Information](#)      [Trademark Document Retrieval](#)

Registration Number: 3488766

Mark

# TRANSYS

(words only): [TRANSYS](#)

Standard Character claim: Yes

Current Status: [Registered](#). The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: 2008-08-19

Filing Date: 2005-05-10

Transformed into a National Application: No

Registration Date: 2008-08-19

Register: [Principal](#)

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-08-19

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

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1. [Cubic Transportation Systems, Inc. c/o The Trademark Group APLC](#)

**Address:**

Cubic Transportation Systems, Inc. c/o The Trademark Group APLC

1200 Prospect St., Suite G-100La Jolla, California 92037

United States

Legal Entity Type: [Unknown](#)

State or Country Where Organized: (NOT AVAILABLE)

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#### GOODS AND/OR SERVICES

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International Class: 009

Class Status: [Active](#)

Scientific apparatus and instruments, namely, instruments for nautical navigation, surveying machines and instruments, photographic exposure meters, cinematographic machines and apparatus, sound recording apparatus and instruments; electronic and optical communications instruments, namely, transmitters and receivers; weighing equipment, namely, scales and balances; instruments for detecting and measuring force, pressure and length; rotating lights for signaling; ticket vending and cancelling machines for transportation systems and electronic fare card readers; voltage regulators; rheostats; electric current switches and converters; electrical wire; fuses; instruments and apparatus for controlling electric current; closed circuit television cameras; prerecorded magnetic data carriers for storing personal and financial information; prerecorded video and audio recording disks for storing personal and financial information; automatic vending machines; coin-operated transportation payment systems; cash registers; calculating machines; data processors; computers; fire-extinguishing apparatus; electronic fare collection systems comprising equipment sold as a unit, namely, electronic fare boxes, ticket machines, coin and currency vaults, magnetic card processors, smart card readers, ticket processors, turnstiles, electronic control processors, prerecorded smart cards and magnetic encoded cards containing programming for use with electronic fare collection systems in the public transportation field; software for financial analysis and accounting in the field of consumer spending

Basis: 66(a)

**First Use Date:** (DATE NOT AVAILABLE)  
**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 036

**Class Status:** Active

Financial analysis and consultation and financial clearing house services; Financial consultation related to electronic fare collection in the field of public transportation

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 039

**Class Status:** Active

Traffic flow consultation services in the field of public transportation

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 040

**Class Status:** Active

Treatment of materials for the manufacture of electronic fare collection systems, custom assembling of electronic fare collection systems for others

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

**International Class:** 042

**Class Status:** Active

Scientific and technological research and development and industrial design; industrial analyses and research services; design and development of computer hardware and software for use in the field of public transportation; legal services; technical consulting services in the field of design/engineering of electronic fare collection systems

**Basis:** 66(a)

**First Use Date:** (DATE NOT AVAILABLE)

**First Use in Commerce Date:** (DATE NOT AVAILABLE)

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#### ADDITIONAL INFORMATION

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(NOT AVAILABLE)

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#### MADRID PROTOCOL INFORMATION

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**International Registration Number:** 0874224

**International Registration Date:** 2005-05-10

**Priority Claimed:** Yes

**Date of Section 67 Priority Claim:** 2004-11-10

**International Registration Status:** Request For Extension Of Protection Processed

**Date of International Registration Status:** 2006-02-16

**International Registration Renewal Date:** 2015-05-10

**Notification of Designation Date:** 2006-02-16

**Date of Automatic Protection:** 2007-08-16

**Date International Registration Cancelled:** (DATE NOT AVAILABLE)

**First Refusal:** Yes

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#### PROSECUTION HISTORY

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

2009-03-19 - Change Of Owner Received From IB

2008-12-08 - Final Disposition Notice Sent To IB

2008-12-08 - Final Disposition Processed

2008-11-19 - Final Disposition Notice Created, To Be Sent To IB

2008-08-19 - Registered - Principal Register

2008-06-03 - Published for opposition

2008-05-14 - Notice of publication

2008-04-29 - Law Office Publication Review Completed  
2008-04-29 - Examiner's amendment mailed  
2008-04-28 - Approved for Pub - Principal Register (Initial exam)  
2008-04-28 - Examiner's Amendment Entered  
2008-04-28 - Examiners Amendment -Written  
2008-04-24 - Examiner's amendment mailed  
2008-04-23 - Examiner's Amendment Entered  
2008-04-23 - Examiners Amendment -Written  
2008-04-18 - Assigned To Examiner  
2007-10-30 - Report Completed Suspension Check Case Still Suspended  
2007-10-25 - Change Of Owner Received From IB  
2007-08-02 - Notification Of Possible Opposition - Processed By IB  
2007-07-19 - Change Of Name/Address Rec'D From IB  
2007-07-19 - Notification Of Possible Opposition Sent To IB  
2007-07-19 - Notification Of Possible Opposition Created, To Be Sent To IB  
2007-04-29 - LETTER OF SUSPENSION E-MAILED  
2007-04-29 - Suspension Letter Written  
2007-04-27 - Teas/Email Correspondence Entered  
2007-04-27 - Communication received from applicant  
2007-04-27 - Applicant/Correspondence Changes (Non-Responsive) Entered  
2007-04-27 - Assigned To LIE  
2007-03-28 - TEAS Response to Office Action Received  
2007-03-27 - TEAS Change Of Correspondence Received  
2006-09-28 - Final refusal mailed  
2006-09-27 - Final Refusal Written  
2006-09-06 - Teas/Email Correspondence Entered  
2006-08-28 - Communication received from applicant  
2006-08-28 - TEAS Response to Office Action Received  
2006-03-16 - Refusal Processed By IB  
2006-02-28 - Non-Final Action Mailed - Refusal Sent To IB  
2006-02-28 - Refusal Processed By MPU  
2006-02-25 - Non-Final Action (Ib Refusal) Prepared For Review  
2006-02-24 - Non-Final Action Written  
2006-02-17 - Assigned To Examiner  
2006-02-17 - New Application Entered In Tram  
2006-02-16 - Sn Assigned For Sect 66a Appl From IB

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Mamie Wright Barnhorst, Esquire

**Correspondent**

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