

ESTTA Tracking number: **ESTTA465220**

Filing date: **04/03/2012**

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 party opposes registration of the indicated application.

Opposer Information

Name	Bombardier Recreational Products Inc.
Granted to Date of previous extension	04/21/2012
Address	726 St-Joseph Street Valcourt, JOE2L0 CANADA
Correspondence information	James R. Menker Holley & Menker, P.A. P.O. Box 331937 Atlantic Beach, FL 32233 UNITED STATES eastdocket@holleymenker.com Phone:904 247-2620

Applicant Information

Application No	79097186	Publication date	02/21/2012
Opposition Filing Date	04/03/2012	Opposition Period Ends	04/21/2012
International Registration No.	1076614	International Registration Date	11/18/2010
Applicant	Mirza Juddani Suite 3 Level 9,; 99 York Street; Sydney NSW 2000 AUSTRALIA		

Goods/Services Affected by Opposition

<p>Class 039. All goods and services in the class are opposed, namely: Advisory services relating to travel; agency services for arranging travel, namely, making reservations and bookings for transportation, travel, booking agencies; air travel services, namely, providing ticketing services for air travelers, air travel information services, providing reviews of air travel service providers; arrangement of travel, namely, arranging travel tours; booking of seats for travel; booking of tickets for travel; computerized reservation services for travel, namely, online transportation reservation services, online travel ticket reservation services; consultancy for travel; holiday travel reservation services, namely, reservation and booking of seats for travel; information services relating to travel, namely, provision of travel information; issuing of tickets for travel, namely, arranging for the emergency replacement of airline tickets; itinerary travel advice services; organization of travel, namely, travel route planning, travel planning for special occasions; provision of information relating to travel; provision of tourist travel information; provision of travel information; provision of travel services from customer loyalty and frequent buyer schemes, namely, online computer databases in the field of travel information services; provision of travel services from frequent flyer schemes, namely, air transportation services featuring a frequent flyer bonus program; reservation of seats for travel; reservation services for</p>
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booking seats for travel; reservation services for travel, namely, reservation of seats for travel, travel and tour ticket reservation services; seat reservation services for travel; services for the arranging of travel, namely, arranging travel tours; services for the booking of travel; ticket booking services for travel, namely, booking of airline tickets; tourist agency services for travelers, namely, reservation and booking of seats for travel; tourist travel reservation services, namely, booking of airline tickets; transport of travelers; travel advisory services; travel agents services for arranging travel, namely, arranging travel tours, arranging cruises

Class 043.

All goods and services in the class are opposed, namely: Accommodation finding services for travelers, namely, making hotel reservations for others; arrangement of accommodation for travelers, namely, booking of campground accommodation, arranging temporary housing accommodations, namely, booking of hotels, motels, backpackers lodges; booking of accommodation for travelers, namely, booking of campground accommodation, namely, booking of hotels, motels, backpackers lodges; reservation of accommodation for travelers, namely, agency services for the reservation of temporary accommodation, namely, booking of hotels, motels, backpackers lodges; reservation of rooms for travelers; travel agencies for arranging accommodation, namely, booking of hotels, motels, backpackers lodges; travel agency services for booking accommodation, namely, booking of hotels, motels, backpackers lodges; travel agency services for making hotel reservations, namely, booking of hotels, motels, backpackers lodges; travel agency services for reserving accommodation, namely, booking of hotels, motels, backpackers lodges; travel agency services for reserving hotel accommodation, namely, booking of hotels, motels, backpackers lodges

Grounds for Opposition

Deceptiveness	Trademark Act section 2(a)
False suggestion of a connection	Trademark Act section 2(a)
Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)
Other	Trademark Act Section 43(c)(2)(A)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	939563	Application Date	12/16/1968
Registration Date	08/01/1972	Foreign Priority Date	NONE
Word Mark	SKI-DOO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class U019 (International Class 012). First use: First Use: 1959/12/00 First Use In Commerce: 1959/12/00 SNOWMOBILES AND PARTS THEREFOR		

U.S. Registration No.	945135	Application Date	12/16/1968
Registration Date	10/17/1972	Foreign Priority Date	10/31/1968
Word Mark	SKI-DOO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class U022 (International Class 028). First use: TOY SNOWMOBILE		

U.S. Registration No.	948141	Application Date	04/27/1970
Registration Date	12/05/1972	Foreign Priority Date	NONE
Word Mark	SKI-DOO		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class U002 (International Class 018, 020). First use: First Use: 1966/10/05 First Use In Commerce: 1966/11/01 COASTERS, CLOTHING BAGS, RECEPTACLES FOR SPARE SPARK PLUGS AND RECEPTACLES FOR SPARE GASOLINE</p> <p>Class U019 (International Class 012). First use: First Use: 1966/09/30 First Use In Commerce: 1966/11/01 FITTED SNOWMOBILE COVERS AND FITTED SNOWMOBILE TRAILER COVERS</p> <p>Class U026 (International Class 009). First use: First Use: 1966/11/10 First Use In Commerce: 1967/01/01 GOGGLES</p> <p>Class U039 (International Class 025). First use: First Use: 1966/10/05 First Use In Commerce: 1966/11/15 CLOTHING FOR MEN, WOMEN AND CHILDREN-NAMELY, SNOWMOBILE SUITS, SNOW-SHOES, WINTER OVERALLS, SNOWMOBILE JACKETS, CHALET COATS, SNOWMOBILE PANTS, SOCKS AND MITTS, FINGER MITTS, BOOTS, SAFETY HELMETS, CARDIGANS, SWEATERS, BELTED SWEATERS, TURTLENECKS, SLACKS, KNITTED SUITS, UNDERWEAR AND DICKIES</p> <p>Class U044 (International Class 010). First use: First Use: 1969/05/29 First Use In Commerce: 1967/07/01 BELTS FOR THE PROTECTION OF KIDNEYS</p>		

U.S. Registration No.	1912626	Application Date	03/04/1992
Registration Date	08/15/1995	Foreign Priority Date	09/05/1991
Word Mark	SKI-DOO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1993/01/00 First Use In Commerce: 1993/01/00 radio controlled model snowmobiles		

U.S. Registration No.	3673043	Application Date	02/03/2005
Registration Date	08/25/2009	Foreign Priority Date	NONE
Word Mark	SKI-DOO		

Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 035. First use: Business management; business administration and management; advertising and cooperative advertising for others by means of airing television advertisements, radio advertisements, placing news paper advertisements, circulating brochures, posters, banners, and providing advertising information via the Internet; dealerships and distributorships featuring snowmobiles; on-line retail store services featuring snowmobiles and snowmobile parts, snowmobile accessories, snowmobile clothing and snowmobile equipment; arranging and conducting trade shows and trade show exhibitions in the field of snowmobiles; operating dealerships featuring snowmobiles, and parts, accessories, clothing and equipment therefor; providing trade information via a global computer network in the field of snowmobiles; mail order catalog services featuring snowmobiles and parts, accessories, clothing and equipment therefor</p> <p>Class 036. First use: Financial sponsorship of snowmobile races, snowmobile racers and snowmobile racing teams; providing financial services, namely, issuing credit cards</p> <p>Class 037. First use: Repairing, servicing and restoring snowmobiles for others</p> <p>Class 039. First use: Leasing and rental of snowmobiles; tour guide services and travel agency services, namely, making reservations and bookings for transportation; tour guide services</p> <p>Class 040. First use: Custom manufacture of snowmobiles for others; manufacture of snowmobiles to the order and specification of others</p> <p>Class 041. First use: Providing educational courses and training in the fields of snowmobiles, snowmobile servicing and repairing and snowmobile restoration; entertainment services, namely, organizing snowmobile races, competitions, events, snowmobile clubs and contests; lottery services</p> <p>Class 042. First use: Designing snowmobiles for others</p>
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U.S. Registration No.	3676489	Application Date	02/03/2005
Registration Date	09/01/2009	Foreign Priority Date	NONE
Word Mark	SKI-DOO		

Design Mark	<p style="text-align: center;">SKI-DOO</p>
Description of Mark	NONE
Goods/Services	<p>Class 001. First use: Antifreezes and chemical fuel stabilizers for use with snowmobiles; chemical motor oil additives and chemical fuel additives for use with snowmobiles</p> <p>Class 003. First use: Cleaning and polishing preparations, namely, polishing, scouring, abrasive and cleaning preparations and degreasing preparations for use on snowmobiles; non-medicated skin care preparations; sun creams</p> <p>Class 004. First use: Industrial oils and greases; automotive lubricants; fuels including motor spirits and fuel oil illuminants; non-chemical fuel stabilizers; non-chemical motor oil additives and non-chemical fuel additives for snowmobiles; differential fuel oil</p> <p>Class 005. First use: First-aid kits</p> <p>Class 006. First use: Metal objects, namely, key-chains trinkets, namely, key-chains with a small ornament, fobs, key holders; tool-boxes, license plates; Non-luminous and non-mechanical metal signs; metal mechanical keys, locks and key fobs; pre-fabricated collapsible metal vehicle garages; metal step stools</p> <p>Class 007. First use: Power operated jacks; snow blowers; power-operated lifts for moving, parking and storing land and water vehicles</p> <p>Class 008. First use: Hand tools, namely, hand-operated pumps, hand jacks and multi-purpose knives; pocket knives; hand tool sets comprised of grips, wrenches, hooks; pocket multi-function hand tool units comprised of screwdrivers and knives flatware, namely, forks, knives, and spoons; shovels and snow shovels</p> <p>Class 009. First use: Protective snowmobile jackets; protective snowmobile goggles; protective snowmobile boots; protective snowmobile pants; protective kidney belts; protective snowmobile suits; protective snowmobile helmets; pre-recorded DVD's, cd-roms and videocassettes and all featuring information in field of snowmobiles and related parts and accessories; diagnostic software for snowmobiles; data processing equipment, namely, data processors and computers; video game software; magnetically encoded cards, namely, credit cards and pre-paid telephone cards; electronically encoded cards, namely, credit cards and pre-paid telephone cards; neon signs; safety reflective arm bands; eye-glasses; sunglasses; eye-glass cases; sunglasses cases; binoculars; whistles; fire extinguishers; protective knee pads not for athletic use; electronic and electromechanical keys and locks; mouse pads; electronic avalanche probes; walkie-talkies; Fall protection equipment for fall restraint and fall arrest, namely, carabiners with multi-function; electronic display; video game</p>

cartridges; tachometers; speedometers; cell phone video game software; telephones and mobile telephones; hand-held GPS devices; computer software featuring computer wallpaper for cell phones and computers; compasses; ski goggles; batteries for vehicles; radio antenna balls; safety kits comprised of safety whistles, flashlights, aluminum blankets, pins, and ropes all sold as a unit; bags specially adapted for sports equipment, namely, helmet bags

Class 011. First use:

Lamps; flashlights; barbecues

Class 012. First use:

Recreational vehicles, namely, snowmobiles and structural parts therefor; fitted and semi-fitted snowmobile covers and fitted and semi-fitted snowmobile trailer covers; snowmobile trailers; snowmobile accessories, namely, rock deflectors, splash guards, mud flaps, fender trim, rear and front bumpers, seat backrests, combination seat and gas tank, snow guards, trailer hitches, removable vehicle tops, skid plates, a-arm protectors, shock absorber protectors, headlight molding rear vent kits, windshields, tire covers, tires, protectors attachable to vehicle handlebars to protect hands from the cold, protective coverings for handlebars, and handlebar muffs; bicycles; baby strollers; wheel chairs; unicycles; tricycles; vehicle windshield sunscreens; vehicle sun shades, vehicle seat covers; license plate frames; accessories for land vehicles, namely, vehicle tank bags and cases, namely, bags attached to a vehicle gas tank; car antenna balls, namely, balls for car radio antennas

Class 014. First use:

Fine and imitation jewelry, namely, pins, clips; clocks; watches; watch cases; watch bands; stop watches

Class 016. First use:

Plastic materials for packaging, namely, plastic bags for packaging; cardboard; photographs; magazines featuring information in the field of snowmobiles and related parts and accessories; printed brochures featuring information in the field of snowmobiles and related parts and accessories; catalogs in the field of snowmobiles and related parts and accessories; printed manuals in the field of snowmobiles and related parts and accessories; printed shop manuals in the field of snowmobiles and related parts and accessories; catalogs in the field of snowmobile parts; instructional owner's manuals in the field of snowmobiles; printed technical plans for snowmobiles; charts in the field of snowmobiles and related parts and accessories; drawings, printed user manuals in the field of snowmobiles and related parts and accessories; posters; lithographs; calendars; diaries; memo blocks; decals kits consisting primarily of stickers; adhesive and paper labels; paper badges; paper flags; maps; paper banners and paper pennants; coloring books; scrapbooks; address books; address labels; photo albums; appointment books; loose-leaf binders; bumper stickers; stickers; paper clips; pens; pencils; pen and pencil sets; gift wrapping paper; paper gift wrapping bags; greeting cards; post cards; note cards; trading cards; paper mache figurines; books in the field of snowmobiles and related parts and accessories; stationery, namely, writing paper, note paper and envelopes; bookends; non-magnetically encoded fidelity cards; temporary tattoos, namely, tattoo transfers; non-magnetically encoded credit cards; coupons; printed lottery tickets other than toys; desktop business card holders; letter openers; coasters made of paper

Class 018. First use:

Bags, namely, tote bags, sports bags, traveling bags, duffel bags, luggage, suitcases, suit bags, trunks, carrying cases, hand bags, gym bags, saddlebags and cases, namely, document cases; wallets; trunks; animal leashes and collars for pets; leather key-chains; Japanese utility pouches; umbrellas; parasols and walking sticks; back packs; school bags

Class 020. First use:

Plastic objects, namely, plastic key-chains, figurines of plastic, namely, snowball replicas, telephone replicas, plastic banners, plastic flags, plastic pennants; non-metal tool boxes; plastic key fobs; plastic key holders; portable plastic containers for carrying gasoline or other liquid petroleum fuels; non-metal storage racks for ski and sports equipment; stools; non-metallic signs, namely, inflatable plastic signs; mirrors; sleeping bags

Class 021. First use:

Insulated bags, namely, thermal insulated tote bags for food or beverages; household or kitchen utensils not of precious metal or coated therewith, namely, serving forks, and serving spoons; containers for household or kitchen use not of precious metal or coated therewith; material for brush-making; articles for cleaning purposes, namely, brooms; mugs, travel mugs, cups, drinking glasses, pitchers, bottles sold empty, plates, bowls, serving platters, non-precious metal teapots, non-electric coffee pots not of precious metal, candlesticks not of precious metal, candle holders, all of the foregoing goods being made of glass, porcelain and earthenware; portable coolers; toothbrushes and toothbrush cases; temperature-retaining containers, namely, thermal insulated container for food or beverage and heat-insulated vessels; lunch boxes

Class 022. First use:

Tents; hammocks; all-purpose straps; lanyards for holding eyeglasses; unfitted vehicle covers; cargo slings of rope or fabric and tie down cords

Class 024. First use:

Textile and textile goods, namely, bed linens, sheets, pillowcases; bath linens, namely, bath towels, hand towels, and washcloths, fitted toilet lid covers made of fabric or fabric substitutes; shower curtains; cloth felt flags, cloth banners, cloth pennants; barbecue mitts; textile wall hangings

Class 025. First use:

Clothing, wearing apparel and accessories, namely, shirts, sweatshirts, t-shirts, jerseys, sweaters, pullovers, pants, sweatpants, jeans, shorts, boxer shorts, bermudas, bathrobes, nightshirts, jackets, coats, wind resistant jackets, vests, dresses, skirts, blouses, underwear, thermal underwear, raincoats, belts, scarves, gloves, mittens; footwear, namely, shoes, boots, snow boots, sandals, socks; headgear, namely, hats, caps, headbands, visors, rain hats, tuques; snow-sportswear, namely, highpants, pants, snow-pants, jackets, ski-jackets, gloves, mitts, hats, dickeys, snowmobile suits, balaclavas, aprons, bandanas, snowmobile masks, boots, racing suits, wrist bands; overalls; men's, ladies, boys and girls snowsuits, all-weather jackets; jump suits

Class 026. First use:

Zipper-pulls; barrettes; clothing buckles; belt buckles not of precious metals; safety pins

Class 027. First use:

Bath mats; carpets, rugs, mats and matting, linoleum for covering existing floors; vehicle floor mats; wallpaper; rubber, textile, and fabric bathmats

Class 028. First use:

Metal objects, namely, die-cast toy model snowmobiles; lottery tickets and lottery cards; toys, namely, miniaturized toy model snowmobiles and radio controlled model snowmobiles; plush toys; stress toys, namely, stress relief balls for hand exercise; jigsaw puzzles; three dimensional (3-D) puzzles; board games; lottery scratch cards; snow skis; snow boards; snowdecks, namely, skateboards for snow; toboggans; three ski sledges for recreational use; sleds for recreational use; inflatable inner tubes for snow recreational use; snow skates; balloons; Christmas tree ornaments; flying discs; inflatable toys for snow use; ride-on toys, namely, battery-powered ride-on toy vehicles and non-battery-powered ride-on toy vehicles for children; playing cards; beach toys, namely, flying discs, rackets; toys of foam, namely, balls, flying discs, rackets, slides, powder boards, surf boards, body boards; floating recreational lounge

	<p>chairs; inflatable pools for recreational use; arcade games, namely, electronic video arcade machines; body boards; inflatable bath toys; inflatable ride on toys and inflatable toy snowmobiles for children; balls of all sizes and shapes, namely, baseball, basketball, tennis, football, soccer, volleyball, golf, beach balls, neoprene balls; inflatable thin rubber toys; inflatable toys; protective athletic pads, namely, knee pads; snow shoes; inflatable toys for children, namely, motorized inflatable snowmobiles</p> <p>Class 034. First use: Smoker's articles, namely, ashtrays not of precious metals and lighters not of precious metal; matches</p>
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Attachments	<p>78559953#TMSN.jpeg (1 page)(bytes) 78559907#TMSN.jpeg (1 page)(bytes) 20120403 SKIDDOO CLICK AWAY AND DESIGN 79097186 NOTICE OF OPPOSITION.pdf (6 pages)(1862495 bytes) 20120403 SKIDDOO CLICK AWAY AND DESIGN 79097186 NOO EXHIBITS A TO C.pdf (42 pages)(3304035 bytes)</p>
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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	/JMENKER/
Name	James R. Menker
Date	04/03/2012

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

Bombardier Recreational Products Inc.,)	
)	
Opposer,)	
)	Opposition No. _____
v.)	
)	Ser. No. 79097186
Mirza Juddani,)	
)	
Applicant.)	

NOTICE OF OPPOSITION

Bombardier Recreational Products Inc. (“Opposer”), a Canadian corporation with an address at 726 St-Joseph Street Valcourt, J0E 2L0, Canada, is or will be damaged by the

registration of the mark  (“Applicant’s Mark”), which is the subject of application Ser. No. 79097186 and owned by Mirza Juddani (“Applicant”) a citizen of Australia with an address at 99 York Street, Level 9, Suite 3, Sydney, NSW 2000, Australia, and hereby opposes the same under Section 13 of the Trademark Act, 15 U.S.C. § 1063.

As grounds for the opposition, Opposer, by its attorneys, avers as follows:

1. Opposer is an industry leader in the field of recreational products with nearly \$3 billion in annual revenue, with over 5,500 employees and with manufacturing facilities on four continents.
2. On or before 1959, Opposer began using its iconic SKI-DOO mark on and in

connection with recreational vehicles including snowmobiles and parts therefor.

3. Since 1959, Opposer has spent a significant amount of money and effort in connection with the marketing and sale of recreational vehicles including snowmobiles and parts therefor bearing the SKI-DOO Mark.

4. Since 1959, Opposer has made extensive and continuous sales of recreational vehicles including snowmobiles and parts therefor bearing the SKI-DOO Mark.

5. Through its marketing and promotion and continuous use of and extensive sales of recreational vehicles under the SKI-DOO Mark, Opposer has established valuable consumer recognition and goodwill in its mark.

6. The SKI-DOO mark is a famous mark.

7. Opposer owns several incontestable federal registrations for its SKI-DOO mark including: Reg. Nos. 939563, 945135, 948141 and 1912626 for the word mark SKI-DOO covering goods in International Class 12 and 28. Print-outs from the US PTO's TARR database and ASSIGN database satisfying the requirements of 37 CFR § 2.122(d) for submitting a current status and title copy of the pleaded registration, Reg. Nos. 939563, 945135, 948141 and 1912626, are included herewith as Exhibit A.

8. Opposer also owns Reg. No. 3673043 for the word mark SKI-DOO covering services in International Classes 35, 36, 37, 39, 40, 41 and 42 including, *inter alia*, "tour guide services and travel agency services, namely, making reservations and bookings for transportation; tour guide services" and "entertainment services, namely, organizing snowmobile races, competitions, events, snowmobile clubs and contests". Print-outs from the US PTO's TARR

database and ASSIGN database satisfying the requirements of 37 CFR § 2.122(d) for submitting a current status and title copy of the pleaded registration, Reg. No. 3673043, are included herewith as Exhibit B.

9. Opposer also owns Reg. No. 3676489 for the word mark SKI-DOO covering goods in International Classes 1, 3, 4, 5, 6, 7, 8, 9, 11, 14, 16, 18, 20, 21, 22, 24, 25, 26, 27, 28 and 34. Print-outs from the US PTO's TARR database and ASSIGN database satisfying the requirements of 37 CFR § 2.122(d) for submitting a current status and title copy of the pleaded registration, Reg. No. 3676489, are included herewith as Exhibit C.

10. On November 18, 2010, Applicant obtained an international registration for Applicant's Mark with a claim of priority of May 18, 2010. The request for an extension of protection to the United States covering services in International Classes 39 and 43 was accorded Ser. No. 79097186 by the US PTO.

11. On February 21, 2012, application Ser. No. 79097186 was published for opposition.

12. On March 19, 2012, Opposer filed a request with the Trademark Trial and Appeal Board ("TTAB") for an extension of time to oppose application Ser. No. 79097186. On the same day, the TTAB granted Opposer's request for an extension of time to oppose application Ser. No. 79097186.

13. On information and belief, Applicant did not use Applicant's Mark in commerce prior to May 18, 2010.

14. On information and belief, Applicant has never used Applicant's Mark in

commerce.

15. Opposer's SKI-DOO Mark was first used in commerce well prior to any actual use or constructive use of Applicant's Mark anywhere in the world.

16. Applicant's Mark is confusingly similar to the Opposer's SKI-DOO Mark.

17. The services set forth in application Ser. No. 79097186 and the goods and services covered in Opposer's registrations and sold in the United States by Opposer and its affiliates under Opposer's SKI-DOO Mark are identical and/or closely related.

18. The conditions surrounding the marketing of the services set forth in application Ser. No. 79097186 and the goods and services covered in Opposer's registrations and sold or offered by Opposer under its SKI-DOO Mark are such that they could be encountered by the same purchasers under circumstances that could give rise to the mistaken belief that the goods and services come from a common source.

19. Opposer will be damaged by the issuance of a registration for the Applicant's Mark as set forth in application Ser. No. 79097186. Specifically, the mark set forth in application Ser. No. 79097186 consists of or comprises a mark which so resembles Opposer's SKI-DOO Mark as to be likely to cause confusion, or to cause mistake, or to deceive under Trademark Act Section 2(d), 15 U.S.C. § 1052(d).

20. Opposer's SKI-DOO Mark is famous within the meaning of Section 43(c)(2)(A) of the Trademark Act, 15 U.S.C. § 1125(c)(2)(A).

21. Opposer's SKI-DOO Mark was famous prior to Applicant's filing of application Ser. No. 79097186 and before any use of Applicant's Mark.

22. Applicant's use and registration of Applicant's Mark in connection with the services set forth in application Ser. No. 79097186 is likely to cause dilution of Opposer's famous SKI-DOO Mark, by blurring or tarnishment within the meaning of Section 43(c) of the Trademark Act, 15 U.S.C. § 1125(c).

23. Applicant's use and registration of Applicant's Mark in connection with the services set forth in application Ser. No. 79097186 will false suggest a connection between Applicant and Opposer in violation of Section 2(a) of the Trademark Act, 15 U.S.C. § 1052(a).

WHEREFORE, Opposer requests that application Ser. No. 79097186 be refused registration.

Respectfully submitted,

Bombardier Recreational Products Inc.

By: 
James R. Menker

Opposer's Attorneys
Holley & Menker, P.A.
PO Box 331937
Atlantic Beach, FL 32233
(904) 247-0732
eastdocket@holleymenker.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing "NOTICE OF OPPOSITION" has been served on Applicant's Attorney of record, Krista A. Wittman of Cascadia Intellectual Property with an address of 12360 Lake City Way NE, Suite 501, Seattle, WA 98125, via first class mail, today April 3, 2012.

By:



Laura K Greer

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 2012-04-03 16:53:02 ET

Serial Number: 72314515 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 939563

Mark (words only): SKI-DOO

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2003-01-31

Filing Date: 1968-12-16

Transformed into a National Application: No

Registration Date: 1972-08-01

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

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

Current Location: 40S -Scanning On Demand

Date In Location: 2008-09-11

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

1. BOMBARDIER INC.

Address:

BOMBARDIER INC.
726 St-Joseph Street
Valcourt J0E2L0
Canada

Legal Entity Type: Company

State or Country Where Organized: Canada

GOODS AND/OR SERVICES

U.S. Class: 019 (International Class 012)

Class Status: Active

EXHIBIT A

SNOWMOBILES AND PARTS THEREFOR

Basis: 1(a)**First Use Date:** 1959-12-00**First Use in Commerce Date:** 1959-12-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2008-09-11 - Case File In TICRS

2007-09-07 - Attorney Revoked And/Or Appointed

2007-09-07 - TEAS Revoke/Appoint Attorney Received

2006-12-12 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-12-12 - TEAS Change Of Owner Address Received

2006-04-11 - Attorney Revoked And/Or Appointed

2006-04-11 - TEAS Revoke/Appoint Attorney Received

2004-09-07 - TEAS Change Of Correspondence Received

2003-01-31 - Second renewal 10 year

2003-01-31 - Section 8 (10-year) accepted/ Section 9 granted

2002-10-04 - Combined Section 8 (10-year)/Section 9 filed

2002-10-04 - PAPER RECEIVED

1992-09-22 - First renewal 10 year

1992-07-20 - Section 9 filed/check record for Section 8

1978-04-03 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James R. Menker

Correspondent

James R. Menker

Holley & Menker, P.A.

PO Box 331937

Atlantic Beach FL 32233

Phone Number: 904-247-2620

Fax Number: 202-280-1177

Domestic Representative

BOMBARDIER MOTOR COPORATION OF AMERICA



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 4Serial #: [72314515](#)

Filing Dt: 12/16/1968

Reg #: [939563](#)

Reg. Dt: 08/01/1972

Registrant: BOMBARDIER LIMITED

Mark: SKI-DOO

Assignment: 1Reel/Frame: [0399/0065](#)

Received:

Recorded: 09/02/1981

Pages: 19

Conveyance: MERGER 19810703

Assignor: [BOMBARDIER LIMITEE](#)

Exec Dt: 06/25/1981

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: [BOMARDIER, INC.](#)

Entity Type: UNKNOWN

Citizenship: NONE

Correspondent: LARSON AND TAYLOR
727 23RD ST. SOUTH
ARLINGTON, VA 22202

Assignment: 2Reel/Frame: [2785/0465](#)

Received: 01/28/2004

Recorded: 01/28/2004

Pages: 15

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [BOMBARDIER INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: [4145321 CANADA INC.](#)

Entity Type: CORPORATION

Citizenship: CANADA

800 RENE-LEVESQUE BLVD. WEST
MONTREAL, CANADA, QUEBEC H3B 1Y8

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Assignment: 3Reel/Frame: [2785/0544](#)

Received: 01/29/2004

Recorded: 01/29/2004

Pages: 15

Conveyance: MERGER

Assignor: [4145321 CANADA INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: [BOMBARDIER RECREATIONAL PRODUCTS INC.](#)

Entity Type: CORPORATION

Citizenship: CANADA

1000 DE LA GAUCHETIERE WEST
SUITE 2100
MONTREAL, CANADA, QUEBEC H3B 4W5

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Assignment: 4Reel/Frame: [2815/0706](#)

Received: 03/24/2004

Recorded: 03/24/2004

Pages: 16

Conveyance: SECURITY INTEREST

Assignor: BOMBARDIER RECREATIONAL PRODUCTS INC.

Exec Dt: 01/30/2004

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: BANK OF MONTREAL

ONE FIRST CANADIAN PLACE, 4TH FLOOR
TORONTO, CANADA M5X 1H3

Entity Type: BANK

Citizenship: CANADA

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.

P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Search Results as of: 04/03/2012 04:52 PM

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Web interface last modified: Jan 26, 2012 v.2.3.1

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Thank you for your request. Here are the latest results from the TARR web server.

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Serial Number: 72314522 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 945135

Mark (words only): SKI-DOO

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2003-10-17

Filing Date: 1968-12-16

Transformed into a National Application: No

Registration Date: 1972-10-17

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

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

Current Location: 40S -Scanning On Demand

Date In Location: 2008-08-29

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

1. BOMBARDIER INC.

Address:

BOMBARDIER INC.
726 St-Joseph Street
Valcourt J0E2L0
Canada

Legal Entity Type: Company

State or Country Where Organized: Canada

GOODS AND/OR SERVICES

U.S. Class: 022 (International Class 028)

Class Status: Active

TOY SNOWMOBILE

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Foreign Registration Number: 166240

Foreign Registration Date: 1969-11-14

Country: Canada

Foreign Filing Date: 1968-10-31

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2008-08-29 - Case File In TICRS

2007-09-07 - Attorney Revoked And/Or Appointed

2007-09-07 - TEAS Revoke/Appoint Attorney Received

2006-12-12 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-12-12 - TEAS Change Of Owner Address Received

2006-04-11 - Attorney Revoked And/Or Appointed

2006-04-11 - TEAS Revoke/Appoint Attorney Received

2004-09-07 - TEAS Change Of Correspondence Received

2003-10-17 - Second renewal 10 year

2003-10-17 - Section 8 (10-year) accepted/ Section 9 granted

2003-07-17 - Response received to Post Registration action - Sections 8 & 9

2003-07-17 - PAPER RECEIVED

2003-06-02 - Post Registration action mailed Sections 8 & 9

2003-03-28 - Combined Section 8 (10-year)/Section 9 filed

2003-03-28 - PAPER RECEIVED

1992-12-08 - First renewal 10 year

1992-10-19 - Section 9 filed/check record for Section 8

1979-02-27 - Section 8 (6-year) accepted

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James R. Menker

Correspondent

James R. Menker

Holley & Menker, P.A.

PO Box 331937

Atlantic Beach FL 32233

Phone Number: 904-247-2620

Fax Number: 202-280-1177

Domestic Representative

BOMBARDIER MOTOR CORPORATION OF AMERICA



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 5

Serial #: [72314522](#)

Filing Dt: 12/16/1968

Reg #: [945135](#)

Reg. Dt: 10/17/1972

Registrant: BOMBARDIER LIMITED

Mark: SKI-DOO

Assignment: 1

Reel/Frame: [0399/0065](#)

Received:

Recorded: 09/02/1981

Pages: 19

Conveyance: MERGER 19810703

Assignor: [BOMBARDIER LIMITEE](#)

Exec Dt: 06/25/1981

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: [BOMARDIER, INC.](#)

Entity Type: UNKNOWN

Citizenship: NONE

Correspondent: LARSON AND TAYLOR
727 23RD ST. SOUTH
ARLINGTON, VA 22202

Assignment: 2

Reel/Frame: [0399/F065](#)

Received:

Recorded: 09/02/1981

Pages: 19

Conveyance: CERTIFIED COPY OF AMALAGAMATION, FILED WITH THE CANADA BUSINESS CORPORATIONS ACT. ON JULY 3, 1981

Assignor: [BOMBARDIER LIMITEE](#)

Exec Dt: 06/25/1981

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: [BOMARDIER, INC.](#)

Entity Type: UNKNOWN

Citizenship: NONE

Correspondent: LARSON AND TAYLOR
727 23RD ST. SOUTH
ARLINGTON, VA. 22202

Assignment: 3

Reel/Frame: [2785/0465](#)

Received: 01/28/2004

Recorded: 01/28/2004

Pages: 15

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [BOMBARDIER INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: [4145321 CANADA INC.](#)

Entity Type: CORPORATION

Citizenship: CANADA

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Assignment: 4

Reel/Frame: [2785/0544](#)

Received: 01/29/2004

Recorded: 01/29/2004

Pages: 15

Conveyance: MERGER

Assignor: [4145321 CANADA INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Assignee: BOMBARDIER RECREATIONAL PRODUCTS INC.
1000 DE LA GAUCHETIERE WEST
SUITE 2100
MONTREAL, CANADA, QUEBEC H3B 4W5

Citizenship: CANADA

Entity Type: CORPORATION

Citizenship: CANADA

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Assignment: 5

Reel/Frame: 2815/0706

Received: 03/24/2004

Recorded: 03/24/2004

Pages: 16

Conveyance: SECURITY INTEREST

Assignor: BOMBARDIER RECREATIONAL PRODUCTS INC.

Exec Dt: 01/30/2004

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: BANK OF MONTREAL

ONE FIRST CANADIAN PLACE, 4TH FLOOR
TORONTO, CANADA M5X 1H3

Entity Type: BANK

Citizenship: CANADA

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Search Results as of: 04/03/2012 04:53 PM
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Web interface last modified: Jan 26, 2012 v.2.3.1

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Serial Number: 72357887 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 948141

Mark (words only): SKI-DOO

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2003-03-08

Filing Date: 1970-04-27

Transformed into a National Application: No

Registration Date: 1972-12-05

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

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

Current Location: 40S -Scanning On Demand

Date In Location: 2008-09-03

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

1. BOMARDIER, INC.

Address:

BOMARDIER, INC.
726 St-Joseph Street
Valcourt J0E2L0
Canada

Legal Entity Type: Company

State or Country Where Organized: Canada

GOODS AND/OR SERVICES

U.S. Class: 002 (International Class 018, 020)

Class Status: Expired

COASTERS, CLOTHING BAGS, RECEPTACLES FOR SPARE SPARK PLUGS AND RECEPTACLES FOR SPARE GASOLINE

Basis: 1(a)

First Use Date: 1966-10-05

First Use in Commerce Date: 1966-11-01

U.S. Class: 019 (International Class 012)

Class Status: Expired

FITTED SNOWMOBILE COVERS AND FITTED SNOWMOBILE TRAILER COVERS

Basis: 1(a)

First Use Date: 1966-09-30

First Use in Commerce Date: 1966-11-01

U.S. Class: 026 (International Class 009)

Class Status: Expired

GOGGLES

Basis: 1(a)

First Use Date: 1966-11-10

First Use in Commerce Date: 1967-01-01

U.S. Class: 039 (International Class 025)

Class Status: Active

CLOTHING FOR MEN, WOMEN AND CHILDREN-NAMELY, SNOWMOBILE SUITS, SNOW-SHOES, WINTER OVERALLS, SNOWMOBILE JACKETS, CHALET COATS, SNOWMOBILE PANTS, SOCKS AND MITTS, FINGER MITTS, BOOTS, SAFETY HELMETS, CARDIGANS, SWEATERS, BELTED SWEATERS, TURTLENECKS, SLACKS, KNITTED SUITS, UNDERWEAR AND DICKIES

Basis: 1(a)

First Use Date: 1966-10-05

First Use in Commerce Date: 1966-11-15

U.S. Class: 044 (International Class 010)

Class Status: Expired

BELTS FOR THE PROTECTION OF KIDNEYS

Basis: 1(a)

First Use Date: 1969-05-29

First Use in Commerce Date: 1967-07-01

ADDITIONAL INFORMATION

Prior Registration Number(s):

666919

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2008-09-03 - Case File In TICRS
2007-09-07 - Attorney Revoked And/Or Appointed
2007-09-07 - TEAS Revoke/Appoint Attorney Received
2006-12-12 - Applicant/Correspondence Changes (Non-Responsive) Entered
2006-12-12 - TEAS Change Of Owner Address Received
2006-04-11 - Attorney Revoked And/Or Appointed
2006-04-11 - TEAS Revoke/Appoint Attorney Received
2004-09-07 - TEAS Change Of Correspondence Received
2003-03-08 - Second renewal 10 year
2003-03-08 - Section 8 (10-year) accepted/ Section 9 granted
2002-12-04 - Combined Section 8 (10-year)/Section 9 filed
2002-12-04 - PAPER RECEIVED
1992-12-02 - First renewal 10 year
1992-12-02 - Post Registration action correction
1992-10-19 - Section 9 filed/check record for Section 8
1979-04-02 - Section 8 (6-year) accepted & Section 15 acknowledged

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James R. Menker

Correspondent

James R. Menker

Holley & Menker, P.A.

PO Box 331937

Atlantic Beach FL 32233

Phone Number: 904-247-2620

Fax Number: 202-280-1177

Domestic Representative

BOMBARDIER MOTOR CORPORATION OF AMERICA



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 4Serial #: [72357887](#)

Filing Dt: 04/27/1970

Reg #: [948141](#)

Reg. Dt: 12/05/1972

Registrant: BOMBARDIER LIMITED

Mark: SKI-DOO

Assignment: 1Reel/Frame: [0399/0065](#)

Received:

Recorded: 09/02/1981

Pages: 19

Conveyance: MERGER 19810703

Assignor: [BOMBARDIER LIMITEE](#)

Exec Dt: 06/25/1981

Entity Type: UNKNOWN

Citizenship: NONE

Assignee: [BOMBARDIER, INC.](#)

Entity Type: UNKNOWN

Citizenship: NONE

Correspondent: LARSON AND TAYLOR
727 23RD ST. SOUTH
ARLINGTON, VA 22202**Assignment: 2**Reel/Frame: [2785/0465](#)

Received: 01/28/2004

Recorded: 01/28/2004

Pages: 15

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [BOMBARDIER INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: [4145321 CANADA INC.](#)

Entity Type: CORPORATION

Citizenship: CANADA

800 RENE-LEVESQUE BLVD. WEST
MONTREAL, CANADA, QUEBEC H3B 1Y8Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230**Assignment: 3**Reel/Frame: [2785/0544](#)

Received: 01/29/2004

Recorded: 01/29/2004

Pages: 15

Conveyance: MERGER

Assignor: [4145321 CANADA INC.](#)

Exec Dt: 12/18/2003

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: [BOMBARDIER RECREATIONAL PRODUCTS INC.](#)

Entity Type: CORPORATION

Citizenship: CANADA

1000 DE LA GAUCHETIERE WEST
SUITE 2100
MONTREAL, CANADA, QUEBEC H3B 4W5Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.
P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230**Assignment: 4**Reel/Frame: [2815/0706](#)

Received: 03/24/2004

Recorded: 03/24/2004

Pages: 16

Conveyance: SECURITY INTEREST

Assignor: BOMBARDIER RECREATIONAL PRODUCTS INC.

Exec Dt: 01/30/2004

Entity Type: CORPORATION

Citizenship: CANADA

Assignee: BANK OF MONTREAL

ONE FIRST CANADIAN PLACE, 4TH FLOOR
TORONTO, CANADA M5X 1H3

Entity Type: BANK

Citizenship: CANADA

Correspondent: BOMBARDIER RECREATIONAL PRODUCTS INC.

P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Search Results as of: 04/03/2012 04:54 PM

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Web interface last modified: Jan 26, 2012 v.2.3.1

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Serial Number: 74252067 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 1912626

Mark (words only): SKI-DOO

Standard Character claim: No

Current Status: The registration has been renewed.

Date of Status: 2005-11-16

Filing Date: 1992-03-04

Transformed into a National Application: No

Registration Date: 1995-08-15

Register: Principal

Law Office Assigned: LAW OFFICE 5

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

Current Location: 40S -Scanning On Demand

Date In Location: 2007-07-02

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

1. BOMBARDIER RECREATIONAL PRODUCTS INC.

Address:

BOMBARDIER RECREATIONAL PRODUCTS INC.

726 St-Joseph Street

Valcourt J0E2L0

Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

GOODS AND/OR SERVICES

International Class: 028

Class Status: Active

radio controlled model snowmobiles

Basis: 1(a), 44(e)

First Use Date: 1993-01-00

First Use in Commerce Date: 1993-01-00

ADDITIONAL INFORMATION

Prior Registration Number(s):

945135

948141

Foreign Application Number: 688,877

Foreign Registration Number: TMA409464

Foreign Registration Date: 1993-03-12

Country: Canada

Foreign Filing Date: 1991-09-05

Foreign Expiration Date: 2008-03-12

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2007-09-07 - Attorney Revoked And/Or Appointed

2007-09-07 - TEAS Revoke/Appoint Attorney Received

2007-07-02 - Case File In TICRS

2006-12-12 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-12-12 - TEAS Change Of Owner Address Received

2006-03-17 - Attorney Revoked And/Or Appointed

2006-03-17 - TEAS Revoke/Appoint Attorney Received

2005-11-16 - First renewal 10 year

2005-11-16 - Section 8 (10-year) accepted/ Section 9 granted

2005-11-15 - Assigned To Paralegal

2005-08-08 - Combined Section 8 (10-year)/Section 9 filed

2005-08-08 - TEAS Section 8 & 9 Received
2004-09-07 - TEAS Change Of Correspondence Received
2002-04-18 - Section 8 (6-year) accepted
2002-02-15 - Section 8 (6-year) filed
1995-08-15 - Registered - Principal Register
1995-06-02 - Allowed for Registration - Principal Register (SOU accepted)
1995-04-26 - Communication received from applicant
1994-12-07 - Non-final action mailed
1994-11-17 - Assigned To Examiner
1994-11-06 - Statement Of Use Processing Complete
1994-10-06 - Use Amendment Filed
1994-04-12 - NOA Mailed - SOU Required From Applicant
1993-12-14 - Published for opposition
1993-11-12 - Notice of publication
1993-06-29 - Approved for Pub - Principal Register (Initial exam)
1993-06-10 - Communication received from applicant
1993-06-14 - Assigned To Examiner
1993-06-14 - Assigned To Examiner
1993-05-24 - Assigned To Examiner
1992-11-10 - Letter of suspension mailed
1992-06-05 - Non-final action mailed
1992-05-12 - Assigned To Examiner
1992-05-05 - Communication received from applicant

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

James R. Menker

Correspondent

James R. Menker
Holley & Menker, P.A.
PO Box 331937
Atlantic Beach FL 32233
Phone Number: 904-247-2620
Fax Number: 202-280-1177

Domestic Representative

LARSON & LARSON



United States Patent and Trademark Office

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Assignments on the Web > Trademark Query

Trademark Assignment Abstract of Title

Total Assignments: 3**Serial #:** [74252067](#)**Filing Dt:** 03/04/1992**Reg #:** [1912626](#)**Reg. Dt:** 08/15/1995**Registrant:** BOMBARDIER INC.**Mark:** SKI-DOO**Assignment: 1****Reel/Frame:** [2785/0465](#)**Received:** 01/28/2004**Recorded:** 01/28/2004**Pages:** 15**Conveyance:** ASSIGNS THE ENTIRE INTEREST**Assignor:** [BOMBARDIER INC.](#)**Exec Dt:** 12/18/2003**Entity Type:** CORPORATION**Citizenship:** CANADA**Entity Type:** CORPORATION**Citizenship:** CANADA**Assignee:** [4145321 CANADA INC.](#)800 RENE-LEVESQUE BLVD. WEST
MONTREAL, CANADA, QUEBEC H3B 1Y8**Correspondent:** BOMBARDIER RECREATIONAL PRODUCTS INC.P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230**Assignment: 2****Reel/Frame:** [2785/0544](#)**Received:** 01/29/2004**Recorded:** 01/29/2004**Pages:** 15**Conveyance:** MERGER**Assignor:** [4145321 CANADA INC.](#)**Exec Dt:** 12/18/2003**Entity Type:** CORPORATION**Citizenship:** CANADA**Entity Type:** CORPORATION**Citizenship:** CANADA**Assignee:** [BOMBARDIER RECREATIONAL PRODUCTS INC.](#)1000 DE LA GAUCHETIERE WEST
SUITE 2100
MONTREAL, CANADA, QUEBEC H3B 4W5**Correspondent:** BOMBARDIER RECREATIONAL PRODUCTS INC.P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230**Assignment: 3****Reel/Frame:** [2815/0706](#)**Received:** 03/24/2004**Recorded:** 03/24/2004**Pages:** 16**Conveyance:** SECURITY INTEREST**Assignor:** [BOMBARDIER RECREATIONAL PRODUCTS INC.](#)**Exec Dt:** 01/30/2004**Entity Type:** CORPORATION**Citizenship:** CANADA**Entity Type:** BANK**Citizenship:** CANADA**Assignee:** [BANK OF MONTREAL](#)ONE FIRST CANADIAN PLACE, 4TH FLOOR
TORONTO, CANADA M5X 1H3**Correspondent:** BOMBARDIER RECREATIONAL PRODUCTS INC.P.O. BOX 230
LEGAL SERVICES DEPT. ST-BRUNO
NORTON, VT 05907-0230

Search Results as of: 04/03/2012 04:54 PM

If you have any comments or questions concerning the data displayed, contact PRD / Assignments at 571-272-3350. v.2.3.1
Web interface last modified: Jan 26, 2012 v.2.3.1

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EXHIBIT B

Thank you for your request. Here are the latest results from the TARR web server.

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Serial Number: 78559953 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3673043

Mark

SKI-DOO

(words only): SKI-DOO

Standard Character claim: Yes

Current Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: 2009-08-25

Filing Date: 2005-02-03

Transformed into a National Application: No

Registration Date: 2009-08-25

Register: Principal

Law Office Assigned: LAW OFFICE 110

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2009-08-25

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

1. Bombardier Recreational Products Inc.

Address:

Bombardier Recreational Products Inc.

EXHIBIT B

726 St-Joseph Street
Valcourt J0E2L0
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: 514-732-7050

Fax Number: 514-732-7058

GOODS AND/OR SERVICES

International Class: 035

Class Status: Active

Business management; business administration and management; advertising and cooperative advertising for others by means of airing television advertisements, radio advertisements, placing news paper advertisements, circulating brochures, posters, banners, and providing advertising information via the Internet; dealerships and distributorships featuring snowmobiles; on-line retail store services featuring snowmobiles and snowmobile parts, snowmobile accessories, snowmobile clothing and snowmobile equipment; arranging and conducting trade shows and trade show exhibitions in the field of snowmobiles; operating dealerships featuring snowmobiles, and parts, accessories, clothing and equipment therefor; providing trade information via a global computer network in the field of snowmobiles; mail order catalog services featuring snowmobiles and parts, accessories, clothing and equipment therefor

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 036

Class Status: Active

Financial sponsorship of snowmobile races, snowmobile racers and snowmobile racing teams; providing financial services, namely, issuing credit cards

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 037

Class Status: Active

Repairing, servicing and restoring snowmobiles for others

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 039

Class Status: Active

Leasing and rental of snowmobiles; tour guide services and travel agency services, namely, making reservations and bookings for transportation; tour guide services

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 040

Class Status: Active

Custom manufacture of snowmobiles for others; manufacture of snowmobiles to the order and specification of others

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 041**Class Status:** Active

Providing educational courses and training in the fields of snowmobiles, snowmobile servicing and repairing and snowmobile restoration; entertainment services, namely, organizing snowmobile races, competitions, events, snowmobile clubs and contests; lottery services

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 042**Class Status:** Active

Designing snowmobiles for others

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

939563

945135

948141

1912626

2298590

Foreign Registration Number: tma176452**Foreign Registration Date:** 2009-02-24**Country:** Canada**Foreign Expiration Date:** 2024-02-24

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

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

2009-08-25 - Registered - Principal Register

2009-06-09 - Published for opposition

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2008-01-15 - Extension 2 filed
2008-01-15 - TEAS Extension Received

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2007-09-07 - TEAS Revoke/Appoint Attorney Received
2007-07-13 - Extension 1 granted
2007-07-13 - Extension 1 filed
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2007-01-30 - NOA Mailed - SOU Required From Applicant
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2006-10-18 - Notice of publication
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2006-02-03 - Teas/Email Correspondence Entered
2006-01-26 - Communication received from applicant
2006-01-26 - TEAS Response to Office Action Received
2005-09-01 - Non-final action e-mailed
2005-09-01 - Non-Final Action Written
2005-09-01 - Assigned To Examiner
2005-02-10 - New Application Entered In Tram

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For Serial Number: 78559953

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Web interface last modified: Jan 26, 2012 v.2.3.1

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EXHIBIT C

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Serial Number: 78559907 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: 3676489

Mark

SKI-DOO

(words only): SKI-DOO

Standard Character claim: Yes

Current Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: 2009-09-01

Filing Date: 2005-02-03

Transformed into a National Application: No

Registration Date: 2009-09-01

Register: Principal

Law Office Assigned: LAW OFFICE 110

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

Current Location: 650 -Publication And Issue Section

Date In Location: 2009-09-01

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

1. Bombardier Recreational Products Inc.

Address:

Bombardier Recreational Products Inc.

EXHIBIT C

726 St-Joseph Street
Valcourt J0E2L0
Canada

Legal Entity Type: Corporation

State or Country of Incorporation: Canada

Phone Number: 514-732-7050

Fax Number: 514-732-7058

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Antifreezes and chemical fuel stabilizers for use with snowmobiles; chemical motor oil additives and chemical fuel additives for use with snowmobiles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 003

Class Status: Active

Cleaning and polishing preparations, namely, polishing, scouring, abrasive and cleaning preparations and degreasing preparations for use on snowmobiles; non-medicated skin care preparations; sun creams

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 004

Class Status: Active

Industrial oils and greases; automotive lubricants; fuels including motor spirits and fuel oil illuminants; non-chemical fuel stabilizers; non-chemical motor oil additives and non-chemical fuel additives for snowmobiles; differential fuel oil

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 005

Class Status: Active

First-aid kits

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 006

Class Status: Active

Metal objects, namely, key-chains trinkets, namely, key-chains with a small ornament, fobs, key holders; tool-boxes, license plates; Non-luminous and non-mechanical metal signs; metal mechanical keys, locks and key fobs; pre-fabricated collapsible metal vehicle garages; metal step stools

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 007**Class Status:** Active

Power operated jacks; snow blowers; power-operated lifts for moving, parking and storing land and water vehicles

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 008**Class Status:** Active

Hand tools, namely, hand-operated pumps, hand jacks and multi-purpose knives; pocket knives; hand tool sets comprised of grips, wrenches, hooks; pocket multi-function hand tool units comprised of screwdrivers and knives flatware, namely, forks, knives, and spoons; shovels and snow shovels

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 009**Class Status:** Active

Protective snowmobile jackets; protective snowmobile goggles; protective snowmobile boots; protective snowmobile pants; protective kidney belts; protective snowmobile suits; protective snowmobile helmets; pre-recorded DVD's, cd-roms and videocassettes and all featuring information in field of snowmobiles and related parts and accessories; diagnostic software for snowmobiles; data processing equipment, namely, data processors and computers; video game software; magnetically encoded cards, namely, credit cards and pre-paid telephone cards; electronically encoded cards, namely, credit cards and pre-paid telephone cards; neon signs; safety reflective arm bands; eye-glasses; sunglasses; eye-glass cases; sunglasses cases; binoculars; whistles; fire extinguishers; protective knee pads not for athletic use; electronic and electromechanical keys and locks; mouse pads; electronic avalanche probes; walkie-talkies; Fall protection equipment for fall restraint and fall arrest, namely, carabiners with multi-function; electronic display; video game cartridges; tachometers; speedometers; cell phone video game software; telephones and mobile telephones; hand-held GPS devices; computer software featuring computer wallpaper for cell phones and computers; compasses; ski goggles; batteries for vehicles; radio antenna balls; safety kits comprised of safety whistles, flashlights, aluminum blankets, pins, and ropes all sold as a unit; bags specially adapted for sports equipment, namely, helmet bags

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 011**Class Status:** Active

Lamps; flashlights; barbecues

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 012**Class Status:** Active

Recreational vehicles, namely, snowmobiles and structural parts therefor; fitted and semi-fitted snowmobile covers and fitted and semi-fitted snowmobile trailer covers; snowmobile trailers; snowmobile accessories, namely, rock deflectors, splash guards, mud flaps, fender trim, rear and front

bumpers, seat backrests, combination seat and gas tank, snow guards, trailer hitches, removable vehicle tops, skid plates, a-arm protectors, shock absorber protectors, headlight molding rear vent kits, windshields, tire covers, tires, protectors attachable to vehicle handlebars to protect hands from the cold, protective coverings for handlebars, and handlebar muffs; bicycles; baby strollers; wheel chairs; unicycles; tricycles; vehicle windshield sunscreens; vehicle sun shades, vehicle seat covers; license plate frames; accessories for land vehicles, namely, vehicle tank bags and cases, namely, bags attached to a vehicle gas tank; car antenna balls, namely, balls for car radio antennas

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 014

Class Status: Active

Fine and imitation jewelry, namely, pins, clips; clocks; watches; watch cases; watch bands; stop watches

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 016

Class Status: Active

Plastic materials for packaging, namely, plastic bags for packaging; cardboard; photographs; magazines featuring information in the field of snowmobiles and related parts and accessories; printed brochures featuring information in the field of snowmobiles and related parts and accessories; catalogs in the field of snowmobiles and related parts and accessories; printed manuals in the field of snowmobiles and related parts and accessories; printed shop manuals in the field of snowmobiles and related parts and accessories; catalogs in the field of snowmobile parts; instructional owner's manuals in the field of snowmobiles; printed technical plans for snowmobiles; charts in the field of snowmobiles and related parts and accessories; drawings, printed user manuals in the field of snowmobiles and related parts and accessories; posters; lithographs; calendars; diaries; memo blocks; decals kits consisting primarily of stickers; adhesive and paper labels; paper badges; paper flags; maps; paper banners and paper pennants; coloring books; scrapbooks; address books; address labels; photo albums; appointment books; loose-leaf binders; bumper stickers; stickers; paper clips; pens; pencils; pen and pencil sets; gift wrapping paper; paper gift wrapping bags; greeting cards; post cards; note cards; trading cards; paper mache figurines; books in the field of snowmobiles and related parts and accessories; stationery, namely, writing paper, note paper and envelopes; bookends; non-magnetically encoded fidelity cards; temporary tattoos, namely, tattoo transfers; non-magnetically encoded credit cards; coupons; printed lottery tickets other than toys; desktop business card holders; letter openers; coasters made of paper

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 018

Class Status: Active

Bags, namely, tote bags, sports bags, traveling bags, duffel bags, luggage, suitcases, suit bags, trunks, carrying cases, hand bags, gym bags, saddlebags and cases, namely, document cases; wallets; trunks; animal leashes and collars for pets; leather key-chains; Japanese utility pouches; umbrellas; parasols and walking sticks; back packs; school bags

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 020**Class Status:** Active

Plastic objects, namely, plastic key-chains, figurines of plastic, namely, snowball replicas, telephone replicas, plastic banners, plastic flags, plastic pennants; non-metal tool boxes; plastic key fobs; plastic key holders; portable plastic containers for carrying gasoline or other liquid petroleum fuels; non-metal storage racks for ski and sports equipment; stools; non-metallic signs, namely, inflatable plastic signs; mirrors; sleeping bags

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 021**Class Status:** Active

Insulated bags, namely, thermal insulated tote bags for food or beverages; household or kitchen utensils not of precious metal or coated therewith, namely, serving forks, and serving spoons; containers for household or kitchen use not of precious metal or coated therewith; material for brush-making; articles for cleaning purposes, namely, brooms; mugs, travel mugs, cups, drinking glasses, pitchers, bottles sold empty, plates, bowls, serving platters, non-precious metal teapots, non-electric coffee pots not of precious metal, candlesticks not of precious metal, candle holders, all of the foregoing goods being made of glass, porcelain and earthenware; portable coolers; toothbrushes and toothbrush cases; temperature-retaining containers, namely, thermal insulated container for food or beverage and heat-insulated vessels; lunch boxes

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 022**Class Status:** Active

Tents; hammocks; all-purpose straps; lanyards for holding eyeglasses; unfitted vehicle covers; cargo slings of rope or fabric and tie down cords

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 024**Class Status:** Active

Textile and textile goods, namely, bed linens, sheets, pillowcases; bath linens, namely, bath towels, hand towels, and washcloths, fitted toilet lid covers made of fabric or fabric substitutes; shower curtains; cloth felt flags, cloth banners, cloth pennants; barbecue mitts; textile wall hangings

Basis: 44(e)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 025**Class Status:** Active

Clothing, wearing apparel and accessories, namely, shirts, sweatshirts, t-shirts, jerseys, sweaters, pullovers, pants, sweatpants, jeans, shorts, boxer shorts, bermudas, bathrobes, nightshirts, jackets, coats, wind resistant jackets, vests, dresses, skirts, blouses, underwear, thermal underwear, raincoats, belts, scarves, gloves, mittens; footwear, namely, shoes, boots, snow boots, sandals, socks; headgear, namely, hats, caps, headbands, visors, rain hats, tuques; snow-sportswear, namely, highpants, pants, snow-pants, jackets, ski-jackets, gloves, mitts, hats, dickeys, snowmobile suits, balaclavas, aprons, bandanas,

snowmobile masks, boots, racing suits, wrist bands; overalls; men's, ladies, boys and girls snowsuits, all-weather jackets; jump suits

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 026

Class Status: Active

Zipper-pulls; barrettes; clothing buckles; belt buckles not of precious metals; safety pins

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 027

Class Status: Active

Bath mats; carpets, rugs, mats and matting, linoleum for covering existing floors; vehicle floor mats; wallpaper; rubber, textile, and fabric bathmats

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 028

Class Status: Active

Metal objects, namely, die-cast toy model snowmobiles; lottery tickets and lottery cards; toys, namely, miniaturized toy model snowmobiles and radio controlled model snowmobiles; plush toys; stress toys, namely, stress relief balls for hand exercise; jigsaw puzzles; three dimensional (3-D) puzzles; board games; lottery scratch cards; snow skis; snow boards; snowdecks, namely, skateboards for snow; toboggans; three ski sledges for recreational use; sleds for recreational use; inflatable inner tubes for snow recreational use; snow skates; balloons; Christmas tree ornaments; flying discs; inflatable toys for snow use; ride-on toys, namely, battery-powered ride-on toy vehicles and non-battery-powered ride-on toy vehicles for children; playing cards; beach toys, namely, flying discs, rackets; toys of foam, namely, balls, flying discs, rackets, slides, powder boards, surf boards, body boards; floating recreational lounge chairs; inflatable pools for recreational use; arcade games, namely, electronic video arcade machines; body boards; inflatable bath toys; inflatable ride on toys and inflatable toy snowmobiles for children; balls of all sizes and shapes, namely, baseball, basketball, tennis, football, soccer, volleyball, golf, beach balls, neoprene balls; inflatable thin rubber toys; inflatable toys; protective athletic pads, namely, knee pads; snow shoes; inflatable toys for children, namely, motorized inflatable snowmobiles

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

International Class: 034

Class Status: Active

Smoker's articles, namely, ashtrays not of precious metals and lighters not of precious metal; matches

Basis: 44(e)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

939563
945135
948141
1912626

Foreign Registration Number: tma176452**Foreign Registration Date:** 2009-02-24**Country:** Canada**Foreign Expiration Date:** 2024-02-24

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