

ESTTA Tracking number: **ESTTA473719**

Filing date: **05/22/2012**

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	GLP Srl
Granted to Date of previous extension	06/24/2012
Address	Piazzale Cavedalis, 6/2 Udine, 33100 ITALY

Attorney information	Jeffrey B. Sladkus, Esq. The Sladkus Law Group 1827 Powers Ferry Road Building 6, Suite 200 Atlanta, GA 30339 UNITED STATES jeff@sladlaw.com Phone:404-252-0900
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Applicant Information

Application No	85389484	Publication date	12/27/2011
Opposition Filing Date	05/22/2012	Opposition Period Ends	06/24/2012
Applicant	VLP Law Group LLP 555 Bryant Street, Suite 820 Palo Alto, CA 94301 UNITED STATES		

Goods/Services Affected by Opposition

Class 045. First Use: 2008/07/01 First Use In Commerce: 2008/07/01
All goods and services in the class are opposed, namely: Legal services

Applicant Information

Application No	85385746	Publication date	01/24/2012
Opposition Filing Date	05/22/2012	Opposition Period Ends	
Applicant	VLP Law Group LLP 555 BRYANT STREET, SUITE 820 PALO ALTO, CA 94301 UNITED STATES		

Goods/Services Affected by Opposition

Class 045. First Use: 2011/08/01 First Use In Commerce: 2011/08/01
All goods and services in the class are opposed, namely: Legal services

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3145677	Application Date	03/07/2005
Registration Date	09/19/2006	Foreign Priority Date	10/06/2004
Word Mark	GLP		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: Arranging and conducting educational conferences; conducting workshops and seminars in industrial property; teaching in the field of industrial property Class 042. First use: Patent agent and industrial property consultation		

U.S. Registration No.	3441102	Application Date	07/27/2007
Registration Date	06/03/2008	Foreign Priority Date	NONE
Word Mark	GLP		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: Arranging and conducting educational conferences; conducting workshops and seminars in industrial property; teaching in the field of industrial property		

	Class 042. First use: Patent agency, namely, patent agent services; industrial property consultation
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Attachments	79010265#TMSN.jpeg (1 page)(bytes) 79044916#TMSN.jpeg (1 page)(bytes) GLP S r l v VLP Law Group LLP - Notice of Opposition - FINAL.pdf (7 pages) (51287 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	/Jeffrey B. Sladkus/
Name	Jeffrey B. Sladkus, Esq.
Date	05/22/2012

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

Serial No. 85/389,484

Serial No. 85/385,746

GLP S.R.L.,)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	
VLP LAW GROUP LLP,)	
)	
Applicant.)	

NOTICE OF OPPOSITION

In the matter of application to register the following trademarks under the Trademark Act of 1946, (i) Serial No. 85/389,484, for the mark VLP, filed on August 4, 2011, in the name of VLP Law Group LLP, published for opposition in the Trademark Official Gazette of December 27, 2011; and (ii) Serial No. 85/385,746, for the mark VLP VLP LAW GROUP LLP & Design, filed on August 1, 2011, in the name of VLP Law Group LLP, published for opposition in the Trademark Official Gazette of January 24, 2012. The above-identified Opposer, GLP S.r.l., believes it will be damaged by registration of said alleged trademarks and hereby opposes same. The grounds for opposition are as follows:

1) The Opposer, GLP S.r.l. (“GLP”) is an Italian corporation having a principal place of business at Piazzale Cavedalis, 6/2, 33100 Udine, Italy.

2) On information and belief, VLP Law Group LLP (“Applicant”) filed an application to register the mark VLP (the “VLP Word Mark”) with the U.S. Patent and Trademark Office on August 4, 2011 (“VLP Application 1”). VLP Application 1 was assigned Serial No. 85/389,484, and was published for opposition in the Trademark Official Gazette of December 27, 2011.

3) On information and belief, Applicant filed an application to register the mark VLP VLP LAW GROUP LLP & Design (the “VLP Design Mark”) with the U.S. Patent and Trademark Office on August 1, 2011 (“VLP Application 2”). VLP Application 2 was assigned Serial No. 85/385,746, and was published for opposition in the Trademark Official Gazette of January 24, 2012. (Collectively, VLP Application 1 and VLP Application 2 hereinafter referred to as the “Applications”).

4) Applicant filed its Applications based on Section 1(a) of the Trademark Act.

5) Opposer provides patent agency and intellectual property consultation services (the “GLP Services”) under the mark GLP (the “GLP Mark”).

6) Opposer has been providing the GLP Services in connection with the GLP Mark since prior to the dates of first use listed on each of the Applications.

7) Opposer owns two registrations with the U.S. Patent and Trademark Office for the GLP Mark: Under Registration No. 3,145,677 for the mark GLP, for the following services in classes 41 and 42: “Arranging and conducting educational conferences; conducting workshops and seminars in industrial property; teaching in the field of industrial property” in class 41, and “Patent agent and industrial property consultation” in class 42; and under Registration No. 3,441,102 for the mark GLP & Design, for the following services in classes 41 and 42: “Arranging and conducting educational conferences; conducting workshops and seminars in industrial property; teaching in the field of industrial property” in class 41, and “Patent agency, namely, patent agent services; industrial property consultation” in class 42 (collectively, the “GLP Registrations”).

8) The GLP Registrations are valid and subsisting on the Principal Register.

9) Opposer relies herein on the GLP Registrations, its common law rights in the GLP Mark and its trade name GLP in opposing the Application.

10) Since Opposer’s initial use of the GLP Mark, Opposer has continuously used, advertised, promoted, and offered the GLP Services to its clients through various trade channels and in commerce, with the result that Opposer’s clients and the general public have come to know and associate the GLP Services with the GLP Mark.

11) Applicant's VLP Word Mark and VLP Design Mark are confusingly similar to Opposer's GLP Mark and the GLP Registrations.

12) The services identified in the Applications are substantially similar, if not identical to, the GLP Services.

13) Applicant's services are promoted through the same and/or similar channels of trade, and/or to the same general class of purchasers, in and to which the GLP Services are marketed and/or sold.

**COUNT I
LIKELIHOOD OF CONFUSION**

14) Continuously since prior to the filing date of the Application, GLP has been, and is now, engaged in advertising, marketing, and providing the GLP Services in commerce under the GLP Mark.

15) Opposer has continuously used the GLP Mark in connection with the GLP Services, and has advertised, promoted, marketed, and used the GLP Mark to identify, designate, and distinguish the GLP Services from those of others.

16) The registration and use of Applicant's VLP Word Mark and VLP Design Mark are likely to cause confusion, mistake and/or will deceive the general public as to the origin, sponsorship, and/or association of Applicant's services with Opposer's GLP Mark, and/or will mislead the general purchasing public into believing that Applicant's services are sold by, emanate from, and/or are in some way, directly or indirectly, associated with Opposer and/or the GLP Mark.

17) Registration sought by the Applicant should be refused pursuant to 15 U.S.C. §§ 1052(d) and 1063 because Opposer has priority of use and priority of registration.

18) If Applicant is granted registration of the Applications, and Applicant obtains such rights as conferred under the Principal Register of the Trademark Act of 1946, Applicant will unlawfully gain an advantage to which it is not entitled under the Trademark Act of 1946, all to the detriment and harm of Opposer.

WHEREFORE, this Opposer, GLP S.r.l., believes and alleges that it will be damaged by registration of Serial Nos. 85/389,484, and 85/385,746 and prays that the present Opposition be sustained and judgment in the present Opposition be entered in favor of Opposer refusing registration of application Serial Nos. 85/389,484, and 85/385,746.

Respectfully submitted,

GLP S.R.L.

A handwritten signature in cursive script that reads "Jeffrey Sladkus".

By: _____

Jeffrey B. Sladkus, Esq.
Attorney for Opposer

Date: May 22, 2012

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

Serial No. 85/389,484

Serial No. 85/385,746

GLP S.R.L.,)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	
VLP LAW GROUP LLP,)	
)	
Applicant.)	

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing NOTICE OF OPPOSITION has been served on Brian M. Davis, Attorney of Record and Correspondent for Applicant, by mailing said copy on May 22, 2012, via First Class Mail, postage prepaid, to:

Brian M. Davis
VLP Law Group LLP
5960 Fairview Rd., Ste. 400
Charlotte, NC 28210-3119



Jeffrey B. Sladkus, Esq.
Attorney for Opposer