

ESTTA Tracking number: **ESTTA487266**

Filing date: **08/03/2012**

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	Paul Frank Industries LLC
Granted to Date of previous extension	08/05/2012
Address	10100 Santa Monica Blvd., Suite 600 Los Angeles, CA 90067 UNITED STATES
Correspondence information	Paul Frank Industries LLC 10100 Santa Monica Blvd., Suite 600 Los Angeles, CA 90067 UNITED STATES jpartin@sabanbrands.com Phone:310-557-5241

Applicant Information

Application No	85386774	Publication date	02/07/2012
Opposition Filing Date	08/03/2012	Opposition Period Ends	08/05/2012
Applicant	Maandi Park MS, LLC 2251 Lake Park Drive Smyrna, GA 30030 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. All goods and services in the class are opposed, namely: Interactive game software, computer game software, electronic game programs, downloadable interactive, computer, video and electronic game programs; computer game software for use on mobile and cellular phones; downloadable electronic newsletters in the field of video games; Computer game application software for mobile phones; downloadable electronic games via the Internet and wireless electronic devices

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
--------------------------------------	----------------------------

Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	3999115	Application Date	03/05/2010
Registration Date	07/19/2011	Foreign Priority Date	NONE
Word Mark	JULIUS		

Design Mark	<h1>JULIUS</h1>
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2010/10/01 First Use In Commerce: 2010/10/01 Speakers, namely, audio speakers

Attachments	77951760#TMSN.jpeg (1 page)(bytes) Opposition against TM App 85386774, Mark JULIUS STYLES.pdf (3 pages) (48553 bytes)
-------------	--

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	/Jerod Partin/
Name	Paul Frank Industries LLC
Date	08/03/2012

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

PAUL FRANK INDUSTRIES LLC)	
)	
Opposer,)	
)	
v.)	Opposition No. _____
)	
MAANDI PARK MS)	
)	
Applicant.)	

RE: Application No. 85/386774
MARK: JULIUS STYLES
Applicant: Maandi Park MS, LLC LIMITED LIABILITY COMPANY
Filed: August 2, 2011
Published: February 7, 2012

NOTICE OF OPPOSITION

Dear Sir:

Paul Frank Industries LLC, a Delaware limited liability company, with a place of business at 10100 Santa Monica Blvd., Suite 600, Los Angeles, California 90067 (“Opposer”), hereby states that it will be damaged by registration of the mark JULIUS STYLES, covered by U.S. Application No. 85/386774, owned by Maandi Park MS (“Applicant”), and hereby opposes registration of same.

The grounds for the notice are as follows:

1. Opposer is using and owns a registration for the trademark JULIUS in connection for use on speakers, namely, audio speakers. Opposer’s JULIUS mark was

registered on July 19, 2011 at Registration No. 3999115 in International Class No. 09 and Opposer has made continuous use of that mark since at least as early as October 1, 2010. Opposer's registration of the JULIUS mark is in full force and effect.

2. Applicant filed a U.S. Trademark Application to register the mark JULIUS STYLES (application serial No. 85/386774) ("Applicant's Application") for use in connection with "Interactive game software, computer game software, electronic game programs, downloadable interactive, computer, video and electronic game programs; computer game software for use on mobile and cellular phones; downloadable electronic newsletters in the field of video games; Computer game application software for mobile phones; downloadable electronic games via the Internet and wireless electronic devices" Applicant's Application was published for opposition on February 7, 2012 in the Official Gazette (Trademarks) of the United States Patent and Trademark Office ("USPTO"). Since that time, Opposer has filed multiple extensions with the USPTO to extend the time in which Opposer can file its opposition against Applicant's Application. All of Opposer's extension requests were granted by the USPTO. Accordingly, Opposer has until August 5, 2012 to oppose, and this Notice of Opposition is, therefore, being timely filed today, August 3, 2012.

3. If Applicant's Application matures to registration, the registration will interfere with Opposer's use and registration of its JULIUS mark, and is likely to cause irreparable damage to the goodwill and consumer recognition that Opposer has built up in Opposer's JULIUS mark.

WHEREFORE, Opposer prays that said Application Serial No. 85/386774 be rejected, that no registration be issued thereon to Applicant, and that this opposition be sustained in favor of Opposer.

Opposer has paid the requisite filing fee prescribed by 37 C.F.R. § 2.6(a)(17) in connection with filing this Notice of Opposition.

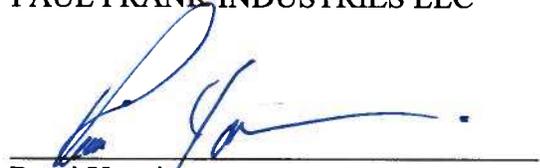
All correspondence relating to this matter should be directed to the undersigned Opposer.

Respectfully submitted,

PAUL FRANK INDUSTRIES LLC

Dated: August 3, 2012

By:



Rami Yanni
Senior Vice President of Business & Legal
Affairs [Opposer]

PAUL FRANK INDUSTRIES LLC
10100 Santa Monica Blvd., Suite 600
Los Angeles, CA 90067
Telephone: (310) 557-5223