

ESTTA Tracking number: **ESTTA541086**

Filing date: **05/31/2013**

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	Ptero IP LLC		
Entity	Limited Liability Company	Citizenship	Wyoming
Address	1621 Central Ave. Cheyenne, WY 82001 UNITED STATES		

Attorney information	Tanya L. Chaney Sutton McAughan Deaver PLLC Three Riverway Suite 900 Houston, TX 77056 UNITED STATES khaggard@smd-iplaw.com Phone:713.800.5700		
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Applicant Information

Application No	85660950	Publication date	05/28/2013
Opposition Filing Date	05/31/2013	Opposition Period Ends	06/27/2013
Applicant	Assets In Order, Inc. 7515 Apache Plume Houston, TX 77071 UNITED STATES		

Goods/Services Affected by Opposition

Class 042. All goods and services in the class are opposed, namely: Application service provider featuring application programming interface (API) software for use in communicating records to customer or customer's designee upon qualified demand
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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.	4087729	Application Date	06/13/2011
Registration Date	01/17/2012	Foreign Priority Date	NONE
Word Mark	LEGACY VAULT		
Design Mark			
Description of Mark	NONE		

Goods/Services	Class 039. First use: First Use: 2011/04/08 First Use In Commerce: 2011/04/08 Providing a website for the electronic storage of personal data, emails, pictures, and videos
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Attachments	Ptero_1.pdf(36449 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	/Tanya L. Chaney/
Name	Tanya L. Chaney
Date	05/31/2013

Ptero IP LLC believes that it will be damaged by registration of the mark shown in the above-identified application of Assets in Order, Inc., 7515 Apace Plume, Houston, Texas 77071, and hereby opposes the same.

The grounds for opposition are as follows: Likelihood of confusion and priority based on Ptero IP LLC's Trademark Registration No. 4087729 for the mark LEGACY VAULT.