

ESTTA Tracking number: **ESTTA598364**

Filing date: **04/14/2014**

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    | Stepan Company   |             |          |
| Entity  | Corporation  | Citizenship | Delaware |
| Address | 22 West Frontage Road<br>Northfield, IL 60093<br>UNITED STATES |             |          |

|                            |   |
|----------------------------|---|
| Correspondence information | Ronald A DiCerbo<br>McAndrews, Held & Malloy<br>500 West Madison 34th Floor<br>Chicago, IL 60661<br>UNITED STATES<br>rdicerbo@mcandrews-ip.com Phone:3127758000 |
|----------------------------|---|

**Applicant Information**

|                        |  |                        |            |
|------------------------|--|------------------------|------------|
| Application No         | 79140926   | Publication date       | 03/18/2014 |
| Opposition Filing Date | 04/14/2014   | Opposition Period Ends | 04/17/2014 |
| Applicant              | ISHIHARA SANGYO KAISHA, LTD.<br>3-15, Edobori, 1-Chome<br>JPX<br>JPX |                        |            |

**Goods/Services Affected by Opposition**

|   |
|---|
| Class 005. First Use: 0 First Use In Commerce: 0<br>All goods and services in the class are opposed, namely: Herbicides; insecticides for agricultural purposes; nematocides for agricultural purposes; fungicides for agricultural purposes; fumigants for agricultural purposes; rodenticides for agricultural purposes; insect-repellents for agricultural purposes; antiseptics for agricultural purposes |
|---|

**Grounds for Opposition**

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

**Marks Cited by Opposer as Basis for Opposition**

|                       |            |                       |            |
|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 2691918    | Application Date      | 05/16/2000 |
| Registration Date     | 03/04/2003 | Foreign Priority Date | NONE       |
| Word Mark             | STEPAN     |                       |            |

|                     |  |
|---------------------|--|
| Design Mark         | <b>STEPAN</b>  |
| Description of Mark | NONE   |
| Goods/Services      | Class 001. First use: First Use: 1954/07/01 First Use In Commerce: 1954/07/01<br>Chemicals and chemical compositions, namely surfactants, emollients, emulsifiers and polymers, for use in these industries; adhesive, agricultural, automobile,boating, coating, construction, cosmetic, detergent, elastomer, food, insulation, personal care, pharmaceutical, plastic, sealant, soap and textile<br>Class 003. First use: First Use: 1940/02/01 First Use In Commerce: 1940/02/01<br>All purpose industrial cleaning detergents |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 1034168   | Application Date      | 08/26/1974 |
| Registration Date     | 02/24/1976  | Foreign Priority Date | NONE       |
| Word Mark             | STEPAN  |                       |            |
| Design Mark           |    |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1974/04/01 First Use In Commerce: 1974/04/01<br>CHEMICALS AND CHEMICAL COMPOSITIONS FOR USE IN GENERAL INDUSTRIAL ARTS<br>Class 002. First use: First Use: 1974/04/01 First Use In Commerce: 1974/04/01<br>PAINTS AND PROTECTIVE COATINGS FOR USE IN MARINE AND AUTOMOTIVE APPLICATIONS AND IN THE GENERAL INDUSTRIAL ARTS<br>Class 003. First use: First Use: 1974/04/01 First Use In Commerce: 1972/01/02<br>[ INDUSTRIAL DETERGENT CLEANING COMPOSITIONS AND INDUSTRIAL SOAPS ] |                       |            |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 700332  | Application Date      | 03/30/1959 |
| Registration Date     | 07/05/1960  | Foreign Priority Date | NONE       |
| Word Mark             | STEPANATE   |                       |            |
| Design Mark           |   |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1956/06/00 First Use In Commerce: 1956/06/00<br>Sodium Toluene Sulfonate and Sodium Xylene Sulfonate |                       |            |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 1330347   | Application Date      | 08/05/1983 |
| Registration Date     | 04/16/1985  | Foreign Priority Date | NONE       |
| Word Mark             | STEPANFOAM  |                       |            |
| Design Mark           |   |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1973/12/21 First Use In Commerce: 1974/01/04 Polyurethane Resin and Isocyanate Components for Mixture to Provide a Cellular Plastic Foam Structure |                       |            |

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 1278476  | Application Date      | 06/09/1982 |
| Registration Date     | 05/22/1984   | Foreign Priority Date | NONE       |
| Word Mark             | STEPANFORM   |                       |            |
| Design Mark           |  |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1981/11/20 First Use In Commerce: 1981/11/20 Blends of Surfactants for Industrial Use |                       |            |

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 1593709  | Application Date      | 04/12/1989 |
| Registration Date     | 05/01/1990   | Foreign Priority Date | NONE       |
| Word Mark             | STEPAN-MILD  |                       |            |
| Design Mark           |  |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1987/06/26 First Use In Commerce: 1987/06/26 SURFACTANT USED IN THE MANUFACTURE OF PERSONAL CARE AND SKIN CARE PRODUCTS |                       |            |

|                       |  |                       |            |
|-----------------------|--|-----------------------|------------|
| U.S. Registration No. | 553048   | Application Date      | 03/28/1950 |
| Registration Date     | 01/08/1952   | Foreign Priority Date | NONE       |
| Word Mark             | STEPANOL   |                       |            |
| Design Mark           |  |                       |            |
| Description of Mark   | NONE   |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1949/11/09 First Use In Commerce: 1949/11/22 LAURYL SULFATE |                       |            |

|                       |            |                  |            |
|-----------------------|------------|------------------|------------|
| U.S. Registration No. | 1379902    | Application Date | 06/14/1985 |
| Registration Date     | 01/28/1986 | Foreign Priority | NONE       |

|                     |   |      |  |
|---------------------|---|------|--|
|                     |   | Date |  |
| Word Mark           | STEPANPOL   |      |  |
| Design Mark         |   |      |  |
| Description of Mark | NONE  |      |  |
| Goods/Services      | Class 001. First use: First Use: 1968/01/18 First Use In Commerce: 1968/01/18 ORGANIC AND SYNTHETICALLY DERIVED POLYOLS FOR USE IN FOAMS, MOLDING MATERIALS, PAINTS, ADHESIVES, POLYMERS AND ELASTOMERS |      |  |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 3095539   | Application Date      | 06/07/2005 |
| Registration Date     | 05/23/2006  | Foreign Priority Date | NONE       |
| Word Mark             | STEPANQUAT  |                       |            |
| Design Mark           |   |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1985/11/21 First Use In Commerce: 1985/11/21 Cationic Surfactants used in the manufacture of personal care and skin care products for use as a component thereof |                       |            |

|                       |   |                       |            |
|-----------------------|---|-----------------------|------------|
| U.S. Registration No. | 1278478   | Application Date      | 06/09/1982 |
| Registration Date     | 05/22/1984  | Foreign Priority Date | NONE       |
| Word Mark             | STEPANTAN   |                       |            |
| Design Mark           |   |                       |            |
| Description of Mark   | NONE  |                       |            |
| Goods/Services        | Class 001. First use: First Use: 1981/04/29 First Use In Commerce: 1981/04/29 Sulfonated Surfactants for Industrial Use |                       |            |

|                       |            |                       |            |
|-----------------------|------------|-----------------------|------------|
| U.S. Registration No. | 1625492    | Application Date      | 01/29/1990 |
| Registration Date     | 12/04/1990 | Foreign Priority Date | NONE       |
| Word Mark             | STEPANTEX  |                       |            |
| Design Mark           |            |                       |            |
| Description of        | NONE       |                       |            |

|                |  |
|----------------|--|
| Mark           |  |
| Goods/Services | Class 001. First use: First Use: 1989/01/12 First Use In Commerce: 1989/01/12 chemicals for use in the textile processing industry |

|             |   |
|-------------|---|
| Attachments | 76049589#TMSN.gif( bytes )<br>73030375#TMSN.gif( bytes )<br>78645398#TMSN.jpeg( bytes )<br>Notice of Opposition - Appl. No. 79140926.pdf(1289423 bytes )<br>Exhibit A - 2691918.pdf(25839 bytes )<br>Exhibit B - 1034168.pdf(25250 bytes )<br>Exhibit C - 700332.pdf(17218 bytes )<br>Exhibit D - 1330347.pdf(43059 bytes )<br>Exhibit E - 1278476.pdf(13879 bytes )<br>Exhibit F - 1593709.pdf(18131 bytes )<br>Exhibit G - 553048.pdf(71533 bytes )<br>Exhibit H - 1379902.pdf(16024 bytes )<br>Exhibit I - 3095539.pdf(18818 bytes )<br>Exhibit J - 1278478.pdf(14049 bytes )<br>Exhibit K - 1625492.pdf(13607 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 | /RAD/            |
| Name      | Ronald A DiCerbo |
| Date      | 04/14/2014       |

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

In the matter of:

Trademark Application No. 79140926  
Filing Date: October 23, 2013  
Mark: TEPPAN  
Publication Date: March 18, 2014

STEPAN COMPANY,

Opposer,

v.

ISHIHARA SANGYO KAISHA, LTD.,

Applicant.

Opposition No. \_\_\_\_\_

NOTICE OF OPPOSITION

Opposer STEPAN COMPANY ("Opposer") believes that it will be damaged by the registration of the trademark TEPPAN ("Applicant's Mark") as set forth in U.S. Application Serial No. 79140926 (the "Application") filed by ISHIHARA SANGYO KAISHA, LTD. ("Applicant"). Accordingly, Opposer hereby opposes registration of Applicant's Mark pursuant to Section 13 of the Trademark Act of 1946 (15 U.S.C. § 1063).

As grounds for this Opposition, Opposer states:

1. Opposer is a corporation organized and existing under the laws of the State of Delaware.

2. Opposer's principal office is located at 22 West Frontage Road, Northfield, Illinois 60093.

3. Opposer has adopted and is using the trademark STEPAN for use on or in connection with various chemicals and chemical compositions.

4. Opposer has been continuously using the STEPAN trademark on or in connection with chemicals and chemical compositions at least as early as 1940.

5. To protect its rights, Opposer owns U.S. Trademark Registration No. 2691918 for use of the mark STEPAN on or in connection with "[c]hemicals and chemical compositions, namely surfactants, emollients, emulsifiers and polymers, for use in these industries; adhesive, agricultural, automobile, boating, coating, construction, cosmetic, detergent, elastomer, food, insulation, personal care, pharmaceutical, plastic, sealant, soap and textile" in Class 1 and "[a]ll purpose industrial cleaning detergents" in Class 3. U.S. Trademark Registration No. 2691918 was filed on May 16, 2000, registered on March 4, 2003, and was granted incontestability on May 16, 2008. A copy of the foregoing registration is attached as Exhibit A.

6. Opposer has been continuously using the mark STEPAN on or in connection with "[c]hemicals and chemical compositions, namely surfactants, emollients, emulsifiers and polymers, for use in these industries; adhesive, agricultural, automobile, boating, coating, construction, cosmetic, detergent, elastomer, food, insulation, personal care, pharmaceutical, plastic, sealant, soap and textile" in Class 1 at least as early as July 1, 1954.

7. Opposer has been continuously using the mark STEPAN on or in connection with "[a]ll purpose industrial cleaning detergents" in Class 3 since at least as

early as February 1, 1940.

8. Opposer is the owner of U.S. Trademark Registration No. 1034168 for use of the mark STEPAN and Design on or in connection with “[c]hemicals and chemical compositions for use in general industrial arts” in Class 1. U.S. Trademark Registration No. 1034168 was filed on August 26, 1974, registered on February 24, 1976, and was granted incontestability on July 24, 1981. A copy of the foregoing registration is attached as Exhibit B.

9. Opposer has been continuously using the mark STEPAN and Design on or in connection with “[c]hemicals and chemical compositions for use in general industrial arts” in Class 1 since at least as early as April 1, 1974.

10. Opposer is the owner of U.S. Trademark Registration No. 700332 for use of the mark STEPANATE on or in connection with “[s]odium toluene sulfonate and sodium xylene sulfonate” in Class 1. U.S. Trademark Registration No. 700332 was filed on March 30, 1959, registered on July 5, 1960, and was granted incontestability on August 19, 1965. A copy of the foregoing registration is attached as Exhibit C.

11. Opposer has been continuously using the mark STEPANATE on or in connection with “[s]odium toluene sulfonate and sodium xylene sulfonate” in Class 1 since at least as early as June 1956.

12. Opposer is the owner of U.S. Trademark Registration No. 1330347 for use of the mark STEPANFOAM on or in connection with “[p]olyurethane resin and isocyanate components for mixture to provide a cellular plastic foam structure” in Class 1. U.S. Trademark Registration No. 1330347 was filed on August 5, 1983, registered on April 16, 1985, and was granted incontestability on June 11, 1990. A copy of the

foregoing registration is attached as Exhibit D.

13. Opposer has been continuously using the mark STEPANFOAM on or in connection with “[p]olyurethane resin and isocyanate components for mixture to provide a cellular plastic foam structure” in Class 1 since at least as early as January 4, 1974.

14. Opposer is the owner of U.S. Trademark Registration No. 1278476 for use of the mark STEPANFORM on or in connection with “[b]lends of surfactants for industrial use” in Class 1. U.S. Trademark Registration No. 1278476 was filed on June 9, 1982, registered on May 22, 1984, and was granted incontestability on December 26, 1989. A copy of the foregoing registration is attached as Exhibit E.

15. Opposer has been continuously using the mark STEPANFORM on or in connection with “[b]lends of surfactants for industrial use” in Class 1 since at least as early as November 20, 1981.

16. Opposer is the owner of U.S. Trademark Registration No. 1593709 for use of the mark STEPAN-MILD on or in connection with “[s]urfactant used in the manufacture of personal care and skin care products” in Class 1. U.S. Trademark Registration No. 1593709 was filed on April 12, 1989, registered on May 1, 1990, and was granted incontestability on August 26, 1996. A copy of the foregoing registration is attached as Exhibit F.

17. Opposer has been continuously using the mark STEPAN-MILD on or in connection with “[s]urfactant used in the manufacture of personal care and skin care products” in Class 1 since at least as early as June 26, 1987.

18. Opposer is the owner of U.S. Trademark Registration No. 553048 for use of the mark STEPANOL on or in connection with “[l]auryl sulfate” in Class 1. U.S.

Trademark Registration No. 553048 was filed on March 28, 1950, registered on January 8, 1952, and was granted incontestability on April 4, 1957. A copy of the foregoing registration is attached as Exhibit G.

19. Opposer has been continuously using the mark STEPANOL on or in connection with “[l]auryl sulfate” in Class 1 since at least as early as November 22, 1949.

20. Opposer is the owner of U.S. Trademark Registration No. 1379902 for use of the mark STEPANPOL on or in connection with “[o]rganic and synthetically derived polyols for use in foams, molding materials, paints, adhesives, polymers and elastomers” in Class 1. U.S. Trademark Registration No. 1379902 was filed on June 14, 1985, registered on January 28, 1986, and was granted incontestability on April 27, 1992. A copy of the foregoing registration is attached as Exhibit H.

21. Opposer has been continuously using the mark STEPANPOL on or in connection with “[o]rganic and synthetically derived polyols for use in foams, molding materials, paints, adhesives, polymers and elastomers” in Class 1 since at least as early as January 18, 1968.

22. Opposer is the owner of U.S. Trademark Registration No. 3095539 for use of the mark STEPANQUAT on or in connection with “[c]ationic surfactants used in the manufacture of personal care and skin care products for use as a component thereof” in Class 1. U.S. Trademark Registration No. 3095539 was filed on June 7, 2005, registered on May 23, 2006, and was granted incontestability on April 21, 2012. A copy of the foregoing registration is attached as Exhibit I.

23. Opposer has been continuously using the mark STEPANQUAT on or in

connection with “[c]ationic surfactants used in the manufacture of personal care and skin care products for use as a component thereof” in Class 1 since at least as early as November 21, 1985.

24. Opposer is the owner of U.S. Trademark Registration No. 1278478 for use of the mark STEPANTAN on or in connection with “[s]ulfonated surfactants for industrial use” in Class 1. U.S. Trademark Registration No. 1278478 was filed on June 9, 1982, registered on May 22, 1984, and was granted incontestability on January 2, 1990. A copy of the foregoing registration is attached as Exhibit J.

25. Opposer has been continuously using the mark STEPANTAN on or in connection with “[s]ulfonated surfactants for industrial use” in Class 1 since at least as early as April 29, 1981.

26. Opposer is the owner of U.S. Trademark Registration No. 1625492 for use of the mark STEPANTEX on or in connection with “[c]hemicals for use in the textile processing industry” in Class 1. U.S. Trademark Registration No. 1625492 was filed on January 29, 1990, registered on December 4, 1990, and was granted incontestability on October 1, 1996. A copy of the foregoing registration is attached as Exhibit K.

27. Opposer has been continuously using the mark STEPANTEX on or in connection with “[c]hemicals for use in the textile processing industry” in Class 1 since at least as early as January 12, 1989.

28. Applicant seeks registration of the trademark TEPPAN for use on or in connection with “[h]erbicides; insecticides for agricultural purposes; nematocides for agricultural purposes; fungicides for agricultural purposes; fumigants for agricultural purposes; rodenticides for agricultural purposes; insect-repellents for agricultural

purposes: antiseptics for agricultural purposes” in Class 5.

29. On October 23, 2013, Applicant filed its application to register the TEPPAN trademark. This Application was and is based on Applicant’s International Registration No. 1188003. The Application was published for opposition on March 18, 2014.

30. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s July 1, 1954, first use date of the STEPAN mark in Class 1.

31. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s February 1, 1940, first use date of the STEPAN mark in Class 3.

32. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s April 1, 1974, first use date of the STEPAN and Design mark.

33. 32. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s June 1956, first use date of the STEPANATE mark.

34. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s January 4, 1974, first use date of the STEPANFOAM mark.

35. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer’s November 20, 1981, first use date of the STEPANFORM mark.

36. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's June 26, 1987, first use date of the STEPAN-MILD mark.

37. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's November 22, 1949, first use date of the STEPANOL mark.

38. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's January 18, 1968, first use date of the STEPANPOL mark.

39. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's November 21, 1985, first use date of the STEPANQUAT and Design mark.

40. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's April 29, 1981, first use date of the STEPANTAN mark.

41. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to Opposer's January 12, 1989, first use date of the STEPANTEX mark.

42. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the May 16, 2000, filing date of the application that matured in to Opposer's Reg. No. 2691918.

43. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the August 26, 1974, filing date of the

application that matured in to Opposer's Reg. No. 1034168.

44. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the March 30, 1959, filing date of the application that matured in to Opposer's Reg. No. 700332.

45. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the August 5, 1983, filing date of the application that matured in to Opposer's Reg. No. 1330347.

46. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the June 9, 1982, filing date of the application that matured in to Opposer's Reg. No. 1278476.

47. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the April 12, 1989, filing date of the application that matured in to Opposer's Reg. No. 1593709.

48. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the March 28, 1950, filing date of the application that matured in to Opposer's Reg. No. 553048.

49. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the June 14, 1985, filing date of the application that matured in to Opposer's Reg. No. 1379902.

50. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the June 7, 2005, filing date of the application that matured in to Opposer's Reg. No. 3095539.

51. On information and belief, Applicant had not commenced use of the

TEPPAN mark in the United States prior to the June 9, 1982, filing date of the application that matured in to Opposer's Reg. No. 1278478.

52. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the January 29, 1990, filing date of the application that matured in to Opposer's Reg. No. 1625492.

53. On information and belief, Applicant had not commenced use of the TEPPAN mark in the United States prior to the October 23, 2013, filing date of Application Serial No. 79140926 for the mark TEPPAN.

54. On information and belief, Applicant has never used the TEPPAN mark in the United States for any goods or services.

55. There is no issue of priority, as Opposer enjoys prior rights.

56. Opposer is a global manufacturer of specialty and intermediate chemicals used in consumer products and industrial applications. Opposer is a leading merchant producer of surfactants, which are emulsifiers critical to the spreading of insecticides and herbicides. Opposer produces biocidal quaternary compounds as well.

57. Opposer's sales in 2013 of products under the STEPAN, STEPAN and Design, STEPANATE, STEPANFOAM, STEPANFORM, STEPAN-MILD, STEPANOL, STEPANPOL, STEPANQUAT, STEPANTAN, and STEPANTEX trademarks (collectively, the "Stepan Trademarks") exceeded 1 billion dollars.

58. Opposer has extensively advertised products identified by the STEPAN trademark to the general public, customers, and prospective customers in various media, including national print publications and the Internet.

59. Opposer has extensively advertised products identified by the Stepan Trademarks to the general public, customers, and prospective customers in various media, including national print publications and the Internet.

60. By virtue of its extensive sales and promotion, Opposer's STEPAN mark has become well-known to the general public indicating source in the Opposer.

61. By virtue of its extensive sales and promotion, Opposer's Stepan Trademarks have become well-known to the general public indicating source in the Opposer.

62. Applicant's TEPPAN mark is nearly identical to Opposer's STEPAN mark in appearance, sound, and commercial impression.

63. Applicant's TEPPAN mark is nearly identical to Opposer's Stepan Trademarks in appearance, sound, and commercial impression.

64. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN are highly related.

65. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN are highly related.

66. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN overlap.

67. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for

TEPPAN overlap.

68. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN are complementary.

69. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN are complementary.

70. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN are likely to be sold through the same channels of trade.

71. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN are likely to be sold through the same channels of trade.

72. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN may be sold through the same channels of trade.

73. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN may be sold through the same channels of trade.

74. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN are likely to be sold to the same class of consumers.

75. The goods in connection with which Opposer uses and has registered

the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN are likely to be sold to the same class of consumers.

76. The goods in connection with which Opposer uses and has registered the STEPAN mark and the goods covered by Application Ser. No. 79140926 for TEPPAN may be sold to the same class of consumers.

77. The goods in connection with which Opposer uses and has registered the Stepan Trademarks and the goods covered by Application Ser. No. 79140926 for TEPPAN may be sold to the same class of consumers.

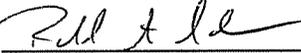
78. The use and registration by Applicant of the TEPPAN mark for the goods covered by Application Ser. No. 79140926 is likely to cause confusion, mistake, or deception by having the public and prospective purchasers erroneously assume or believe that Applicant's goods emanate from Opposer, or are in some way endorsed, sponsored, or otherwise associated or connected with Opposer and Opposer's prior used and registered Stepan Trademarks all to the public's and Opposer's irreparable damage.

For the reasons set forth above, Opposer believes and avers that it will be damaged by registration of Application Ser. No. 79140926 for use of the TEPPAN mark on the goods identified in Class 5. Accordingly, Opposer prays that this opposition be sustained and that Applicant be refused registration of the TEPPAN mark for the goods set forth in App. Serial No. 79140926.

This Notice of Opposition is submitted with the requisite filing fee. Should additional fees be required, please charge them to the deposit account of Opposer's counsel, No. 13-0017.

Respectfully submitted,

Date: April 14, 2014

By:  \_\_\_\_\_

Ronald A DiCerbo  
McAndrews, Held & Malloy, Ltd.  
34th Floor  
500 West Madison Street  
Chicago, Illinois 60661  
Telephone: (312) 775-8000

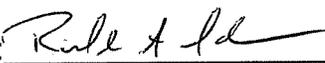
*Attorneys for Opposer  
Stepan Company*

## CERTIFICATE OF SERVICE

I hereby certify that on the date indicated below, a copy of the foregoing NOTICE OF OPPOSITION was served upon Applicant's counsel by depositing same with the United States Postal Service as First Class Mail in an envelope addressed as follows:

Harakenzo World Patent & Trademark  
Daiwa Minamimorimachi Building  
2-6, Tenjinbashi 2-chome Kita  
Osaka 530-0041  
JAPAN

Date: April 14, 2014

By: 

**Int. Cls.: 1 and 3**

**Prior U.S. Cls.: 1, 4, 5, 6, 10, 26, 46, 50, 51 and 52**

**Reg. No. 2,691,918**

**United States Patent and Trademark Office**

**Registered Mar. 4, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPAN**

STEPAN COMPANY (DELAWARE CORPORATION)  
22 WEST FRONTAGE ROAD  
NORTHFIELD, IL 60093

FOR: CHEMICALS AND CHEMICAL COMPOSITIONS, NAMELY SURFACTANTS, EMOLLIENTS, EMULSIFIERS AND POLYMERS, FOR USE IN THESE INDUSTRIES; ADHESIVE, AGRICULTURAL, AUTOMOBILE, BOATING, COATING, CONSTRUCTION, COSMETIC, DETERGENT, ELASTOMER, FOOD, INSULATION, PERSONAL CARE, PHARMACEUTICAL, PLASTIC, SEALANT, SOAP AND TEXTILE, IN CLASS 1 (U.S. CLS. 1, 5, 6, 10, 26 AND 46).

FIRST USE 7-1-1954; IN COMMERCE 7-1-1954.

FOR: ALL PURPOSE INDUSTRIAL CLEANING DETERGENTS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 2-1-1940; IN COMMERCE 2-1-1940.

OWNER OF U.S. REG. NOS. 553,048, 1,747,986 AND OTHERS.

SEC. 2(F).

SER. NO. 76-049,589, FILED 5-16-2000.

BRIAN BROWN, EXAMINING ATTORNEY

Int. Cl.: 1, 2, 3

Prior U.S. Cl.: 6, 16, 52

United States Patent Office

Reg. No. 1,034,168

Registered Feb. 24, 1976

**TRADEMARK**

Principal Register

**Stepan** 

Stepan Chemical Company (Delaware corporation)  
Edens and Winnetka  
Northfield, Ill. 60093

For: CHEMICALS AND CHEMICAL COMPOSITIONS FOR USE IN GENERAL INDUSTRIAL ARTS, in CLASS 1 (U.S. CL. 6).

For: PAINTS AND PROTECTIVE COATINGS FOR USE IN MARINE AND AUTOMOTIVE APPLICATIONS AND IN THE GENERAL INDUSTRIAL ARTS, in CLASS 2 (U.S. CL. 16).

For: INDUSTRIAL DETERGENT CLEANING COMPOSITIONS AND INDUSTRIAL SOAPS, in CLASS 3 (U.S. CL. 52).

First use Apr. 1, 1974; in commerce Apr. 1, 1974; Feb. 1, 1940, as to "Stepan."  
Owner of Reg. Nos. 574,895, 750,715, and others.

Ser. No. 30,375, filed Aug. 26, 1974.

D. SHALLANT, Examiner

# United States Patent Office

700,332  
Registered July 5, 1960

## PRINCIPAL REGISTER Trademark

Ser. No. 70,550, filed Mar. 30, 1959

### STEPANATE

Stepan Chemical Company (Delaware corporation)  
427 W. Randolph St.  
Chicago, Ill., assignee of  
Stepan Chemical Company (Illinois corporation)  
Chicago 6, Ill.

For: SODIUM TOLUENE SULFONATE AND SO-  
DIUM XYLENE SULFONATE, in CLASS 6.  
First use in June 1956; in commerce in June 1956.  
Owner of Reg. Nos. 394,691, 553,048, and 574,895.

COMB. AFF. SEC 8 & 15  
AUG - 5 1965

Int. Cl.: 1

Prior U.S. Cl.: 1

**United States Patent and Trademark Office**

**Reg. No. 1,330,347**

Registered Apr. 16, 1985

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANFOAM**

STEPAN COMPANY (DELAWARE CORPORATION)  
EDENS AND WINNETKA RD.  
NORTHFIELD, IL 60093 , BY CHANGE OF  
NAME FROM STEPAN CHEMICAL COMPANY  
(DELAWARE CORPORATION) NORTH-  
FIELD, IL

PROVIDE A CELLULAR PLASTIC FOAM  
STRUCTURE, IN CLASS 1 (U.S. CL. 1).

FIRST USE 12-21-1973; IN COMMERCE  
1-4-1974.

SER. NO. 437,966, FILED 8-5-1983.

FOR: POLYURETHANE RESIN AND ISO-  
CYANATE COMPONENTS FOR MIXTURE TO

MICHAEL MURPHY, EXAMINING ATTORNEY

Int. Cl.: 1

Prior U.S. Cl.: 1

**United States Patent and Trademark Office**

**Reg. No. 1,330,347**

Registered Apr. 16, 1985

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANFOAM**

STEPAN COMPANY (DELAWARE CORPORATION)  
EDENS AND WINNETKA RD.  
NORTHFIELD, IL 60093 , BY CHANGE OF  
NAME FROM STEPAN CHEMICAL COMPANY  
(DELAWARE CORPORATION) NORTH-  
FIELD, IL

PROVIDE A CELLULAR PLASTIC FOAM  
STRUCTURE, IN CLASS 1 (U.S. CL. 1).

FIRST USE 12-21-1973; IN COMMERCE  
1-4-1974.

SER. NO. 437,966, FILED 8-5-1983.

FOR: POLYURETHANE RESIN AND ISO-  
CYANATE COMPONENTS FOR MIXTURE TO

MICHAEL MURPHY, EXAMINING ATTORNEY

**Int. Cl.: 1**

**Prior U.S. Cl.: 6**

**United States Patent and Trademark Office**

**Reg. No. 1,278,476**

**Registered May 22, 1984**

**TRADEMARK**  
**Principal Register**

**STEPANFORM**

Stepan Chemical Company (Delaware corporation)  
Edens & Winnetka  
Northfield, Ill. 60093

For: BLENDS OF SURFACTANTS FOR INDUSTRIAL USE, in CLASS 1 (U.S. Cl. 6).

First use Nov. 20, 1981; in commerce Nov. 20, 1981.

Owner of U.S. Reg. Nos. 553,048, 574,895 and 750,715.

Ser. No. 368,723, filed Jun. 9, 1982.

GARY L. SHAFFER, Examining Attorney

**Int. Cl.: 1**

**Prior U.S. Cl.: 6**

**United States Patent and Trademark Office** **Reg. No. 1,593,709**  
**Registered May 1, 1990**

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPAN-MILD**

STEPAN COMPANY (DELAWARE CORPORATION)  
EDENS AND WINNETKA ROAD  
NORTHFIELD, IL 60093

FIRST USE 6-26-1987; IN COMMERCE  
6-26-1987.

OWNER OF U.S. REG. NO. 574,895.

FOR: SURFACTANT USED IN THE MANUFACTURE OF PERSONAL CARE AND SKIN CARE PRODUCTS, IN CLASS 1 (U.S. CL. 6).

SER. NO. 73-792,800, FILED 4-12-1989.

PAUL BURKE, EXAMINING ATTORNEY

Int. Cl.: 1

Prior U.S. Cl.: 6

United States Patent and Trademark Office

Reg. No. 553,048

Registered Jan. 8, 1952

10 Year Renewal

Renewal Term Begins Jan. 8, 1992

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANOL**

STEPAN COMPANY (DELAWARE COR-  
PORATION)  
EDENS & WINNETKA ROAD  
NORTHFIELD, IL 60093, BY ASSIGN-  
MENT AND CHANGE OF NAME  
FROM STEPAN CHEMICAL COMPA-  
NY, THE (ILLINOIS CORPORATION)  
CHICAGO 22, IL

FOR: LAURYL SULFATE, IN CLASS 6  
(INT. CL. 1).

FIRST USE 11-9-1949; IN COMMERCE  
11-22-1949.

SER. NO. 71-594,813, FILED 3-28-1950.

OWNER OF U.S. REG. NO. 394,691.

*In testimony whereof I have hereunto set my hand  
and caused the seal of The Patent and Trademark  
Office to be affixed on Mar. 24, 1992.*

COMMISSIONER OF PATENTS AND TRADEMARKS

Registered Jan. 8, 1952

Registration No. 553,048

**PRINCIPAL REGISTER**  
**Trade-Mark**

**UNITED STATES PATENT OFFICE**

The Stepan Chemical Company, Chicago, Ill.

Act of 1946

Application March 28, 1950, Serial No. 594,813

**STEPANOL**

**STATEMENT**

The Stepan Chemical Company, a corporation duly organized under the laws of the State of Illinois, located and doing business at 1353 N. North Branch Street, Chicago 22, Illinois, has adopted and is using the trade-mark shown in the accompanying drawing, for use on LAURYL SULFATE, in Class 6, Chemicals and chemical compositions, and presents herewith five (5) specimens showing the trade-mark as actually used in connection with such goods, the trade-mark being applied to containers for the goods, and requests that the same be registered in the

United States Patent Office on the Principal Register in accordance with the act of July 5, 1946.

The trade-mark was first used on November 9, 1949, and first used in commerce among the several States which may lawfully be regulated by Congress on November 22, 1949.

The applicant herein is the owner of Trade-Mark Registration No. 394,691, dated April 21, 1942.

THE STEPAN CHEMICAL COMPANY,  
By ALFRED C. STEPAN, Jr.,  
*President.*

FEB 26 1957

Int. Cl.: 1

Prior U.S. Cl.: 6

**United States Patent and Trademark Office** **Reg. No. 1,379,902**  
Registered Jan. 28, 1986

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANPOL**

STEPAN COMPANY (DELAWARE CORPORATION)  
EDENS AND WINNETKA ROAD  
NORTHFIELD, IL 60093

POLYMERS AND ELASTOMERS, IN CLASS 1  
(U.S. CL. 6).  
FIRST USE 1-18-1968; IN COMMERCE  
1-18-1968.

FOR: ORGANIC AND SYNTHETICALLY DERIVED  
POLYOLS FOR USE IN FOAMS, MOLDING  
MATERIALS, PAINTS, ADHESIVES,

SER. NO. 543,011, FILED 6-14-1985.

ROBERT C. CLARK JR., EXAMINING ATTORNEY

**Int. Cl.: 1**

**Prior U.S. Cls.: 1, 5, 6, 10, 26 and 46**

**United States Patent and Trademark Office**

**Reg. No. 3,095,539**

**Registered May 23, 2006**

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANQUAT**

STEPAN COMPANY (DELAWARE CORPORATION)  
LEGAL DEPARTMENT  
22 WEST FRONTAGE ROAD  
NORTHFIELD, IL 60093

FOR: CATIONIC SURFACTANTS USED IN THE  
MANUFACTURE OF PERSONAL CARE AND SKIN  
CARE PRODUCTS FOR USE AS A COMPONENT  
THEREOF, IN CLASS 1 (U.S. CLS. 1, 5, 6, 10, 26 AND  
46).

FIRST USE 11-21-1985; IN COMMERCE 11-21-1985.

THE MARK CONSISTS OF STANDARD CHAR-  
ACTERS WITHOUT CLAIM TO ANY PARTICULAR  
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 78-645,398, FILED 6-7-2005.

DAVID TAYLOR, EXAMINING ATTORNEY

Int. Cl.: 1

Prior U.S. Cl.: 6

**United States Patent and Trademark Office**

**Reg. No. 1,278,478**

Registered May 22, 1984

**TRADEMARK**  
Principal Register

**STEPANTAN**

Stepan Chemical Company (Delaware corporation)  
Edens & Winnetka  
Northfield, Ill. 60093

For: SULFONATED SURFACTANTS FOR INDUSTRIAL USE, in CLASS 1 (U.S. Cl. 6).

First use Apr. 29, 1981; in commerce Apr. 29, 1981.

Owner of U.S. Reg. Nos. 553,048, 574,895 and 750,715.

Ser. No. 368,725, filed Jun. 9, 1982.

GARY L. SHAFFER, Examining Attorney

**Int. Cl.: 1**

**Prior U.S. Cl.: 6**

**United States Patent and Trademark Office**

**Reg. No. 1,625,492**

**Registered Dec. 4, 1990**

**TRADEMARK  
PRINCIPAL REGISTER**

**STEPANTEX**

STEPAN COMPANY (DELAWARE CORPORATION)  
EDENS AND WINNETKA ROAD  
NORTHFIELD, IL 60093

FIRST USE 1-12-1989; IN COMMERCE  
1-12-1989.

SER. NO. 74-023,286, FILED 1-29-1990.

FOR: CHEMICALS FOR USE IN THE TEXTILE  
PROCESSING INDUSTRY, IN CLASS 1  
(U.S. CL. 6).

RACHEL BLUE, EXAMINING ATTORNEY