

ESTTA Tracking number: **ESTTA603110**

Filing date: **05/08/2014**

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	Citrix Systems, Inc.
Granted to Date of previous extension	05/10/2014
Address	851 West Cypress Creek Road Fort Lauderdale, FL 33309 UNITED STATES
Attorney information	Deborah Peckham and Sara Beccia Burns & Levinson LLP 125 Summer Street Boston, MA 02110 UNITED STATES trademarks@burnslev.com Phone:617-345-3000

Applicant Information

Application No	86086992	Publication date	03/11/2014
Opposition Filing Date	05/08/2014	Opposition Period Ends	05/10/2014
Applicant	Direct Information FZC Ras Al Khaimah, UAE P.O Box #10559 Ras Al Khaimah, UNITED ARAB EMIRATES		

Goods/Services Affected by Opposition

Class 038. First Use: 2008/03/15 First Use In Commerce: 2008/03/15

All goods and services in the class are opposed, namely: Providing web forwarding, namely, web site forwarding services; providing emailforwarding, namely email forwarding 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.	2772971	Application Date	02/28/2001
Registration Date	10/14/2003	Foreign Priority Date	NONE
Word Mark	GOTOMYPC		

Design Mark	GOTOMYPC		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2001/02/01 First Use In Commerce: 2001/02/01 software for use on computers and devices for accessing, viewing, and controlling remote computers and devices		

U.S. Registration No.	3172020	Application Date	09/18/2003
Registration Date	11/14/2006	Foreign Priority Date	NONE
Word Mark	GOTOMEETING		
Design Mark	GOTOMEETING		
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2004/04/19 First Use In Commerce: 2004/04/19 Computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computersoftware for facilitating business transactions conducted via electronic communications networks; computer software forcreating, offering, hosting, and delivering online conferences, meetings, demonstrations, tours, presentations, and discussions</p> <p>Class 038. First use: First Use: 2004/04/19 First Use In Commerce: 2004/04/19 telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time informationover global computer communications networks</p> <p>Class 042. First use: First Use: 2004/04/19 First Use In Commerce: 2004/04/19 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations and interactive discussions</p>		

U.S. Registration No.	3213853	Application Date	09/18/2003
Registration Date	02/27/2007	Foreign Priority Date	NONE
Word Mark	GOTOASSIST		
Design Mark			

Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2003/10/23 First Use In Commerce: 2003/10/23 computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computersoftware for facilitating business transactions conducted via electronic communications networks; computer software forcreating, offering, hosting, and delivering online conferences, meetings, demonstrations, tours, presentations, and discussions</p> <p>Class 042. First use: First Use: 2003/10/23 First Use In Commerce: 2003/10/23 application service provider featuring audio and video streaming software for transmitting data, graphics, audio, or video over electronic communications networks</p>

U.S. Registration No.	3469501	Application Date	01/20/2006
Registration Date	07/15/2008	Foreign Priority Date	NONE

Word Mark	GOTOWEBINAR
Design Mark	

Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2006/06/15 First Use In Commerce: 2006/06/15 Computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computersoftware for facilitating business transactions conducted via electronic communications networks; computer software forcreating, offering, hosting, and delivering online conferences, meetings, demonstrations, tours, presentations, and discussions</p> <p>Class 038. First use: First Use: 2006/06/15 First Use In Commerce: 2006/06/15 Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time informationover global computer communications networks</p> <p>Class 042. First use: First Use: 2006/06/15 First Use In Commerce: 2006/06/15 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations and interactive discussions</p>

U.S. Registration No.	3807572	Application Date	03/10/2008
Registration Date	06/22/2010	Foreign Priority Date	NONE
Word Mark	GOTOTRAINING		

Design Mark	GOTOTRAINING
Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2010/02/16 First Use In Commerce: 2010/02/16 Computer software for transmitting documents, data, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions</p> <p>Class 038. First use: First Use: 2010/02/16 First Use In Commerce: 2010/02/16 Telecommunication services, namely, broadcasting a wide variety of meetings, educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, facilitating the sending and receiving of documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services</p> <p>Class 042. First use: First Use: 2010/02/16 First Use In Commerce: 2010/02/16 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions</p>

U.S. Registration No.	4260539	Application Date	03/07/2012
Registration Date	12/18/2012	Foreign Priority Date	NONE

Word Mark	GOTOWEBINAR PREMIER EVENT
Design Mark	GOTOWEBINAR PREMIER EVENT
Description of Mark	NONE
Goods/Services	<p>Class 038. First use: First Use: 2011/10/20 First Use In Commerce: 2011/10/20 Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time information over global computer communications networks</p>

	Class 042. First use: First Use: 2011/10/20 First Use In Commerce: 2011/10/20 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations and interactive discussions
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U.S. Registration No.	3912291	Application Date	02/25/2010
Registration Date	01/25/2011	Foreign Priority Date	NONE
Word Mark	GOTOMANAGE		
Design Mark	GOTOMANAGE		
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2010/07/21 First Use In Commerce: 2010/07/21 software as a service services, namely, hosting software for use by others for use in discovering, monitoring, searching, tracking, analyzing, alerting and reporting data in the fields of information technology management, and for discovering, indexing, identifying, searching, and collaborating on a wide variety of information in a variety of fields		

U.S. Registration No.	4401453	Application Date	07/24/2012
Registration Date	09/10/2013	Foreign Priority Date	NONE
Word Mark	GOTOWEBCAST		
Design Mark	GOTOWEBCAST		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2012/12/00 First Use In Commerce: 2012/12/00 Computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computersoftware creating, offering, hosting and delivering online conferences, meetings, demonstrations, tours, presenta-		

	<p>tions,discussions, trainings and seminars</p> <p>Class 038. First use: First Use: 2012/12/00 First Use In Commerce: 2012/12/00 Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events, real time information, trainings and seminars over global computer communications networks</p> <p>Class 042. First use: First Use: 2012/12/00 First Use In Commerce: 2012/12/00 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations, interactive discussions, trainings and seminars</p>
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U.S. Registration No.	4458102	Application Date	04/01/2013
Registration Date	12/31/2013	Foreign Priority Date	NONE
Word Mark	GOTO		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 042. First use: First Use: 2012/06/26 First Use In Commerce: 2012/06/26 Software as a service featuring software to access remote computers and computing devices, to upload, download and exchange files, to transmit data, graphics, audio and/or video, to create, offer, host, and deliver online conferences, meetings, demonstrations, tours, presentations and discussions, to provide remote support and monitoring tools for information technology, and to provide a content management systems in the fields of online project management, workplace social networking, workplace collaboration, product development, customer relations management, employee recruiting, event and meeting management and workflow management</p>		

U.S. Registration No.	4458101	Application Date	04/01/2013
Registration Date	12/31/2013	Foreign Priority Date	NONE
Word Mark	CITRIX GOTO CLOUD SERVICES		

Design Mark	
Description of Mark	The mark consists of the words "CITRIX GOTO CLOUD SERVICES" beneath a dotted image of a cloud.
Goods/Services	Class 042. First use: First Use: 2012/06/26 First Use In Commerce: 2012/06/26 Software as a service featuring software to access remote computers and computing devices, to upload, download and exchange files, to transmit data, graphics, audio and/or video, to create, offer, host, and deliver online conferences, meetings, demonstrations, tours, presentations and discussions, to provide remote support and monitoring tools for information technology, and to provide a content management systems in the fields of online project management, workplace social networking, workplace collaboration, product development, customer relations management, employee recruiting, event and meeting management and workflow management

U.S. Application No.	85162694	Application Date	10/27/2010
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	GOTOLABS
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 035. First use: First Use: 0 First Use In Commerce: 0 Providing a website for users to present products and services to others for comment in the form of ratings and reviews and to gather feedback in the form of recommendations from those others about those products and services for commercial purposes</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Providing a web-based portal featuring information in the field of telecommunications</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Computer hardware and software consulting services; computer services, namely, providing a web-based portal featuring information in the field of com-</p>
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	puter software development and consulting; computer services, namely, providing a web-based portal for testing and evaluation of computer software and services; providing a website for others to test and evaluate new products and services
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U.S. Application No.	85368999	Application Date	07/12/2011
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	GOTOMYCHAT
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Communications software for connecting consumers with businesses they want to do business with or are doing business with through the businesses' websites; Computer software for use in customer relationship management; Computer software for allowing online communication between consumers and businesses they are conducting business with want to conduct business with; Computer telephony software</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Computer software rental; Developing and updating computer software; Maintenance of computer software; Rental and maintenance of computer software; Rental of computer software; Software as a service (SAAS) services featuring software for use by businesses for their customer services representatives to communicate with consumers in real time on their website</p>
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U.S. Application No.	85497523	Application Date	12/16/2011
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	GOTOMYSTUFF
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Design Mark	
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Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer software for transmitting documents, data, files, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; computer software for use in uploading, downloading and exchanging files between computers</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Telecommunication services, namely, broadcasting a wide variety of meetings, educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, transmission of information for others by sending, receiving, uploading, downloading and exchanging documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; application service provider featuring audio and video streaming software for transmitting data, graphics, audio, files, or video over electronic communications networks; providing a web site that gives computer users the ability to upload, download and exchange files; providing temporary use of on-line, non-downloadable software for use in uploading, downloading and exchanging files between computers</p>

U.S. Application No.	85497537	Application Date	12/16/2011
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GOTOSHARE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer software for transmitting documents, data, files, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; computer software for use in uploading, downloading and exchanging files between computers</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Telecommunication services, namely, broadcasting a wide variety of meetings,</p>		

	<p>educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, transmission of information for others by sending, receiving, uploading, downloading and exchanging documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0</p> <p>Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; application service provider featuring audio and video streaming software for transmitting data, graphics, audio, files, or video over electronic communications networks; providing a web site that gives computer users the ability to upload, download and exchange files; providing temporary use of on-line, non-downloadable software for use in uploading, downloading and exchanging files between computers</p>
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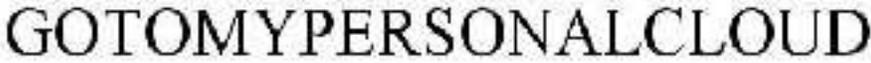
U.S. Application No.	85430682	Application Date	09/23/2011
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	GOTOMYCLOUD
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Computer software for transmitting documents, data, files, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0</p> <p>Telecommunication services, namely, broadcasting a wide variety of meetings, educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, facilitating the sending and receiving of documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0</p> <p>Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; application service provider featuring audio and video streaming software for transmitting data, graphics, audio, files, or video over electronic communications networks</p>
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U.S. Application No.	85430869	Application Date	09/23/2011
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GOTOMYPERSONALCLOUD		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer software for transmitting documents, data, files, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions</p> <p>Class 038. First use: First Use: 0 First Use In Commerce: 0 Telecommunication services, namely, broadcasting a wide variety of meetings, educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, facilitating the sending and receiving of documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions; application service provider featuring audio and video streaming software for transmitting data, graphics, audio, files, or video over electronic communications networks</p>		

Attachments	76219511#TMSN.gif(bytes) 78302384#TMSN.jpeg(bytes) 78795848#TMSN.jpeg(bytes) 77417892#TMSN.jpeg(bytes) 85562873#TMSN.jpeg(bytes) 77945365#TMSN.jpeg(bytes) 85685761#TMSN.jpeg(bytes) 85891455#TMSN.jpeg(bytes) 85891454#TMSN.jpeg(bytes) 85162694#TMSN.jpeg(bytes) 85368999#TMSN.jpeg(bytes) 85497523#TMSN.jpeg(bytes) 85497537#TMSN.jpeg(bytes) 85430682#TMSN.jpeg(bytes) 85430869#TMSN.jpeg(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	/Sara Beccia/
Name	Sara Beccia
Date	05/08/2014

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

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)	
Citrix Systems, Inc.,)	Opposition No. _____
)	Serial No. 86086992
Opposer,)	Mark: GO.TO
)	
v.)	
)	
Direct Information FZC,)	
)	
Applicant.)	
)	
)	

NOTICE OF OPPOSITION

Citrix Systems, Inc., a Delaware corporation, having a place of business at 851 West Cypress Creek Road, Fort Lauderdale, Florida, 33309 (hereinafter "Opposer"), believes that it will be damaged by registration of the mark shown in Application Serial No. 86086992, filed October 9, 2013, in the United States Patent and Trademark Office by the above-referenced Applicant, and hereby opposes same under the provisions of Section 13 of the Trademark Act of 1946, 15 U.S.C. § 1063. The grounds for opposition are as follows:

1. Opposer is a Delaware corporation with a 851 West Cypress Creek Road, Fort Lauderdale, Florida, 33309.
2. Upon information and belief, applicant Direct Information FZC ("Applicant"), is a limited liability company organized under the laws of the United Arab Emirates with an address of Ras Al Khaimah, UAE P.O. Box #10559 Ras Al Khaimah, United Arab Emirates.
3. As set forth in more detail below, Opposer owns and uses a family of GOTO_____ trademarks, each of which begins with the wording "GOTO" (collectively referred to as the "GOTO Marks"). Opposer enjoys rights in its family of GOTO Marks dating back to

at least as early as 2001. After more than ten years of using and promoting its GOTO Marks, each of the GOTO Marks and the family of GOTO Marks as a whole serve and are recognized as source indicators of Opposer's products and services and are uniquely associated with Opposer.

4. Opposer is the owner of U.S. Registration No. 2,772,971 for the trademark GOTOMYPC for and in connection with "software for use on computers and devices for accessing, viewing, and controlling remote computers and devices," in International Class 9, issued on October 14, 2003. Said registration was based on an application filed in the U.S. Patent and Trademark Office on February 28, 2001, and is valid, subsisting and enforceable. Accordingly, Opposer's registration is prima facie evidence of its exclusive right to use the GOTOMYPC mark in commerce.

5. Opposer's GOTOMYPC mark is currently used in connection with all of the goods identified in the above-identified registration, and has been used in connection with such goods since at least as early as February 1, 2001.

6. Opposer is the owner of Registration No. 3,172,020 for the trademark GOTOMEETING for and in connection with "computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computer software for facilitating business transactions conducted via electronic communications networks; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, tours, presentations and discussions" in International Class 9, "telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time information over global computer communications networks" in International Class 38; "computer services, namely, hosting online web facilities for others for conducting online conferences, meetings,

demonstrations, virtual tours, presentations and interactive discussions" in International Class 42, issued on November 14, 2006. Said registration was based on an application filed in the U.S. Patent and Trademark Office on February 28, 2001, and is valid, subsisting and enforceable.

7. Opposer's GOTOMEETING mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as April 29, 2004.

8. Opposer is the owner of Registration No. 3,213,853 for the trademark GOTOASSIST for and in connection with "computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computer software for facilitating business transactions conducted via electronic communications networks; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, tours, presentations and discussions" in International Class 9, and "application service provider featuring audio and video streaming software for transmitting data, graphics, audio, or video over electronic communications networks" in International Class 42, issued on February 27, 2007. Said registration was based on an application filed in the U.S. Patent and Trademark Office on September 18, 2003, and is valid, subsisting and enforceable.

9. Opposer's GOTOASSIST mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as October 23, 2003.

10. Opposer is the owner of Registration No. 3,469,501 for GOTOWEBINAR for and in connection with "Computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computer software for facilitating business transactions conducted via electronic communications networks; computer software for creating, offering,

hosting, and delivering online conferences, meetings, demonstrations, tours, presentations, and discussions” in International Class 9, “Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time information over global computer communications networks” in International Class 38 and “ Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations and interactive discussions” in International Class 42, issued on July 15, 2008. Said registration was based on an application filed in the U.S. Patent and Trademark Office on January 20, 2006, and is valid, subsisting and enforceable.

11. Opposer's GOTOWEBINAR mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as June 15, 2006.

12. Opposer is the owner of Registration No. 3,807,572, for GOTOTRAINING for and in connection with “Computer software for transmitting documents, data, graphics, audio and/or video over electronic communications networks; computer software for web collaboration; computer software for creating, offering, hosting, and delivering online conferences, meetings, demonstrations, presentations, educational courses, and interactive discussions” in International Class 9, “Telecommunication services, namely, broadcasting a wide variety of meetings, educational courses, events and real time information over global computer communications networks; computer and telecommunications-related services, namely, facilitating the sending and receiving of documents, data, messages, images, voice and telephony over global computer communications networks; instant messaging services; web conferencing services” in International Class 38 and “Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, presentations,

educational courses, and interactive discussions” in International Class 42, issued on June 22, 2010. Said registration was based on an application filed in the U.S. Patent and Trademark Office on March 10, 2008, and is valid, subsisting and enforceable.

13. Opposer's GOTOTRAINING mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as February 16, 2010.

14. Opposer is the owner of Registration No. 4,260,539 for GOTOWEBINAR PREMIER EVENT for and in connection with “Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events and real time information over global computer communications networks” in International Class 38 and “ Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations and interactive discussions” in International Class 42, issued on December 18, 2012. Said registration was based on an application filed in the U.S. Patent and Trademark Office on March 7, 2012, and is valid, subsisting and enforceable.

15. Opposer's GOTOWEBINAR PREMIER EVENT mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as October 20, 2011.

16. Opposer is the owner of Registration No. 3,912,291 for GOTOMANAGE for and in connection with “Software as a service services, namely, hosting software for use by others for use in discovering, monitoring, searching, tracking, analyzing, alerting and reporting data in the fields of information technology management, and for discovering, indexing, identifying, searching, and collaborating on a wide variety of information in a variety of fields” in

International Class 42. Said registration was based on an application filed in the U.S. Patent and Trademark Office on February 25, 2010 and is valid, subsisting and enforceable.

17. Opposer is the owner of Registration No. 4,011,497 for GOTOMANAGE for and in connection with “Computer software for use in discovering, monitoring, auditing, searching, tracking, analyzing, alerting and reporting data in the fields of information technology management and remote support” in International Class 9. Said registration was based on an application filed in the U.S. Patent and Trademark Office on November 14, 2010 and is valid, subsisting and enforceable.

18. Opposer's GOTOMANAGE mark is currently used in connection with all of the goods and services identified in the above-identified registrations, and has been used in connection with such goods and services since at least as early as July 21, 2010.

19. Opposer is the owner of Registration No. 4,401,453 for GOTOWEBCAST for and in connection with “Computer software for transmitting data, graphics, audio and/or video over electronic communications networks; computer software creating, offering, hosting and delivering online conferences, meetings, demonstrations, tours, presentations, discussions, trainings and seminars,” in International Class 9, “Telecommunication services, namely, broadcasting a wide variety of programs, meetings, events, real time information, trainings and seminars over global computer communications networks,” in International Class 38 and “Computer services, namely, hosting online web facilities for others for conducting online conferences, meetings, demonstrations, virtual tours, presentations, interactive discussions, trainings and seminars,” issued on September 10, 2013. Said registration was based on an application filed in the U.S. Patent and Trademark Office on July 24, 2012, and is valid, subsisting and enforceable.

20. Opposer's GOTOWEBCAST mark is currently used in connection with all of the goods and services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as December 2012.

21. Opposer is the owner of U.S. Registration No. 4,458,102 for the trademark GOTO for an in connection with “Software as a service featuring software to access remote computers and computing devices, to upload, download and exchange files, to transmit data, graphics, audio and/or video, to create, offer, host, and deliver online conferences, meetings, demonstrations, tours, presentations and discussions, to provide remote support and monitoring tools for information technology, and to provide a content management systems in the fields of online project management, workplace social networking, workplace collaboration, product development, customer relations management, employee recruiting, event and meeting management and workflow management” in International Class 42, issued on December 31, 2013. Said registration was based on an application filed in the U.S. Patent and Trademark Office on April 1, 2013, and is valid, subsisting and enforceable. Accordingly, Opposer's registration is prima facie evidence of its exclusive right to use the GOTO mark in commerce.

22. Opposer's GOTO mark is currently used in connection with all of the services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as June 26, 2012.

23. Opposer is the owner of U.S. Registration No. 4,458,101 for the trademark CITRIX GOTO CLOUD SERVICES and design for an in connection with “Software as a service featuring software to access remote computers and computing devices, to upload, download and exchange files, to transmit data, graphics, audio and/or video, to create, offer, host, and deliver online conferences, meetings, demonstrations, tours, presentations and

discussions, to provide remote support and monitoring tools for information technology, and to provide a content management systems in the fields of online project management, workplace social networking, workplace collaboration, product development, customer relations management, employee recruiting, event and meeting management and workflow management” in International Class 42, issued on December 31, 2013. Said registration was based on an application filed in the U.S. Patent and Trademark Office on April 1, 2013, and is valid, subsisting and enforceable. Accordingly, Opposer's registration is prima facie evidence of its exclusive right to use the CITRIX GOTO CLOUD SERVICES mark in commerce.

24. Opposer's CITRIX GOTO CLOUD SERVICES mark is currently used in connection with all of the services identified in the above-identified registration, and has been used in connection with such goods and services since at least as early as June 26, 2012.

25. Opposer also has pending applications for the marks below:

Mark	Serial No.	Filing Date
GOTOLABS	85162694	October 27, 2010
GOTOMYCHAT	85368999	July 12, 2011
GOTOMYSTUFF	85497523	December 16, 2011
GOTOSHARE	85497537	December 16, 2011
GOTOMYCLOUD	85430682	September 23, 2011
GOTOMYPERSONALCLOUD	85430869	September 23, 2011

26. Opposer also has common law rights in its marks by virtue of its use of its GOTO Marks, included those listed above, in interstate commerce with goods and services in the computing and information technology field.

27. By virtue of, among other things, Opposer's marketing and sales efforts and the high quality of Opposer's products and services, Opposer has gained a valuable reputation in the GOTO Marks. Opposer believes that this family of trademarks including the prefix wording "GOTO" and each of the GOTO Marks serve and are recognized as source indicators of Opposer's products and services.

28. In its application Serial No. 86086992, Applicant seeks registration of the trademark GO.TO for and in connection with "Providing web forwarding, namely, web site forwarding services; providing email forwarding, namely email forwarding services" in International Class 38. Such application was filed on October 9, 2013 based upon Applicant's claim of use in commerce since March 15, 2008.

29. Opposer's actual and constructive dates of first use for at least the marks GOTOMYPC, GOTOMEETING, GOTOASSIST, and GOTOWEBINAR precede Applicant's filing dates, actual use dates, and any dates on which Applicant can rely.

30. Prior to any use in commerce of the GO.TO mark by Applicant, many of the Citrix GOTO Marks were used and promoted together in such a way as to create public perception of the distinctive GOTO characteristic as an indication of Citrix as a source. As such, Citrix's rights in its GOTO Marks predate any use in commerce of the GO.TO mark by Applicant.

31. The GO.TO trademark in application Serial No. 86086992 is confusingly similar to Opposer's GOTO Marks.

32. The services identified in application Serial No. 86086992 are confusingly similar to the goods and services described in Opposer's registrations and applications for the GOTO Marks, and those goods and services offered by Opposer in connection with its family of GOTO

Marks. Such goods and services are likely to be offered to and/or purchased by the same or overlapping classes of customers, and through the same or overlapping channels of trade, so that prospective purchasers and others are likely to be confused as to whether the services offered under the GO.TO trademark emanate from or are in some way affiliated with, sponsored, or approved by Opposer, or are otherwise related to Opposer or Opposer's goods and services, thereby damaging Opposer.

33. Applicant is not entitled to the registration he seeks for the reason, among others, that the trademark GO.TO, for use on or in connection with the services identified in Serial No. 86086992, so resembles Opposer's previously used and registered GOTO Marks as applied to Opposer's goods and services so as to be likely to cause confusion, to cause mistake or to deceive within the meaning of § 2(d) of the Lanham Act, 15 U.S.C. § 1052(d), thereby damaging Opposer.

WHEREFORE Opposer prays that this Notice of Opposition be sustained in favor of Opposer and that Serial No. 86086992 be refused registration.

Respectfully Submitted,
CITRIX SYSTEMS, INC.
By its attorneys,

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May 8, 2014

Certificate of Service

The undersigned hereby certifies that a true copy of the foregoing NOTICE OF OPPOSITION was served upon counsel of record by First Class Mail postage prepaid, on May 8, 2014 at the address below:

ENRICO SCHAEFER
TRAVERSE LEGAL PLC
810 COTTAGEVIEW DR
TRAVERSE CITY, MICHIGAN 49684-2390

/s/ Sara Beccia
Sara Y. Beccia

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