

DATE: March 31st, 2016
TO: U.S. Patent and Trademark Office
FROM: Nick Slater
RE: Zeuter, Inc
REF: Opposition No. 91218603 - 86170911

To whom it may concern,

I am just now in receipt of your letter of September 18th, 2015 regarding the dismissal of our above-mentioned Opposition. Apparently there was a postal delay. I enclose a copy of the envelope we received as proof.

Of course, it is unbelievable to us that you would consider to grant a Trade-mark based on our long-standing company name "Zeuter". This name has been used regularly and continuously since the 1980's in both the United States and Canada. It is clear that the Applicant lays claim not only to "Zeuterin" but "Zeuter" itself as a verb. We proved this by showing you marketing material published by Zeuterin.

Moreover, you allowed the Applicant more time based on the non-provable assertion that they never received our letter of Opposition. This letter was mailed the same time and date as the letter mailed to you which was received in good order and posted online for all to see. I forwarded a copy of the envelope showing the proper mailing address for the Applicant. We are in no way responsible for the Applicant's negligent failure to respond in a timely manner.

Regardless of the above, there is simply NO WAY that someone can trademark a proper name. This is an illegal action and it is costing us both financially and in reputation.

We must now demand that you immediately retract any Trade-mark designation for Zeuterin or we will be forced to take further action against you for this improper and illegal usurption of our Intellectual Property.

Please be so advised.



04-18-2016

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

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UNITED STATES PATENT AND TRADEMARK OFFICE
Trademark Trial and Appeal Board
P.O. Box 1451
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Mailed: September 18, 2015

Opposition No. 91218603

Zeuter Inc.

v.

Ark Sciences, Inc.

By the Trademark Trial and Appeal Board:

On August 5, 2015, the Board issued an order allowing Opposer time in which to file an amended notice of opposition, failing which the opposition will be dismissed with prejudice.

Inasmuch as no response to the Board's order has been filed, the opposition is dismissed with prejudice.



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