

ESTTA Tracking number: **ESTTA643711**

Filing date: **12/10/2014**

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	3M Company
Granted to Date of previous extension	12/10/2014
Address	3M Center, 2501 Hudson Road St. Paul, MN 55144 UNITED STATES

Attorney information	Scott W. Johnston Merchant & Gould P.C. P.O. Box 2910 Minneapolis, MN 55402-0910 UNITED STATES sjohnston@merchantgould.com, slindemeier@merchantgould.com Phone:612-332-5300
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**Applicant Information**

Application No	86228838	Publication date	08/12/2014
Opposition Filing Date	12/10/2014	Opposition Period Ends	12/10/2014
Applicant	Alexso, Inc. 269 S. Beverly Suite 1295 Beverly Hills, CA 90212 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 001. First Use: 2014/03/14 First Use In Commerce: 2014/03/17 All goods and services in the class are opposed, namely: Excipients for use in the manufacture of pharmaceutical preparations
Class 005. First Use: 2014/03/14 First Use In Commerce: 2014/03/17 All goods and services in the class are opposed, namely: Sanitary preparations for medical purposes; medical plasters and dressings; disinfectants; fungicides, herbicides; preparations for destroying vermin; lipophilic liposomic cream used as a base in preparations for transdermal delivery of pharmaceutically active ingredients; lipophilic liposomic creams used as a base in preparations for transdermal delivery of pharmaceutically active ingredients sold to dispensing doctors, independent compounding and non-compounding pharmacists, and retail stores; hydrophilic liposomic cream used as a base in preparations for transdermal delivery of pharmaceutically active ingredients; hydrophilic liposomic creams used as a base in preparations for transdermal delivery of pharmaceutically active ingredients sold to dispensing doctors, independent compounding and non-compounding pharmacists, and retail stores

**Grounds for Opposition**

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

### Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1256605	Application Date	08/17/1982
Registration Date	11/08/1983	Foreign Priority Date	NONE
Word Mark	TEGADERM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1981/09/17 First Use In Commerce: 1981/09/17 Transparent Medical Dressings		

U.S. Registration No.	3557085	Application Date	05/21/2008
Registration Date	01/06/2009	Foreign Priority Date	NONE
Word Mark	TEGADERM		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1981/09/17 First Use In Commerce: 1981/09/17 Medical and surgical dressings; medical and surgical dressings containing anti-microbials; and wound fillers in the form of hydrogels		

Attachments	77480670#TMSN.png( bytes ) 2014 12 10 Notice of Opposition TERODERM 86228838.PDF(569331 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	/SWJ/
Name	Scott W. Johnston
Date	12/10/2014



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

3M Company,	)	Opposition No. _____
	)	
Opposer,	)	Mark: TERODERM and Design
	)	
v.	)	Serial No.: 86/228838
	)	
Alexso, Inc.,	)	Filing Date: March 21, 2014
	)	
Applicant.	)	Published: August 12, 2014
	)	

**NOTICE OF OPPOSITION**

3M Company (hereinafter "Opposer"), a Delaware corporation located at 3M Center, 2501 Hudson Road, St. Paul, Minnesota 55144, believes that it will be damaged by registration of the mark TERODERM and Design shown in trademark Application Serial No. 86/228838, filed March 21, 2014 by Alexso, Inc. (hereinafter "Applicant"), and hereby opposes the same. The grounds for opposition are as follows:

1. Applicant seeks to register TERODERM and Design on the Principal Register for "Excipients for use in the manufacture of pharmaceutical preparations," in International Class 1 and "Sanitary preparations for medical purposes; medical plasters and dressings; disinfectants; fungicides, herbicides; preparations for destroying vermin; lipophilic liposomic cream used as a base in preparations for transdermal delivery of pharmaceutically active ingredients; lipophilic liposomic creams used as a base in preparations for transdermal delivery of pharmaceutically active ingredients sold to dispensing doctors, independent compounding and non-compounding pharmacists, and retail stores; hydrophilic liposomic cream used as a base in preparations for

transdermal delivery of pharmaceutically active ingredients; hydrophilic liposomic creams used as a base in preparations for transdermal delivery of pharmaceutically active ingredients sold to dispensing doctors, independent compounding and non-compounding pharmacists, and retail stores,” in International Class 5.

2. Applicant's mark was published for opposition on August 12, 2014. Opposer was granted an extension of time until December 10, 2014 to oppose registration of Applicant's mark. This Notice of Opposition is timely filed.

3. Since at least as early as 1981, Opposer has used the trademark TEGADERM in connection with medical dressings and hydrogel wound fillers.

4. Opposer owns the following registrations for its TEGADERM mark (the "TEGADERM Registrations"):

<b>Mark</b>	<b>Reg. No.</b>	<b>Reg. Date</b>	<b>Filing Date</b>	<b>First Use</b>	<b>Goods</b>
TEGADERM	1256605	November 8, 1983	August 17, 1982	September 17, 1981	Transparent medical dressings in Class 5
TEGADERM	3557085	January 6, 2009	May 21, 2008	September 17, 1981	Medical and surgical dressings; medical and surgical dressings containing antimicrobials; and wound fillers in the form of hydrogels in Class 5

Printouts of the current status and title of the TEGADERM Registrations from the USPTO's Trademark Status & Document Retrieval (TSDR) database are attached as Exhibit A.

5. The TEGADERM Registrations have not been canceled, are valid and are in full force and effect.

6. Opposer's Registration Nos. 1256605 and 3557085 for TEGADERM are incontestable under Section 15 of the Lanham Act, 15 U.S.C. § 1065, and are conclusive evidence of the validity of the registered marks and of the registration of the marks, of Opposer's ownership of the marks, and of Opposer's exclusive right to use the registered marks in commerce under Section 33 of the Lanham Act, 15 U.S.C. § 1115.

7. Opposer has advertised and promoted its TEGADERM mark extensively. Opposer has also made substantial sales of products under said mark. As a result of this use and promotion, Opposer's TEGADERM mark has developed and represents valuable goodwill inuring to the benefit of Opposer. In addition, Opposer's TEGADERM mark is famous and became famous before Applicant's filing date.

8. There is no issue of priority since Opposer used and registered its TEGADERM mark long before Applicant filed its application for TERODERM and Design. Opposer started using TEGADERM at least as early as September 17, 1981, thirty-three (33) years before Applicant filed its TERODERM and Design application on March 21, 2014. Opposer's Registration No. 1256605 was issued thirty-one (31) years before Applicant filed its TERODERM and Design application and Opposer's Registration No. 3557085 was issued five (5) years before Applicant filed its TERODERM and Design application. Opposer therefore has priority over Applicant with respect to the marks at issue.

9. Upon information and belief, Applicant knew that Opposer used TEGADERM as a trademark before it adopted and filed its application for its TERODERM and Design mark.

10. Applicant's TERODERM and Design mark is confusingly similar to Opposer's TEGADERM mark as the marks are similar in sight, sound and commercial impression. They only differ by two letters in the middle of the marks.

11. Applicant's goods are closely related to the goods marketed and sold by Opposer under its TEGADERM mark. For example, both marks cover medical dressings.

12. Upon information and belief, Opposer's goods and Applicant's goods are or will be marketed and sold in the same channels of trade to the same consumers or class of consumers.

13. Based on the similarities in the parties' marks, goods and trade channels, consumers and potential consumers are likely to believe that Applicant's goods originate from Opposer or are otherwise endorsed, sponsored or approved by Opposer, resulting in a likelihood of confusion in the marketplace and damage to Opposer.

14. Applicant's TERODERM mark is likely to dilute the distinctiveness of Opposer's famous TEGADERM mark.

15. Registration of the mark shown in Application Serial No. 86/228838 will result in damage to Opposer under the provisions of Section 2 of the U.S. Trademark Act, 15 U.S.C. Section 1052, pursuant to the allegations stated above.

WHEREFORE, Opposer requests that this opposition be sustained and the registration sought by Applicant be refused.

Please direct all correspondence to:

Scott W. Johnston  
MERCHANT & GOULD P.C.  
P.O. Box 2910  
Minneapolis, MN 55402-0910

Opposer herein appoints John A. Clifford, Reg. No. 30,247; Gregory C. Golla; Andrew S. Ehard; Scott W. Johnston, Reg. No. 39,721; Dana Jozefczyk; Danielle I. Mattessich; Christopher J. Schulte; William D. Schultz, and all other attorneys of the firm of Merchant &

Gould P.C., its attorneys to transact all business in the U.S. Patent and Trademark Office relating to this matter with full power of substitution.

Respectfully submitted,

**3M COMPANY**

By its Attorneys,

A handwritten signature in black ink, appearing to read "Scott W. Johnston", written over a horizontal line.

Date: December 10, 2014

Scott W. Johnston  
MERCHANT & GOULD P.C.  
80 South Eighth Street, Suite 3200  
Minneapolis, MN 55402-2215  
(612) 332-5300

**CERTIFICATE OF SERVICE**

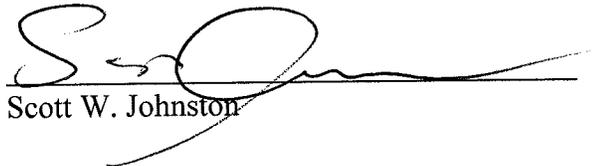
I hereby certify that a true and correct copy of the foregoing Notice of Opposition was served upon Applicant's Attorney of Record by First Class Mail, postage pre-paid, on

December 10, 2014:

H. Troy Farahmand  
3575 Cahuenga Blvd W, Ste 580  
Los Angeles, CA 90068-1368

*With a courtesy copy to:*

Matthew DiNicola  
Doniger / Burroughs, APC  
603 Rose Avenue  
Venice, CA 90291

  
Scott W. Johnston

**EXHIBIT A**

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Mark: TEGADERM

US Serial Number: 73380382                      Application Filing Date: Aug. 17, 1982  
US Registration Number: 1256605              Registration Date: Nov. 08, 1983  
Register: Principal  
Mark Type: Trademark  
Status: The registration has been renewed.  
Status Date: Oct. 23, 2013  
Publication Date: Aug. 16, 1983

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### Mark Information

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Mark Literal Elements: TEGADERM  
Standard Character Claim: No  
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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### Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "\*" identify additional (new) wording in the goods/services.

For: Transparent Medical Dressings  
International Class(es): 005 - Primary Class                      U.S Class(es): 044  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Sep. 17, 1981    Use in Commerce: Sep. 17, 1981

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### Basis Information (Case Level)

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Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

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### Current Owner(s) Information

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Owner Name: 3M COMPANY  
Owner Address: 3M CENTER, 2501 HUDSON ROAD  
ST. PAUL, MINNESOTA 55144  
UNITED STATES  
Legal Entity Type: CORPORATION                      State or Country Where Organized: DELAWARE

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### Attorney/Correspondence Information

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Attorney Name: JAMES F. VOEGELI                      Attorney of Record  
Attorney Primary Email: trademarks@mmm.com              Docket Number: 10253  
Attorney Email: Yes

Address: \_\_\_\_\_

Authorized:

Correspondent

**Correspondent** JAMES F. VOEGELI  
**Name/Address:** 3M INNOVATIVE PROPERTIES COMPANY  
3M Center, 2501 Hudson Road  
220 9E 01  
St. Paul, MINNESOTA 55144  
UNITED STATES

Phone: 651 736 6989

Fax: 651 736 3783

Correspondent e-mail: [trademarks@mmm.com](mailto:trademarks@mmm.com)

Correspondent e-mail Yes  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Oct. 23, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Oct. 23, 2013	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Oct. 23, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Oct. 22, 2013	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	69471
Oct. 22, 2013	TEAS SECTION 8 & 9 RECEIVED	
May 02, 2008	CASE FILE IN TICRS	
Jan. 12, 2004	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 12, 2004	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 30, 2003	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 30, 2003	TEAS SECTION 8 & 9 RECEIVED	
Mar. 08, 1989	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 15, 1988	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Nov. 08, 1983	REGISTERED-PRINCIPAL REGISTER	
Aug. 16, 1983	PUBLISHED FOR OPPOSITION	
Nov. 08, 1983	REGISTERED-PRINCIPAL REGISTER	
Aug. 16, 1983	PUBLISHED FOR OPPOSITION	
Jul. 27, 1983	NOTICE OF PUBLICATION	
Jul. 22, 1983	NOTICE OF PUBLICATION	
Jul. 21, 1983	NOTICE OF PUBLICATION	
Jul. 20, 1983	NOTICE OF PUBLICATION	
Jul. 19, 1983	NOTICE OF PUBLICATION	
Jun. 14, 1983	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 11, 1983	ASSIGNED TO EXAMINER	

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 08, 2013

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Oct. 23, 2013

## Assignment Abstract Of Title Information

Summary

Total Assignments: 1

Registrant: Minnesota Mining and Manufacturing Company

Assignment 1 of 1

Conveyance: MERGER AND CHANGE OF NAME

Reel/Frame: 2502/0547

Pages: 40

Date Recorded: Apr. 30, 2002

Supporting Documents: assignment-tm-2502-0547.pdf

Assignor

Name: MINNESOTA MINING AND MANUFACTURING COMPANY

Execution Date: Apr. 08, 2002

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Assignee

Name: 3M COMPANY

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Address: 3M CENTER  
2501 HUDSON ROAD  
ST. PAUL, MINNESOTA 55144

Correspondent

Correspondent Name: JAMES F. VOEGELI

Correspondent Address: 3M CENTER, BLDG. 220-11W-01  
P.O. BOX 33427  
ST. PAUL, MINNESOTA 55133-3427

Domestic Representative - Not Found

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: 91208856

Filing Date: Jan 04, 2013

Status: Terminated

Status Date: Jun 12, 2013

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Pele Nova Biotecnologia SA

Correspondent Address: MATTHEW J SCHMIDT  
REISING ETHINGTON PC  
PO BOX 4390  
TROY MI , 48099-4390  
UNITED STATES

Associated marks

Mark	Application Status	Serial Number	Registration Number
REGEDERM	Abandoned - After Inter-Partes Decision Plaintiff(s)	85630934	

Name: 3M Company

Correspondent Address: SCOTT W JOHNSTON  
MERCHANT & GOULD PC  
80 SOUTH EIGHTH STREET, SUITE 3200  
MINNEAPOLIS MN , 55402-2215  
UNITED STATES

Correspondent e-mail: SJohnston@merchantgould.com , slindemeier@merchantgould.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
TEGADERM	Renewed	73380382	1256605
TEGADERM	Section 8 and 15 - Accepted and Acknowledged	77480670	3557085

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 04, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 15, 2013	Feb 24, 2013

3	PENDING, INSTITUTED	Jan 15, 2013	
4	NOTICE OF DEFAULT	Mar 14, 2013	
5	UNDELIVERABLE MAIL	Apr 01, 2013	
6	RESPONSE DUE 30 DAYS (DUE DATE)	Apr 18, 2013	May 18, 2013
7	BD DECISION: SUSTAINED	Jun 12, 2013	
8	TERMINATED	Jun 12, 2013	

**Type of Proceeding: Opposition**

Proceeding Number: 91188213

Filing Date: Dec 22, 2008

Status: Terminated

Status Date: May 12, 2009

Interlocutory Attorney: ANN LINNEHAN VOGLER

**Defendant**

Name: Advanced BioHealing, Inc.

Correspondent Address: DOUGLAS R. WOLF  
WOLF, GREENFIELD & SACKS, P.C.  
600 ATLANTIC AVE  
BOSTON MA , 02210-2211  
UNITED STATES

Correspondent e-mail: [drwtrademarks@wolfgreenfield.com](mailto:drwtrademarks@wolfgreenfield.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CELADERM	Abandoned - After Inter-Partes Decision Plaintiff(s)	<u>78876742</u>	

Name: 3M Company

Correspondent Address: Scott W. Johnston  
Merchant & Gould P.C.  
P.O. Box 2910  
Minneapolis MN , 55402-0910  
UNITED STATES

Correspondent e-mail: [sjohnston@merchantgould.com](mailto:sjohnston@merchantgould.com) , [slindemeier@merchantgould.com](mailto:slindemeier@merchantgould.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
TEGADERM	Renewed	<u>73380382</u>	<u>1256605</u>
TEGADERM	Section 8 and 15 - Accepted and Acknowledged	<u>77480670</u>	<u>3557085</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Dec 22, 2008	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Dec 31, 2008	Feb 09, 2009
3	PENDING, INSTITUTED	Dec 31, 2008	
4	P'S MOTION TO AMEND PLEADING/AMENDED PLEADING	Jan 26, 2009	
5	RESPONSE DUE 30 DAYS (DUE DATE)	Feb 09, 2009	Mar 11, 2009
6	NOTICE OF DEFAULT	Mar 28, 2009	
7	BOARD'S DECISION: SUSTAINED	May 12, 2009	
8	TERMINATED	May 12, 2009	

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Mark: TEGADERM

TEGADERM

US Serial Number: 77480670

Application Filing Date: May 21, 2008

US Registration Number: 3557085

Registration Date: Jan. 06, 2009

Register: Principal

Mark Type: Trademark

Status: A Sections 8 and 15 combined declaration has been accepted and acknowledged.

Status Date: Nov. 01, 2014

Publication Date: Oct. 21, 2008

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## Mark Information

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Mark Literal Elements: TEGADERM

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

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## Related Properties Information

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Claimed Ownership of US Registrations: 1256605

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "\*" identify additional (new) wording in the goods/services.

For: Medical and surgical dressings; medical and surgical dressings containing antimicrobials; and wound fillers in the form of hydrogels

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 17, 1981

Use in Commerce: Sep. 17, 1981

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## Basis Information (Case Level)

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Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

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## Current Owner(s) Information

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Owner Name: 3M Company

Owner Address: 3M Center, 2501 Hudson Road  
St. Paul, MINNESOTA 55144  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

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## Attorney/Correspondence Information

---

Attorney of Record

Attorney Name: James F. Voegeli

Docket Number: 33614

Attorney Primary Email [trademarks@mmm.com](mailto:trademarks@mmm.com)

Attorney Email Yes

Address:

Authorized:

Correspondent

Correspondent Name/Address: JAMES F. VOEGELI  
3M INNOVATIVE PROPERTIES COMPANY  
3M CENTER, 2501 HUDSON ROAD  
220-9E-01  
ST. PAUL, MINNESOTA 55144  
UNITED STATES

Phone: 651 736-6989

Fax: 651 736-3783

Correspondent e-mail: [trademarks@mmm.com](mailto:trademarks@mmm.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Nov. 01, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Nov. 01, 2014	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	67603
Nov. 01, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67603
Oct. 21, 2014	TEAS SECTION 8 & 15 RECEIVED	
Jan. 06, 2009	REGISTERED-PRINCIPAL REGISTER	
Oct. 21, 2008	PUBLISHED FOR OPPOSITION	
Oct. 01, 2008	NOTICE OF PUBLICATION	
Sep. 13, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	70138
Sep. 13, 2008	ASSIGNED TO LIE	70138
Sep. 05, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 05, 2008	ASSIGNED TO EXAMINER	76151
May 27, 2008	NEW APPLICATION ENTERED IN TRAM	

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 106

Date in Location: Nov. 01, 2014

## Proceedings

### Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: 91208856

Filing Date: Jan 04, 2013

Status: Terminated

Status Date: Jun 12, 2013

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Pele Nova Biotecnologia SA

Correspondent Address: MATTHEW J SCHMIDT  
REISING ETHINGTON PC  
PO BOX 4390  
TROY MI , 48099-4390  
UNITED STATES

### Associated marks

Mark  
REGEDERM

Application Status

Abandoned - After Inter-Partes Decision

Serial Number

85630934

Registration Number

**Plaintiff(s)**

Name: 3M Company

Correspondent Address: SCOTT W JOHNSTON  
MERCHANT & GOULD PC  
80 SOUTH EIGHTH STREET, SUITE 3200  
MINNEAPOLIS MN , 55402-2215  
UNITED STATES

Correspondent e-mail: [SJohnston@merchantgould.com](mailto:SJohnston@merchantgould.com) , [slindemeier@merchantgould.com](mailto:slindemeier@merchantgould.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
TEGADERM	Renewed	<u>73380382</u>	<u>1256605</u>
TEGADERM	Section 8 and 15 - Accepted and Acknowledged	<u>77480670</u>	<u>3557085</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Jan 04, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Jan 15, 2013	Feb 24, 2013
3	PENDING, INSTITUTED	Jan 15, 2013	
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6	RESPONSE DUE 30 DAYS (DUE DATE)	Apr 18, 2013	May 18, 2013
7	BD DECISION: SUSTAINED	Jun 12, 2013	
8	TERMINATED	Jun 12, 2013	

**Type of Proceeding: Opposition**

Proceeding Number: 91188213

Filing Date: Dec 22, 2008

Status: Terminated

Status Date: May 12, 2009

Interlocutory Attorney: ANN LINNEHAN VOGLER

**Defendant**

Name: Advanced BioHealing, Inc.

Correspondent Address: DOUGLAS R. WOLF  
WOLF, GREENFIELD & SACKS, P.C.  
600 ATLANTIC AVE  
BOSTON MA , 02210-2211  
UNITED STATES

Correspondent e-mail: [drwtrademarks@wolfgreenfield.com](mailto:drwtrademarks@wolfgreenfield.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
CELADERM	Abandoned - After Inter-Partes Decision	<u>78876742</u>	

**Plaintiff(s)**

Name: 3M Company

Correspondent Address: Scott W. Johnston  
Merchant & Gould P.C.  
P.O. Box 2910  
Minneapolis MN , 55402-0910  
UNITED STATES

Correspondent e-mail: [sjohnston@merchantgould.com](mailto:sjohnston@merchantgould.com) , [slindemeier@merchantgould.com](mailto:slindemeier@merchantgould.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
TEGADERM	Renewed	<u>73380382</u>	<u>1256605</u>
TEGADERM	Section 8 and 15 - Accepted and Acknowledged	<u>77480670</u>	<u>3557085</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
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3	PENDING, INSTITUTED	Dec 31, 2008	
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5	RESPONSE DUE 30 DAYS (DUE DATE)	Feb 09, 2009	Mar 11, 2009
6	NOTICE OF DEFAULT	Mar 28, 2009	
7	BOARD'S DECISION: SUSTAINED	May 12, 2009	
8	TERMINATED	May 12, 2009	