

ESTTA Tracking number: **ESTTA691314**

Filing date: **08/24/2015**

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	Eris Innovations, LLC
Granted to Date of previous extension	08/29/2015
Address	227 West Monroe Street Suite 2070 Chicago, IL 60606 UNITED STATES

Attorney information	ANDREW J AVSEC BRINKS GILSON & LIONE PO BOX 10395 CHICAGO, IL 60610 UNITED STATES officeactions@brinksgilson.com, aavsec@brinksgilson.com, rrios@brinksgilson.com, hmichael@brinksgilson.com
----------------------	--

### Applicant Information

Application No	86476172	Publication date	06/30/2015
Opposition Filing Date	08/24/2015	Opposition Period Ends	08/29/2015
Applicant	Eris Industries Limited c/o Anthemis Group S.A. London, W1F7JL UNITED KINGDOM		

### Goods/Services Affected by Opposition

Class 009. First Use: 2014/07/20 First Use In Commerce: 2014/09/01

All goods and services in the class are opposed, namely: Computer hardware and software systems for designing, testing, deploying, and iterating distributed software systems onpeer-to-peer basis utilizing smart contract technology

### 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.	4031131	Application Date	12/10/2010
Registration Date	09/27/2011	Foreign Priority Date	NONE
Word Mark	ERIS EXCHANGE		

Design Mark	
Description of Mark	The mark consists of a blue stylized rectangle located to the left of the word component "ERIS EXCHANGE" in black text.
Goods/Services	Class 036. First use: First Use: 2010/07/24 First Use In Commerce: 2010/07/24 Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services  Class 042. First use: First Use: 2010/07/24 First Use In Commerce: 2010/07/24 Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options

U.S. Registration No.	4031129	Application Date	12/10/2010
Registration Date	09/27/2011	Foreign Priority Date	NONE

Word Mark	ERIS EXCHANGE
-----------	---------------

Design Mark	
-------------	--

Description of Mark	NONE
---------------------	------

Goods/Services	Class 036. First use: First Use: 2010/02/00 First Use In Commerce: 2010/07/24 Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services  Class 042. First use: First Use: 2010/02/00 First Use In Commerce: 2010/07/24 Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options
----------------	--

U.S. Application No.	86372522	Application Date	08/20/2014
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	ERIS METHODOLOGY
-----------	------------------

Design Mark	<h1>Eris Methodology</h1>
Description of Mark	NONE
Goods/Services	Class 036. First use: First Use: 0 First Use In Commerce: 0 Financial services, namely, conducting an online exchange of interest rate products via the internet and intranet systems; Financial services, namely, providing for the exchange of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, providing information in the fields of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, the trading of financial instruments, securities, shares, options and other derivative products

U.S. Application No.	86540730	Application Date	02/20/2015
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	ERIS
Design Mark	<h1>ERIS</h1>
Description of Mark	NONE

Goods/Services	Class 036. First use: First Use: 2010/02/00 First Use In Commerce: 2010/07/24 Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services Class 042. First use: First Use: 2010/02/00 First Use In Commerce: 2010/07/24 Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options
----------------	--

U.S. Application	86730202	Application Date	08/19/2015
------------------	----------	------------------	------------

No.			
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ERIS BLOCKBOX		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2013/08/16 First Use In Commerce: 2013/08/16 Software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement</p> <p>Class 036. First use: First Use: 2011/05/13 First Use In Commerce: 2011/05/13 Providing financial services, namely, trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement; providing information concerning the trading of interest rate products, financial derivatives, and futures through a global computer network; financial services, namely, providing for the exchange of interest rate products, financial derivatives, and futures, via the internet and intranet systems</p> <p>Class 042. First use: First Use: 2011/05/13 First Use In Commerce: 2011/05/13 Providing a website featuring non-downloadable software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement</p>		

U.S. Application No.	86730209	Application Date	08/19/2015
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ERIS PRICING ENGINE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2011/05/31 First Use In Commerce: 2011/05/31		

	<p>Software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options</p> <p>Class 036. First use: First Use: 2011/05/31 First Use In Commerce: 2011/05/31          Providing financial services, namely, pricing and valuation for interest rate products, credit products, financial derivatives, futures and options; providing information concerning the pricing and valuation for interest rate products, credit products, financial derivatives, futures and options through a global computer network</p> <p>Class 042. First use: First Use: 2011/05/31 First Use In Commerce: 2011/05/31          Providing non-downloadable software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options</p>
--	---

Attachments	<p>85195195#TMSN.png( bytes )          85195013#TMSN.png( bytes )          86372522#TMSN.png( bytes )          86540730#TMSN.png( bytes )          86730202#TMSN.png( bytes )          86730209#TMSN.png( bytes )          Notice of Opposition - Final.pdf(512909 bytes )</p>
-------------	--

### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Overnight Courier on this date.

Signature	/Andrew J. Avsec/
Name	ANDREW J AVSEC
Date	08/24/2015

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

---

<p><b>Eris Innovations, LLC,</b></p> <p style="text-align:center"><b>Opposer,</b></p> <p style="text-align:center">v.</p> <p><b>Eris Industries Limited,</b></p> <p style="text-align:center"><b>Applicant.</b></p>	<p><b>Opposition No.:</b> _____</p> <p><b>U.S. Serial No.: 86/476,172</b></p>
---	---

---

**NOTICE OF OPPOSITION**

Opposer, Eris Innovations, LLC, a limited liability company organized under the laws of Delaware (“Opposer”) with an address of 227 West Monroe Street, Suite 2070, Chicago, Illinois 60606, believes that it will be damaged by registration of the mark ERIS (stylized), which is the subject of United States Trademark Application Serial No. 86/476,172 (“Opposed Mark”), filed in the name of Eris Industries Limited (“Applicant”), a corporation organized under the laws of the United Kingdom, with an address of 5th Floor, 44 Great Marlborough Street, London W1F7JL United Kingdom, and therefore, hereby opposes such registration of the services listed in the application pursuant to 15 U.S.C. § 1063. In support of its opposition, Opposer states as follows:

1. Since at least as early as July 24, 2010 and prior to Applicant’s filing date and Applicant’s alleged first use date of the Opposed Mark, Opposer, and its predecessors in interest, have owned, and has continuously and extensively used in interstate commerce throughout the United States, the trademark and/or service mark ERIS, alone and in connection with other words and designs (collectively, herein the “ERIS Marks”), on and in connection with the advertising, promotion, offer and sale of various goods and services, including without limitation the provision of financial services for the trading of futures and options on futures contracts,

derivative contracts, and interest rate products, and the provision of downloadable and non-downloadable software for the trading, pricing and reporting of trades of various financial products and contracts (herein “Opposer’s Goods and Services”).

2. The ERIS Marks include, without limitation, the following family of marks, which Opposer has used and continues to use in connection with Opposer’s Goods and Services: ERIS, ERIS EXCHANGE, ERIS EXCHANGE and Design, ERIS METHODOLOGY, ERIS BLOCKBOX, and ERIS PRICING ENGINE among others. As set forth in more detail below, Opposer owns both common law and registered trademark rights in the ERIS Marks.

3. Opposer has invested considerable money, time, and effort into the development of the ERIS Marks for use in connection with Opposer’s Goods and Services. As a result of extensive use, advertising and promotion, Opposer owns strong common law rights in the ERIS Marks, embodying very valuable goodwill, and the ERIS Marks have become well-known in the United States.

4. In addition to its common law rights in the ERIS Marks, Opposer owns registrations for certain of its ERIS Marks, including United States Trademark Registration Nos. 4,031,131 and 4,031,129 for the ERIS EXCHANGE and ERIS EXCHANGE and Design Marks, reciting a first use in commerce date of July 24, 2010, for the following services:

Class 36: Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services.

Class 42: Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options.

5. Opposer owns Application Ser. No. 86/372,522, filed on Aug. 20, 2014, which predates the filing of the application for the Opposed Mark, to seek registration of the mark ERIS

METHODOLOGY for the following services:

Class 36: Financial services, namely, conducting an online exchange of interest rate products via the internet and intranet systems; Financial services, namely, providing for the exchange of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, providing information in the fields of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, the trading of financial instruments, securities, shares, options and other derivative products.

6. Opposer owns Application No. 86/540,730 filed on February 20, 2015, reciting a first use in commerce date of July 24, 2010, to seek registration of the mark ERIS for the following services:

Class 36: Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services.

Class 42: Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options.

7. Opposer owns Application No. 86/730,202 filed on August 19, 2015 to seek registration of the mark ERIS BLOCKBOX, reciting first use in commerce dates set forth below, for the following goods and services:

Class 9: Software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement (reciting first use date of August 16, 2013).

Class 36: Providing financial services, namely, trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement; providing information concerning the trading of

interest rate products, financial derivatives, and futures through a global computer network; financial services, namely, providing for the exchange of interest rate products, financial derivatives, and futures, via the internet and intranet systems (reciting first use date of May 13, 2011).

Class 42: Providing a website featuring non-downloadable software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement (reciting first use date of May 13, 2011).

8. Opposer owns 86/730,209 filed on August 19, 2015 to seek registration of the mark ERIS PRICING ENGINE, reciting a first use in commerce date of May 5, 2011, for the following goods and services:

Class 9: Software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options.

Class 36: Providing financial services, namely, pricing and valuation for interest rate products, credit products, financial derivatives, futures and options; providing information concerning the pricing and valuation for interest rate products, credit products, financial derivatives, futures and options through a global computer network.

Class 42: Providing non-downloadable software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options.

9. Current printouts from the USPTO's TSDR database, attached as Exhibit A, demonstrate the current status and title of Trademark Registration Nos. 4,031,131 and 4,031,129 and Trademark Application Nos. 86/372,522, 86/540,730, 86/730,202, and 86/730,209. All are valid, subsisting and in full force and effect.

10. Notwithstanding Opposer's prior rights in the ERIS Marks, Applicant filed, on December 10, 2014, an application to register the mark ERIS (stylized) mark for "Computer hardware and software systems for designing, testing, deploying, and iterating distributed software systems on peer-to-peer basis utilising smart contract technology" in Class 9.

11. The Opposed Mark is confusingly similar, in appearance, sound, meaning and commercial impression, to Opposer's ERIS Marks. The registration and use of the Opposed Mark by Applicant in association with the claimed goods is likely to cause confusion as to the source or origin of Applicant's services, and is likely to mislead consumers, all to Opposer's damage.

12. Applicant's applied-for goods are sufficiently similar to Opposer's Goods and Services such that the use of the ERIS marks for the parties' respective goods and services is likely to cause confusion.

13. Upon information and belief, the intended consumers for Opposer's Goods and Services and the intended consumers for Applicant's goods overlap.

14. Indeed, upon information and belief, consumers have been actually confused as the result of Applicant's adoption and use of the Opposed Mark.

15. The Opposed Mark, when used in connection with Applicant's applied-for goods, is likely to cause confusion, to cause mistake, and to deceive the trade and public, who, upon seeing the Opposed Mark in connection with Applicant's applied-for goods, would believe that such goods originate with, are approved, sponsored or endorsed by, or have some connection or affiliation with Opposer. Accordingly, registration of the Opposed Mark would damage Opposer, and registration, therefore, should be refused pursuant to Section 2(d) of the Trademark Act.

WHEREFORE, Opposer believes that it will be damaged by registration of the mark which is the subject of United States Trademark Application Serial No. 86/476,172 and therefore, respectfully requests that such registration be refused.

The Director hereby is authorized to charge the filing fee for this Notice of Opposition to  
Deposit Account No. 23-1925.

Respectfully submitted,

Eris Innovations, LLC

Dated: August 24, 2015

By:                   /Andrew J. Avsec/

Howard S. Michael

[hmichael@brinksgilson.com](mailto:hmichael@brinksgilson.com)

Andrew J. Avsec

[aavsec@brinksgilson.com](mailto:aavsec@brinksgilson.com)

BRINKS GILSON & LIONE

P.O. Box 10395

Chicago, IL 60610

(312) 321-4200

(312) 321-4299

Attorneys for Opposer



**EXHIBIT A**

Generated on: This page was generated by TSDR on 2015-07-28 09:51:48 EDT

Mark: ERIS EXCHANGE



US Serial Number: 85195195

Application Filing Date: Dec. 10, 2010

US Registration Number: 4031131

Registration Date: Sep. 27, 2011

Register: Principal

Mark Type: Service Mark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Sep. 27, 2011

Publication Date: Jul. 12, 2011

---

## Mark Information

---

Mark Literal Elements: ERIS EXCHANGE

Standard Character Claim: No

Mark Drawing Type: 3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)

Description of Mark: The mark consists of a blue stylized rectangle located to the left of the word component "ERIS EXCHANGE" in black text.

Color Drawing: Yes

Color(s) Claimed: The color(s) blue and black is/are claimed as a feature of the mark.

Disclaimer: "EXCHANGE"

Design Search Code(s): 26.11.03 - Incomplete rectangles; Rectangles (incomplete)

---

## Goods and Services

---

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: Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 24, 2010

Use in Commerce: Jul. 24, 2010

For: Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 24, 2010

Use in Commerce: Jul. 24, 2010

---

## Basis Information (Case Level)

---

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	

---

## Current Owner(s) Information

---

Owner Name: ERIS INNOVATIONS, LLC

Owner Address: 227 WEST MONROE STREET, SUITE 2070  
CHICAGO, ILLINOIS 60606

UNITED STATES  
Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

---

## Attorney/Correspondence Information

---

### Attorney of Record

Attorney Name: Andrew J. Avsec  
Attorney Primary Email Address: [officeactions@brinkshofer.com](mailto:officeactions@brinkshofer.com)

Docket Number: 14368/5  
Attorney Email Authorized: No

### Correspondent

Correspondent Name/Address: ANDREW J. AVSEC  
BRINKS HOFER GILSON & LIONE  
PO BOX 10395  
CHICAGO, ILLINOIS 60610-0395  
UNITED STATES

Phone: 312-321-4200  
Correspondent e-mail: [officeactions@brinkshofer.com](mailto:officeactions@brinkshofer.com)

Fax: 312-321-4299

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

---

## Prosecution History

---

Date	Description	Proceeding Number
Dec. 17, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 27, 2011	REGISTERED-PRINCIPAL REGISTER	
Jul. 12, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 12, 2011	PUBLISHED FOR OPPOSITION	
Jun. 06, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jun. 06, 2011	ASSIGNED TO LIE	66213
May 19, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 09, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 09, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 09, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 17, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 17, 2011	NON-FINAL ACTION E-MAILED	6325
Mar. 17, 2011	NON-FINAL ACTION WRITTEN	74306
Mar. 15, 2011	ASSIGNED TO EXAMINER	74306
Dec. 15, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Dec. 14, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 14, 2010	NEW APPLICATION ENTERED IN TRAM	

---

## TM Staff and Location Information

---

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 27, 2011

---

## Assignment Abstract Of Title Information

---

### Summary

Total Assignments: 1

Registrant: Eris Exchange, LLC

---

### Assignment 1 of 1

---

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5415/0722](#)

Pages: 5

Date Recorded: Dec. 08, 2014

Supporting Documents: [assignment-tm-5415-0722.pdf](#)

### Assignor

Name: ERIS EXCHANGE, LLC

Execution Date: Dec. 03, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

**Assignee**

Name: ERIS INNOVATIONS, LLC

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

Address: 227 WEST MONROE STREET, SUITE 2070  
CHICAGO, ILLINOIS 60606

**Correspondent**

Correspondent Name: DEBORAH WING C/O KATTEN MUCHIN ROSENMAN

Correspondent Address: 525 WEST MONROE STREET  
CHICAGO, IL 60661

**Domestic Representative - Not Found**



## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Andrew J. Avsec  
Attorney Primary Email Address: [officeactions@brinkshofer.com](mailto:officeactions@brinkshofer.com)

Docket Number: 14368/4  
Attorney Email Authorized: No

### Correspondent

Correspondent Name/Address: ANDREW J. AVSEC  
BRINKS HOFER GILSON & LIONE  
PO BOX 10395  
CHICAGO, ILLINOIS 60610-0395  
UNITED STATES  
Phone: 312-321-4200  
Correspondent e-mail: [officeactions@brinkshofer.com](mailto:officeactions@brinkshofer.com)

Fax: 312-321-4299  
Correspondent e-mail Authorized: No

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Dec. 17, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Sep. 27, 2011	REGISTERED-PRINCIPAL REGISTER	
Jul. 12, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 12, 2011	PUBLISHED FOR OPPOSITION	
Jun. 06, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jun. 06, 2011	ASSIGNED TO LIE	66213
May 19, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 09, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 09, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 09, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Mar. 17, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 17, 2011	NON-FINAL ACTION E-MAILED	6325
Mar. 17, 2011	NON-FINAL ACTION WRITTEN	74306
Mar. 15, 2011	ASSIGNED TO EXAMINER	74306
Dec. 14, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 14, 2010	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Sep. 27, 2011

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: Eris Exchange, LLC

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5415/0722](#)

Pages: 5

Date Recorded: Dec. 08, 2014

Supporting Documents: [assignment-tm-5415-0722.pdf](#)

### Assignor

Name: [ERIS EXCHANGE, LLC](#)

Execution Date: Dec. 03, 2014

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

### Assignee

Name: [ERIS INNOVATIONS, LLC](#)

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where  
Organized:** DELAWARE

**Address:** 227 WEST MONROE STREET, SUITE 2070  
CHICAGO, ILLINOIS 60606

**Correspondent**

**Correspondent Name:** DEBORAH WING C/O KATTEN MUCHIN ROSENMAN

**Correspondent Address:** 525 WEST MONROE STREET  
CHICAGO, IL 60661

**Domestic Representative - Not Found**

Generated on: This page was generated by TSDR on 2015-07-29 18:58:51 EDT

Mark: ERIS METHODOLOGY

## Eris Methodology

**US Serial Number:** 86372522  
**Application Filing Date:** Aug. 20, 2014  
**Filed as TEAS Plus:** Yes  
**Currently TEAS Plus:** Yes  
**Register:** Principal  
**Mark Type:** Service Mark  
**Status:** Review prior to publication completed.  
**Status Date:** Jul. 21, 2015  
**Publication Date:** Aug. 25, 2015

---

### Mark Information

---

**Mark Literal Elements:** ERIS METHODOLOGY  
**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  
**Disclaimer:** "METHODOLOGY"

---

### Related Properties Information

---

**Claimed Ownership of US Registrations:** 4031129, 4031131

---

### Goods and Services

---

**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:** Financial services, namely, conducting an online exchange of interest rate products via the internet and intranet systems; Financial services, namely, providing for the exchange of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, providing information in the fields of foreign currency, commodities, financial derivatives, interest rate products, and equities via the internet and intranet systems; Financial services, namely, the trading of financial instruments, securities, shares, options and other derivative products

**International Class(es):** 036 - Primary Class  
**U.S Class(es):** 100, 101, 102  
**Class Status:** ACTIVE  
**Basis:** 1(b)

---

### Basis Information (Case Level)

---

<b>Filed Use:</b> Yes	<b>Currently Use:</b> No	<b>Amended Use:</b> No
<b>Filed ITU:</b> No	<b>Currently ITU:</b> Yes	<b>Amended ITU:</b> Yes
<b>Filed 44D:</b> No	<b>Currently 44D:</b> No	<b>Amended 44D:</b> No
<b>Filed 44E:</b> No	<b>Currently 44E:</b> No	<b>Amended 44E:</b> No
<b>Filed 66A:</b> No	<b>Currently 66A:</b> No	
<b>Filed No Basis:</b> No	<b>Currently No Basis:</b> No	

---

### Current Owner(s) Information

---

**Owner Name:** ERIS INNOVATIONS, LLC  
**Owner Address:** 227 WEST MONROE STREET, SUITE 2070  
CHICAGO, ILLINOIS 60606  
UNITED STATES  
**Legal Entity Type:** LIMITED LIABILITY COMPANY  
**State or Country Where Organized:** DELAWARE

---

### Attorney/Correspondence Information

---

**Attorney of Record**

**Attorney Name:** Andrew J. Avsec **Docket Number:** 14368/12  
**Attorney Primary Email Address:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com) **Attorney Email Authorized:** Yes

**Correspondent**

**Correspondent Name/Address:** Andrew J. Avsec  
 BRINKS GILSON & LIONE  
 P.O. Box 10395  
 Chicago, ILLINOIS 60610  
 UNITED STATES  
**Phone:** (312) 321-4200 **Fax:** (312) 321-4299  
**Correspondent e-mail:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com) **Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Jul. 21, 2015	LAW OFFICE PUBLICATION REVIEW COMPLETED	70997
Jul. 10, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 15, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Jun. 15, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Jun. 08, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 20, 2015	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Apr. 20, 2015	NON-FINAL ACTION E-MAILED	6325
Apr. 20, 2015	NON-FINAL ACTION WRITTEN	72150
Mar. 19, 2015	TEAS/EMAIL CORRESPONDENCE ENTERED	70997
Mar. 19, 2015	CORRESPONDENCE RECEIVED IN LAW OFFICE	70997
Mar. 19, 2015	ASSIGNED TO LIE	70997
Mar. 11, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 11, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 11, 2015	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 17, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Dec. 11, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Dec. 11, 2014	NON-FINAL ACTION E-MAILED	6325
Dec. 11, 2014	NON-FINAL ACTION WRITTEN	72150
Dec. 04, 2014	ASSIGNED TO EXAMINER	72150
Sep. 04, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Aug. 23, 2014	NEW APPLICATION ENTERED IN TRAM	

**TM Staff and Location Information****TM Staff Information**

**TM Attorney:** JENKINS JR, CHARLES L **Law Office Assigned:** LAW OFFICE 118

**File Location**

**Current Location:** PUBLICATION AND ISSUE SECTION **Date in Location:** Jul. 21, 2015

**Assignment Abstract Of Title Information****Summary**

**Total Assignments:** 1

**Applicant:** Eris Exchange, LLC

**Assignment 1 of 1**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** [5415/0722](#)

**Pages:** 5

**Date Recorded:** Dec. 08, 2014

**Supporting Documents:** [assignment-tm-5415-0722.pdf](#)

**Assignor**

**Name:** [ERIS EXCHANGE, LLC](#)  
**Legal Entity Type:** LIMITED LIABILITY COMPANY

**Execution Date:** Dec. 03, 2014  
**State or Country Where Organized:** DELAWARE

**Assignee**

**Name:** [ERIS INNOVATIONS, LLC](#)  
**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

**Address:** 227 WEST MONROE STREET, SUITE 2070  
CHICAGO, ILLINOIS 60606

**Correspondent**

**Correspondent Name:** DEBORAH WING C/O KATTEN MUCHIN ROSENMAN

**Correspondent Address:** 525 WEST MONROE STREET  
CHICAGO, IL 60661

**Domestic Representative - Not Found**

Generated on: This page was generated by TSDR on 2015-07-29 18:56:57 EDT

Mark: ERIS

ERIS

US Serial Number: 86540730

Application Filing Date: Feb. 20, 2015

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

Status: Application has been published for opposition. The opposition period begins on the date of publication.

Status Date: Jul. 21, 2015

Publication Date: Jul. 21, 2015

---

## Mark Information

---

Mark Literal Elements: ERIS

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

---

## Related Properties Information

---

Claimed Ownership of US Registrations: 4031129, 4031131

---

## Goods and Services

---

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:** Providing financial services, namely, trading of futures and options on futures contracts based on a commodity index through a global computer network; providing information concerning the trading of futures and options on futures contracts based on a commodity index through a global computer network; financial services, namely, providing for the exchange of financial derivatives and interest rate products, via the internet and intranet systems; futures exchange services

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 2010

Use in Commerce: Jul. 24, 2010

**For:** Financial services, namely, providing an online non-downloadable electronic platform for trading, analyzing, reconciling, and clearing of futures and options

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 2010

Use in Commerce: Jul. 24, 2010

---

## Basis Information (Case Level)

---

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

---

## Current Owner(s) Information

---

Owner Name: Eris Innovations, LLC

Owner Address: 227 West Monroe Street, Suite 2070

Chicago, ILLINOIS 60606  
UNITED STATES

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Andrew J. Avsec  
**Attorney Primary Email Address:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com)  
**Docket Number:** 14368/3  
**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** ANDREW J. AVSEC  
BRINKS GILSON & LIONE  
PO BOX 10395  
CHICAGO, ILLINOIS 60610-0395  
UNITED STATES  
**Phone:** (312) 321-4200  
**Fax:** (312) 321-4299  
**Correspondent e-mail:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com)  
**Correspondent e-mail Authorized:** Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jul. 21, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 21, 2015	PUBLISHED FOR OPPOSITION	
Jul. 01, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
May 28, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 28, 2015	ASSIGNED TO EXAMINER	83280
Mar. 06, 2015	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 03, 2015	TEAS AMENDMENT ENTERED BEFORE ATTORNEY ASSIGNED	88889
Mar. 03, 2015	TEAS VOLUNTARY AMENDMENT RECEIVED	
Feb. 24, 2015	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information

**TM Attorney:** KAJUBI, ELIZABETH N  
**Law Office Assigned:** LAW OFFICE 107

### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION  
**Date in Location:** Jun. 11, 2015

Generated on: This page was generated by TSDR on 2015-08-24 14:16:31 EDT

Mark: ERIS BLOCKBOX

ERIS BLOCKBOX

US Serial Number: 86730202

Application Filing Date: Aug. 19, 2015

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

Status: New application will be assigned to an examining attorney approximately 3 months after filing date.

Status Date: Aug. 24, 2015

---

## Mark Information

---

Mark Literal Elements: ERIS BLOCKBOX

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

---

## Related Properties Information

---

Claimed Ownership of US Registrations: 4031129, 4031131

---

## Goods and Services

---

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:** Software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 16, 2013

Use in Commerce: Aug. 16, 2013

**For:** Providing financial services, namely, trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement; providing information concerning the trading of interest rate products, financial derivatives, and futures through a global computer network; financial services, namely, providing for the exchange of interest rate products, financial derivatives, and futures, via the internet and intranet systems

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 13, 2011

Use in Commerce: May 13, 2011

**For:** Providing a website featuring non-downloadable software for trading and the reporting of trading of interest rate products, financial derivatives, and futures, and the submission of said products for clearing and settlement

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: May 13, 2011

Use in Commerce: May 13, 2011

---

## Basis Information (Case Level)

---

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

---

## Current Owner(s) Information

---

**Owner Name:** Eris Innovations, LLC

**Owner Address:** Suite 2070  
227 West Monroe Street  
Chicago, ILLINOIS 60606  
UNITED STATES

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

---

## Attorney/Correspondence Information

---

### Attorney of Record

**Attorney Name:** Andrew J. Avsec

**Docket Number:** 14368/6

**Attorney Primary Email Address:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** ANDREW J. AVSEC  
BRINKS GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
UNITED STATES

**Phone:** 312-321-4200

**Fax:** 312-321-4299

**Correspondent e-mail:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com) [aavsec@brinksgilson.com](mailto:aavsec@brinksgilson.com) [rrios@brinksgilson.com](mailto:rrios@brinksgilson.com)

**Correspondent e-mail Authorized:** Yes

### Domestic Representative - Not Found

---

## Prosecution History

---

Date	Description	Proceeding Number
Aug. 24, 2015	NEW APPLICATION ENTERED IN TRAM	

---

## TM Staff and Location Information

---

### TM Staff Information - None

#### File Location

**Current Location:** NEW APPLICATION PROCESSING

**Date in Location:** Aug. 24, 2015

Generated on: This page was generated by TSDR on 2015-08-24 14:01:56 EDT

Mark: ERIS PRICING ENGINE

ERIS PRICING ENGINE

US Serial Number: 86730209

Application Filing Date: Aug. 19, 2015

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Trademark, Service Mark

Status: New application will be assigned to an examining attorney approximately 3 months after filing date.

Status Date: Aug. 24, 2015

---

## Mark Information

---

Mark Literal Elements: ERIS PRICING ENGINE

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

---

## Related Properties Information

---

Claimed Ownership of US Registrations: 4031129, 4031131

---

## Goods and Services

---

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: Software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options

International Class(es): 009 - Primary Class

U.S Class(es): 021, 023, 026, 036, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: May 31, 2011

Use in Commerce: May 31, 2011

For: Providing financial services, namely, pricing and valuation for interest rate products, credit products, financial derivatives, futures and options; providing information concerning the pricing and valuation for interest rate products, credit products, financial derivatives, futures and options through a global computer network

International Class(es): 036 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 31, 2011

Use in Commerce: May 31, 2011

For: Providing non-downloadable software for pricing and valuation for interest rate products, credit products, financial derivatives, futures and options

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: May 31, 2011

Use in Commerce: May 31, 2011

---

## Basis Information (Case Level)

---

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

## Current Owner(s) Information

**Owner Name:** Eris Innovations, LLC

**Owner Address:** 227 W. Monroe Street, Suite 2070  
Chicago, ILLINOIS 60606  
UNITED STATES

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Andrew J. Avsec

**Docket Number:** 14368/17

**Attorney Primary Email Address:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** ANDREW J. AVSEC  
BRINKS GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
UNITED STATES

**Phone:** (312) 321-4200

**Fax:** (312) 321-4299

**Correspondent e-mail:** [officeactions@brinksgilson.com](mailto:officeactions@brinksgilson.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Aug. 24, 2015	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

**TM Staff Information - None**

**File Location**

**Current Location:** NEW APPLICATION PROCESSING

**Date in Location:** Aug. 24, 2015