ESTTA Tracking number: **ESTTA704480**
Filing date: **10/26/2015**

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	Duke University
Granted to Date of previous extension	10/25/2015
Address	Office of Counsel, 310 Blackwell St, 4th Floor Durham, NC 27701 UNITED STATES

Attorney information	SUSAN FREYA OLIVE OLIVE & OLIVE PA 500 MEMORIAL ST, PO BOX 2049 DURHAM, NC 27702 UNITED STATES emailboxTTAB@oliveandolive.com, solive@oliveandolive.com

Applicant Information

Application No	79161714	Publication date	04/28/2015
Opposition Filing Date	10/26/2015	Opposition Period Ends	10/25/2015
International Registration No.	1238886	International Registration Date	07/24/2014
Applicant	DALLARA AUTOMOBILI S.p.A. Via Provinciale, 33 ITALY		

Goods/Services Affected by Opposition

Class 009. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Spectacles; sunglasses; sports glasses;spectacle frames; spectacle cases; optical apparatus, namely, optical characterrecognition apparatus; video and computer game programs; simulators, namely, vehicle drive training simulators; simulators for driving and control of vehicles
Class 012. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Vehicles, namely, land vehicles, automobiles, trucks, vans, sports utility vehicles, passenger automobiles; apparatus for locomotion by land, namely, motor cars for transport on land
Class 025. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Clothing, namely, pants, shirts, shorts, tops, blouses, polo shirts, T-shirts, sweatshirts, dresses, skirts, jackets, coats, sweaters, sweat pants, bathing suits, stockings, ties, scarves, trousers, overalls; shoes; headwear; athletic apparel for gymnastics and sports, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms
Class 028. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Games, namely, interactive video game programs, action skill games, arcade gamemachines; toys, namely, electric actiontoys, electronic toy vehicles; toy model vehicles, namely, land vehicles, automobiles, trucks, vans and sports utility vehicles; toy model cars; toy model vehicles; gymnastic apparatus and sporting equipment, namely, bags specially adaptedfor sports equipment

Grounds for Opposition

False suggestion of a connection	Trademark Act section 2(a)
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.	1701827	Application Date	10/01/1991
Registration Date	07/21/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 pillows Class 021. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 cups Class 025. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 shirts		

U.S. Registration No.	1702350	Application Date	09/30/1991
Registration Date	07/21/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY STORES		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 1940/00/00 First Use In Commerce: 1940/00/00		

	retail store and mail order services inthe field of clothing, furniture, toys,games, sports equipment, school and office supplies, educational materials, computers, books, photography, housewares, towels, floor coverings, jewelry, ornaments, stationery, prints, camping equipment, pennants, decals, memorabilia, items-bearing Duke University trademarks, anditems depicting Duke University or its students, faculty, or campus life

U.S. Registration No.	1702830	Application Date	10/01/1991
Registration Date	07/28/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY		
Design Mark	Duke University		
Description of Mark	NONE		
Goods/Services	Class 006. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 key rings made primarily of metal and metal license plates Class 016. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 business card holders, decals, postcards, notepaper, envelopes, stationery, notebooks, loose leaf binders, pens, pencils, pen and pencil sets and paper bags Class 018. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 trunks for traveling, travel bags, and toiletry cases sold empty Class 024. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 tablecloths not of paper, blankets, andcloth flags		

U.S. Registration No.	1703029	Application Date	09/30/1991
Registration Date	07/28/1992	Foreign Priority Date	NONE
Word Mark	D		

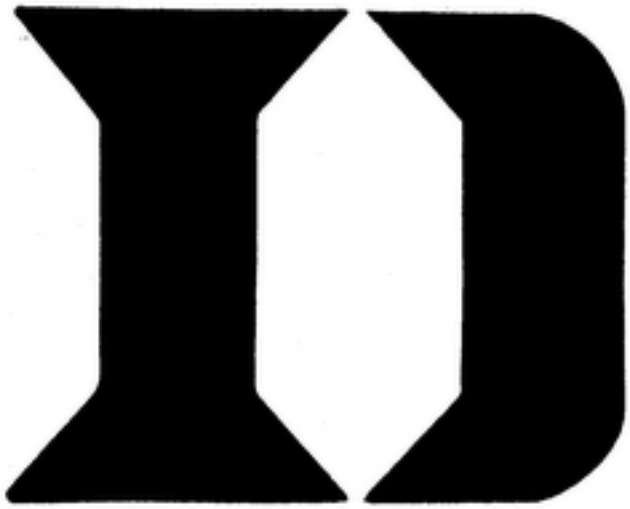
Design Mark	
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00 decorative magnets Class 014. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00 jewelry; namely, necklaces, pins, cuff links and tie tacks Class 025. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00 jackets and pants

U.S. Registration No.	1703267	Application Date	09/30/1991
Registration Date	07/28/1992	Foreign Priority Date	NONE
Word Mark	NONE		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 paper identification tags and decals Class 020. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 plaques and chairs Class 025. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 pants, shirts and jackets

U.S. Registration No.	1703433	Application Date	09/30/1991
Registration Date	07/28/1992	Foreign Priority Date	NONE
Word Mark	NONE		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 pants and underwear

U.S. Registration No.	1707766	Application Date	09/30/1991
Registration Date	08/18/1992	Foreign Priority Date	NONE
Word Mark	D		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 006. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00 key chains made primarily of metal Class 020. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00		

	tables Class 025. First use: First Use: 1971/06/00 First Use In Commerce: 1971/06/00 scarves, hats, socks, shirts, sweaters and pants

U.S. Registration No.	1713473	Application Date	10/01/1991
Registration Date	09/08/1992	Foreign Priority Date	NONE
Word Mark	UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 014. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 jewelry; namely, class rings Class 041. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 educational services; namely, providingcourses of study at the undergraduate and graduate level		

U.S. Registration No.	1724999	Application Date	09/30/1991
Registration Date	10/20/1992	Foreign Priority Date	NONE
Word Mark	D U ERUDITIO ET RELIGIO		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 006. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 key rings made primarily of metal, and metal license tags Class 008. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 pocket knives Class 009. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 decorative magnets, telephones, developed photographic slide transparencies, and graduated rulers Class 012. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 automobile window shades Class 014. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 cuff links, watches, and clocks Class 015. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 [musical instruments; namely, hand bells] Class 016. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 business card holders, pens, pencils, sets containing pens and pencils, desk top accessories; namely, pens, pencils, pen and pencil sets, blotters, paperweights and desk top calendars, paperweights, book ends, stationery, playing cards, paper napkins, cardboard gift boxes, paperbags, decals, stickers, filler paper, notepads, notebooks, clipboards, stationery type portfolios, memorandum boards, calendars, address books, paper coin holders, and paper diploma cases Class 018. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 umbrellas Class 020. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 plaques, pillows, plastic novelty license plates, and chairs Class 021. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 wooden serving trays, cups, beverage glasses, mugs, insulated beverage holders,decorative jars not of precious metal, vases, coasters, coaster racks, jewelry boxes, serving trays not made of wood also not made of precious metal, and soap dishes

	Class 022. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 laundry bags, and plastic bags for securing valuables Class 024. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 pennants not of paper, blankets, tablecloths not of paper, and towels Class 025. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 neckties, shirts, pants, and sweaters Class 026. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 buttons for clothing, fabric appliques,and needlepoint kits consisting of one or more of skeins of floss, fabric, needle, photo of completed design, needlepoint pattern and instructions Class 028. First use: First Use: 1966/02/00 First Use In Commerce: 1966/02/00 board games and Christmas tree ornaments

U.S. Registration No.	1737968	Application Date	09/30/1991
Registration Date	12/08/1992	Foreign Priority Date	NONE
Word Mark	D		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 006. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 metal license plates and metal key chains Class 011. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 lamps Class 012. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 automobile windshield sunshades Class 014. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 watches and women's jewelry Class 016. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 decals, [paper flags,] note pads, and writing paper Class 018. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 [trunks for traveling and] gym bags Class 020. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 chairs, [plastic flags,] and jewelry cases not of precious metal Class 021. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00		

	cups, wastepaper baskets, and insulatedcan holders Class 024. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 cloth flags Class 025. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 hats, socks, pants, shirts, sweatshirts, and sweaters Class 027. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 floor mats for household use Class 028. First use: First Use: 1982/09/00 First Use In Commerce: 1982/09/00 sports balls and basketball backboards

U.S. Registration No.	2026492	Application Date	06/27/1995
Registration Date	12/31/1996	Foreign Priority Date	NONE
Word Mark	DKE		
Design Mark	D♥KE		
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1995/02/17 First Use In Commerce: 1995/02/17 clothing, namely, T-shirts		

U.S. Registration No.	2082553	Application Date	06/28/1995
Registration Date	07/22/1997	Foreign Priority Date	NONE
Word Mark	DKE		
Design Mark	D♥KE		
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 1996/11/12 First Use In Commerce: 1996/11/12 balloons		

U.S. Registration No.	2092314	Application Date	06/28/1995
Registration Date	08/26/1997	Foreign Priority	NONE

		Date	
Word Mark	D KE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 024. First use: First Use: 1996/11/22 First Use In Commerce: 1996/11/22 pennants not of paper		

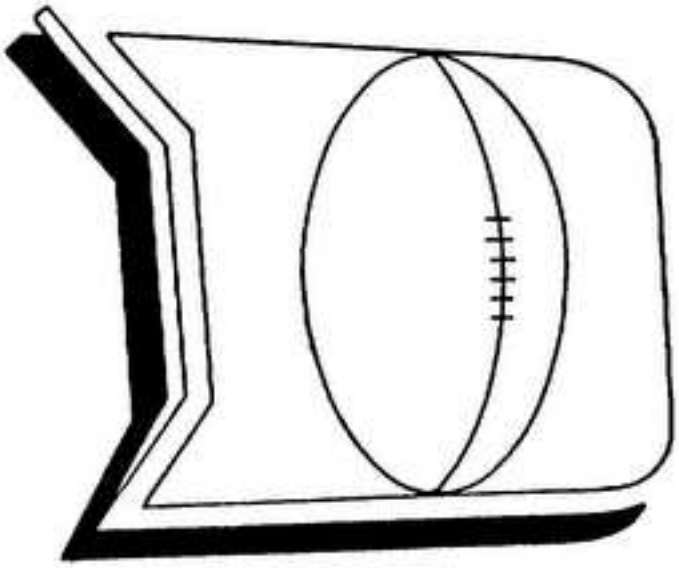
U.S. Registration No.	2100928	Application Date	03/25/1996
Registration Date	09/30/1997	Foreign Priority Date	NONE
Word Mark	CAMERON CRAZIE D		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1992/03/17 First Use In Commerce: 1992/03/17 clothing, namely, shirts		

U.S. Registration No.	2122067	Application Date	06/28/1995
Registration Date	12/16/1997	Foreign Priority Date	NONE
Word Mark	DKE		

Design Mark	D♥KE
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 1996/11/05 First Use In Commerce: 1996/11/05 decals, stickers, stationery, and note pads Class 021. First use: First Use: 1996/11/06 First Use In Commerce: 1996/11/06 drinking glasses, cups, and mugs

U.S. Registration No.	2203764	Application Date	07/01/1997
Registration Date	11/17/1998	Foreign Priority Date	NONE
Word Mark	DUKE CENTER FOR LIVING		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 1991/08/00 First Use In Commerce: 1991/08/00 educational services, namely, conducting classes, individualized programs, retreats, seminars, and workshops in the fields of health, medicine, nutrition, physical fitness, and stress and lifestyle management; and providing facilities for exercise Class 042. First use: First Use: 1991/08/00 First Use In Commerce: 1991/08/00 counseling in the fields of health care, nutrition, physical fitness, and stress and lifestyle management; medical services; restaurant services; and weight management diet planning and supervision		

U.S. Registration No.	2307324	Application Date	10/06/1998
Registration Date	01/11/2000	Foreign Priority Date	NONE
Word Mark	D		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 021. First use: First Use: 1997/06/05 First Use In Commerce: 1997/06/05 cups and mugs Class 024. First use: First Use: 1997/05/17 First Use In Commerce: 1997/05/17 cloth pennants Class 025. First use: First Use: 1997/06/00 First Use In Commerce: 1997/06/00 shirts and hats

U.S. Registration No.	2317603	Application Date	08/26/1997
Registration Date	02/15/2000	Foreign Priority Date	NONE
Word Mark	DUKE		
Design Mark	DUKE		
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 1935/01/00 First Use In Commerce: 1935/01/00 Educational services and teaching hospital services, namely, conducting classes, seminars, workshops, conferences and exhibitions, and distributing course materials therewith, in the field of medicine and health care, and conducting medical and health care training in the use ofmedical and health care devices, all provided via live sessions, interactive and/or on-line computer networks, television, and/or video-conferencing		

	Class 042. First use: First Use: 1935/01/00 First Use In Commerce: 1935/01/00 providing hospital, medical, and healthcare services; providing medical services delivered by mobile unit; conducting clinical and experimental research in the fields of health care and medicine; and providing health-related support groupservices

U.S. Registration No.	2415817	Application Date	01/07/2000
Registration Date	12/26/2000	Foreign Priority Date	NONE
Word Mark	DUKECARD		
Design Mark	DUKECARD		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1985/08/00 First Use In Commerce: 1985/08/00 magnetically encoded debit cards, security access cards, admission cards, identification cards and telephone calling cards for use in debit and stored-value transactions, library material rentals, purchase of goods and services from contracting vendors and for gaining access to facilities and events Class 036. First use: First Use: 1985/08/00 First Use In Commerce: 1985/08/00 financial services namely, providing and administering issuance, redemption andprocessing of transactions related to debit and stored value cards, and issuingstatements of account and payment processing, and transactions related thereto		

U.S. Registration No.	2820854	Application Date	11/07/2002
Registration Date	03/09/2004	Foreign Priority Date	NONE
Word Mark	D		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 1996/05/08 First Use In Commerce: 1996/05/08 decorative magnets Class 014. First use: First Use: 1988/08/15 First Use In Commerce: 1988/08/15 earrings Class 016. First use: First Use: 1988/08/15 First Use In Commerce: 1988/08/15 stationery Class 021. First use: First Use: 1988/08/15 First Use In Commerce: 1988/08/15 beverage glasses and portable coolers Class 025. First use: First Use: 1988/08/15 First Use In Commerce: 1988/08/15 shirts, sweatshirts and underwear

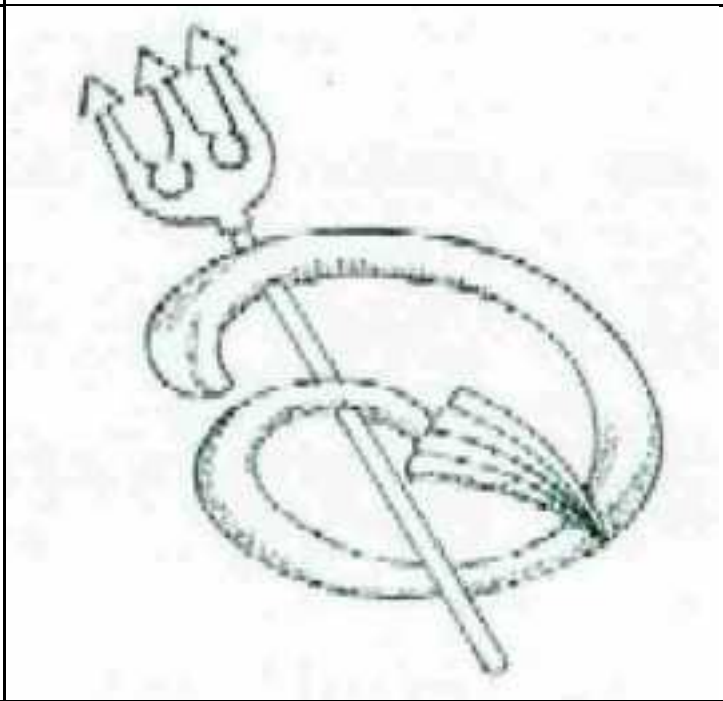
U.S. Registration No.	3157222	Application Date	07/20/2005
Registration Date	10/17/2006	Foreign Priority Date	NONE
Word Mark	DUKIE		
Design Mark	DUKIE		
Description of Mark	NONE		

Goods/Services	Class 025. First use: First Use: 2002/07/17 First Use In Commerce: 2002/07/17 Children's wear, namely, jackets, wind jackets, wind vests, undergarments, pants, shorts, sweaters, sweat pants, sweat shirts, sports jerseys, headwear, gloves, sleepwear, neckwear, uniforms, footwear, dresses; infants' wear, namely, jackets, wind jackets, wind vests, undergarments, shirts, pants, shorts, dresses, skirts, headwear, footwear, gloves, sleepwear, and infants' cloth and plastic bibs

U.S. Registration No.	3780204	Application Date	03/27/2009
Registration Date	04/27/2010	Foreign Priority Date	NONE
Word Mark	DUKEENGAGE		
Design Mark	DUKEENGAGE		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2007/02/01 First Use In Commerce: 2007/02/01 charitable services, namely, organizingand conducting volunteer programs and community service projects; providing a website featuring information on social issues, namely, activities in the field of civic engagement and public service Class 036. First use: First Use: 2007/02/01 First Use In Commerce: 2007/02/01 charitable fundraising services Class 041. First use: First Use: 2007/02/01 First Use In Commerce: 2007/02/01 Educational services, namely, conducting workshops and programs and providing internships in the field of civic engagement and public service and distribution of training material in connection therewith; on-line journals, namely, blogs featuring information regarding cultural immersion for community service projects and other volunteer programs Class 042. First use: First Use: 2007/02/01 First Use In Commerce: 2007/02/01 Computer services, namely, creating an on-line community for users to participate in discussions and receive feedback		

U.S. Registration No.	3878213	Application Date	08/03/2006
Registration Date	11/16/2010	Foreign Priority Date	NONE
Word Mark	DUKE		

Design Mark	DUKE
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 2010/02/01 First Use In Commerce: 2010/02/01 Decals, note pads, note cards, writing paper, and binders

U.S. Registration No.	3925905	Application Date	02/29/2008
Registration Date	03/01/2011	Foreign Priority Date	NONE
Word Mark	D		
Design Mark			
Description of Mark	The mark consists of a stylized capitalletter "D" superimposed over a three-pronged pitchfork. The letter "D" containsa barbed devil tail that encircles the pitchfork's staff.		
Goods/Services	Class 006. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Key holders made primarily of metal Class 008. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Pocket knives Class 009. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Decorative magnets Class 014. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Jewelry; wrist watches Class 016. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 desktop business card holders, decals, stickers		

	Class 021. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 mugs, thermal insulated containers for food or beverage Class 024. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Cloth pennants Class 025. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Clothing, namely, shorts, headwear, tops, shirts Class 028. First use: First Use: 2010/11/18 First Use In Commerce: 2010/11/18 Balloons

U.S. Registration No.	3936096	Application Date	10/08/1998
Registration Date	03/29/2011	Foreign Priority Date	NONE
Word Mark	DUKE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1926/00/00 First Use In Commerce: 1926/00/00 clothing for men, women and children, namely, cloth and plastic bibs, booties, cheerleading costumes, dresses, hats, jackets, jerseys, mittens, neckties, night-shirts, pajamas, pants, playsuits, shirts, shoes, shorts, slippers, socks, sun visors, sweatbands, sweatpants, sweatshirts, sweaters, T-shirts and vests, and headwear, namely, earbands		

U.S. Registration No.	3995015	Application Date	05/27/2010
Registration Date	07/12/2011	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY ATHLETICS EXCELLENCE LOYALTY DIVERSITY EDUCATION ACCOUNTABILITYSPORTSMANSHIP COMMITMENT INTEGRITY RESPECT D		
Design Mark			

Description of Mark	The mark consists of a medallion designthat consists of two outer concentric rings and an inner circle. The outermost ring has a scalloped border and containsnine stars. The mid ring contains the words "DUKE UNIVERSITY ATHLETICS" in a circular presentation. The inner circle contains the words "LOYALTY DIVERSITY EDUCATION ACCOUNTABILITY" stacked in the tophalf and "SPORTSMANSHIP COMMITMENT INTEGRITY RESPECT" stacked in the bottom half. The word "EXCELLENCE" appears in an oblong banner that horizontally bisects the entire medallion. A stylized letter "D" appears at the bottom of the medallion in the scalloped outer ring.
Goods/Services	Class 025. First use: First Use: 2006/09/11 First Use In Commerce: 2006/09/11 Clothing, namely, shirts Class 041. First use: First Use: 2006/09/11 First Use In Commerce: 2006/09/11 Entertainment services, namely, organizing and conducting an array of athletic events; Encouraging university athletic program by organizing and conducting educational programs and activities for athletes, alumni, supporters and fans; providing various facilities for an array ofsporting events, sports and athletic competitions and awards programs

U.S. Registration No.	4108223	Application Date	06/27/2011
Registration Date	03/06/2012	Foreign Priority Date	NONE
Word Mark	IRON DUKES		
Design Mark	IRON DUKES		
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2011/05/12 First Use In Commerce: 2011/05/12 Decals Class 021. First use: First Use: 2011/05/12 First Use In Commerce: 2011/05/12 Drinking vessels Class 024. First use: First Use: 2011/05/12 First Use In Commerce: 2011/05/12 Blankets for outdoor use Class 025. First use: First Use: 2011/05/12 First Use In Commerce: 2011/05/12 Shirts and hats for non-industrial uses Class 028. First use: First Use: 2011/05/12 First Use In Commerce: 2011/05/12 Golf balls		

U.S. Registration No.	4172132	Application Date	08/03/2006
Registration Date	07/10/2012	Foreign Priority Date	NONE
Word Mark	DUKE		

Design Mark	
Description of Mark	The mark consists of the stylized wording "DUKE". A design of the side of a devil's head appears between the letters "U" and "K" in "DUKE".
Goods/Services	Class 025. First use: First Use: 2009/10/00 First Use In Commerce: 2009/10/00 Clothing for men and women, namely, tops and sweatshirts

U.S. Registration No.	4274183	Application Date	10/14/2011
Registration Date	01/15/2013	Foreign Priority Date	NONE
Word Mark	D		
Design Mark			
Description of Mark	The mark consists of a stylized capitalletter "D" shown in Gothic script.		
Goods/Services	Class 014. First use: First Use: 1987/01/01 First Use In Commerce: 1987/01/01 Rings Class 025. First use: First Use: 2011/03/01 First Use In Commerce: 2011/03/01 Headwear; Tops		

U.S. Registration No.	4323346	Application Date	06/21/2012
Registration Date	04/23/2013	Foreign Priority Date	NONE
Word Mark	DUKE CHILDREN'S		

Design Mark	DUKE CHILDREN'S
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2009/06/17 First Use In Commerce: 2009/06/17 Downloadable electronic publications inthe nature of bulletins in the field of-healthcare Class 016. First use: First Use: 2009/06/17 First Use In Commerce: 2009/06/17 Bulletins concerning healthcare Class 035. First use: First Use: 1974/00/00 First Use In Commerce: 1974/00/00 Retail pharmacy services; retail gift shop services Class 036. First use: First Use: 1974/00/00 First Use In Commerce: 1974/00/00 Charitable fundraising services Class 041. First use: First Use: 1996/00/00 First Use In Commerce: 1996/00/00 Educational services, namely, conducting programs and training in the fields ofmedicine and healthcare; charitable services, namely, providing recreational activities for children suffering from illness in the nature of swimming, hiking, fishing, climbing, tennis, dance, photography, arts and crafts, and boating, and-conducting field trips in the fields ofarts, culture and science Class 042. First use: First Use: 1996/00/00 First Use In Commerce: 1996/00/00 Scientific research Class 044. First use: First Use: 1990/00/00 First Use In Commerce: 1990/00/00 Healthcare; providing information in the field of healthcare

U.S. Registration No.	4342645	Application Date	10/17/2012
Registration Date	05/28/2013	Foreign Priority Date	NONE
Word Mark	WASHINGTON DUKE INN & GOLF CLUB		
Design Mark	WASHINGTON DUKE INN & GOLF CLUB		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00		

	Retail gift shop; retail sporting goodsstore Class 041. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 Providing sports facilities Class 043. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 Hotel services; restaurant services; provision of banquet and social function facilities for special occasions; provision of conference, exhibition and meetingfacilities

U.S. Registration No.	4372828	Application Date	07/20/2006
Registration Date	07/23/2013	Foreign Priority Date	NONE
Word Mark	DUKE MEDICINE		
Design Mark	DUKE MEDICINE		
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2005/07/21 First Use In Commerce: 2005/07/21 Arranging and conducting educational conferences; medical and scientific training and teaching; arranging of exhibitions, seminars, conferences, professional workshops, training courses; organizationof seminars, working groups, research groups and conventions, in the fields of medicine and science; production of radio or television programs; children's entertainment and amusement centers, namely, interactive play areas; entertainment in the nature of golf or tennis tournaments; awards programs for major corporations and individuals who have made significant charitable contributions; publishing documents, books, journals and reports in the fields of science and medicine;providing fitness and exercise facilities; educational research; providing instruction in the field of health and wellness Class 042. First use: First Use: 2005/07/21 First Use In Commerce: 2005/07/21 Clinical research; design of medical, optical, and scientific apparatus and instruments; design or development of information and databases; design and testingfor new product development; design or testing of new products for others; licensing of intellectual property; medical research; medical and optical laboratories; scientific research and development Class 044. First use: First Use: 2005/07/21 First Use In Commerce: 2005/07/21 Blood bank; charitable services, namely, providing medical services, medical equipment, and medical supplies to those in need; charitable services, namely, patient assistance programs to provide drugs, drug counseling, and assistance in obtaining drugs for senior citizens and others in need; dentist services; emergency medical response services; health care; hospitals; hospices; medical, dental, optical, pharmaceutical, wellness and nursing care, consultation, and advice; medical information; nursing care; optician and optometry services; medical clinics; medical services; nutrition counseling; pharmaceutical dispensing; providing health information; providing medical information; rental of medical equipment; home health care and wellness counselingand psychotherapy with		

	individuals, families, and groups; providing informationin the field of health and wellness; social work services, namely, assisting patients and their families to obtain appropriate support services in the nature of home health care and wellness counseling; providing medical equipment to individuals Class 045. First use: First Use: 2005/07/21 First Use In Commerce: 2005/07/21 Grief and bereavement counseling; ministerial services; providing personal support services for families of patients, namely, companionship, help with medical forms, counseling and emotional support

U.S. Registration No.	4397703	Application Date	09/25/2012
Registration Date	09/03/2013	Foreign Priority Date	NONE
Word Mark	DUKE FORWARD		
Design Mark	DUKE FORWARD		
Description of Mark	NONE		
Goods/Services	Class 036. First use: First Use: 2012/09/29 First Use In Commerce: 2012/09/29 Accepting and administering monetary charitable contributions; Charitable fundraising services		

U.S. Registration No.	4481331	Application Date	06/30/2009
Registration Date	02/11/2014	Foreign Priority Date	NONE
Word Mark	DUKE CONNECTED CARE		
Design Mark	DUKE CONNECTED CARE		
Description of Mark	NONE		
Goods/Services	Class 044. First use: First Use: 2012/12/03 First Use In Commerce: 2012/12/03 health care		

U.S. Registration	4760204	Application Date	11/05/2014

No.			
Registration Date	06/23/2015	Foreign Priority Date	NONE
Word Mark	IRON DUKES		
Design Mark	IRON DUKES		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1971/07/01 First Use In Commerce: 1971/07/01 Charitable services, namely, promoting public awareness of the need for supporting athletic activities, facilities and events; Club services, namely, promotingthe interests of supporters of athleticactivities, facilities and events Class 036. First use: First Use: 1971/07/01 First Use In Commerce: 1971/07/01 Charitable fundraising to support athletic activities, facilities and events		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE		
Goods/Services	A wide range of products for men, women and children, including products for use in connection with athletic events and performance and further including but not limited to clothing including casual and sports clothing, headwear, outerwear, footwear, knitwear, hats, tops, t-shirts, polo shirts, bottoms, pants, sweatshirts, sweatpants, sports jerseys, uniforms, foul weather gear, jackets, athletic apparel, protective eyewear, beachwear, infant wear, coats, cover-ups, lingerie, loungewear, neckwear, skiwear, swimwear, sleepwear, suspenders, hair wear, undergarments; personal accessories including but not limited to sports and travel bags, sunglasses, jewelry and watches, belts, wallets, hair accessories, stuffed and plush toys; a wide variety of items for children and infants, including clothing, sleepwear, toys, bibs and other feeding related items, and accessories; electronics and computer accessories, data storage devices, portable computer sleeves, and mouse pads; holiday ornaments and accessories; dolls, toys, action figures, board games and video games; blankets, bed & bath items; personal care, skin care, grooming, and cosmetic items including toothbrushes and personal care packs comprising a variety of items; containers to hold personal care, skin care, grooming, and cosmetic items; time keeping devices; pet accessories, including apparel, restraint devices, and food and treat related items; beverage & barware; kitchenware, kitchen and cooking accessories; pennants, banners & flags; automobile and other vehicular accessories including but not limited to license plates, bumper stickers, decals, flags, fins, and mirror adornments; bicycles, bicycles accessories including bicycle clothing, gear, and bags; kitchenware; desk & office accessories; furniture; lighting; personal accessories; writing instruments and paper		

	products including, but not limited to, memo pads, books, napkins; collectibles; sports equipment, accessories & team memorabilia including helmets and ball markers; decor items; pre-recorded music; cell phone ringtones; streaming live musical performances; magazines, periodicals and other publications directed to a variety of subjects of interest to or related to the University, its programs, research, students, professors, or alumni

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE		
Goods/Services	A wide range of services for men, women and children, including but not limited to educational services, namely providing courses of instruction for men, women and children, including classes, seminars, workshops, conferences, tutoring and training in virtually all fields of learning at the pre-university, university, graduate and post-graduate levels, including but not limited to liberal arts, science and medicine, business, law, music, art, religion, sports, health and wellness, and auxiliary skills necessary to success in a career; educational and scientific research; religious instruction, teaching, counseling and services including divinity school services and church services; services in the fields of entertainment and sports, including but not limited to photography services, sports team and club services and performances in, among others, the fields of badminton, baseball, basketball, bicycles, crew, cross country, cycling, dancing, diving, endurance events, equestrian, fencing, field hockey, football, golf, ice hockey, ice skating, lacrosse, martial arts, motor sports including automobile racing, music, racing, racquetball, rowing, rugby, sailing, ski, soccer, softball, snowboard, swimming, table tennis, tennis, track and field, ultimate Frisbee, volleyball, water polo, and wrestling, as well as others; sports medicine programs; sports training programs; including intermural sports teams, club teams intercollegiate sports teams, and NCAA sports programs; sports training camps for its own students and athletes and others; sports training programs, including providing training for youthful athletes as well as older athletes; sports medicine programs; and athlete injury rehabilitation programs; sports, athletic and health training and education; publishing services; providing a web site featuring sports information; providing news and information in the field of sports; programing and broadcasting in the fields of sports, news, current events, popular culture, stories of general interest, and educational programing; creating, maintaining and merchandising a wide variety of recorded and streamed content; entertainment and educational services in the nature of museums; entertainment and educational services in the nature of musical and theatrical performances; fund raising; provision of food and beverages and restaurant services; medical and wellness services; education in the fields of health and wellness aimed at the general public; spa services; medical and nutritional research and programs, including research on dietary supplements, and other "non- traditional" medical treatments and research; psychological services including but not limited to counseling and treatment for victims of physical, emotional and sexual abuse; mental and physical health services for men, women and children, including diagnosis, treatment, and study of mental and physical health issues; medical and other research involving dogs and other animals; retail store services in the fields of personal care, grooming, cosmetics and health and wellness; and provision of information of interest to or related to the University, its programs, re-			

	search, students, professors, or alumni; medical and nutritional research and programs; retail store services; on-line and fixed premises retail store and sales services featuring a wide range of products including but not limited to those listed hereinabove

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	D		
Goods/Services	Substantially the same goods as provided herein with respect to DUKE; substantially the same entertainment, education, health, medical and sports related services as provided herein with respect to DUKE		

Attachments	74208935#TMSN.png(bytes) 74208934#TMSN.png(bytes) 74208328#TMSN.png(bytes) 74209061#TMSN.png(bytes) 74209060#TMSN.png(bytes) 74209067#TMSN.png(bytes) 74208924#TMSN.png(bytes) 74209059#TMSN.png(bytes) 74209062#TMSN.png(bytes) 74693793#TMSN.png(bytes) 75976141#TMSN.png(bytes) 75976140#TMSN.png(bytes) 75078947#TMSN.png(bytes) 74694684#TMSN.png(bytes) 75565065#TMSN.png(bytes) 75347293#TMSN.png(bytes) 75892149#TMSN.png(bytes) 76465255#TMSN.png(bytes) 78674480#TMSN.png(bytes) 77700792#TMSN.png(bytes) 78944344#TMSN.png(bytes) 77409399#TMSN.png(bytes) 85049335#TMSN.png(bytes) 85356737#TMSN.png(bytes) 78944306#TMSN.png(bytes) 85447767#TMSN.png(bytes) 85658564#TMSN.png(bytes) 85756810#TMSN.png(bytes) 78933450#TMSN.png(bytes) 85738029#TMSN.png(bytes) 77771298#TMSN.png(bytes) 86445421#TMSN.png(bytes) 20151026 NOO [Duke].pdf(335483 bytes) Combined file - Exhibits 1-35.pdf(4575330 bytes)

Certificate of Service

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

Signature	/SFO/

Name	SUSAN FREYA OLIVE
Date	10/26/2015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Trademark Trial and Appeal Board

IN THE MATTER OF Trademark Application of Dallara Automobili S.p.A.
For Registration of D, Serial No. 79161714
Published for Opposition in the Official Gazette on April 28, 2015

Duke University, Plaintiff-Opposer vs Dallara Automobili S.p.A., Defendant-Applicant	**OPPOSITION** **TO** **REGISTRATION OF MARK**

Attorney Reference: DUKU9365

Duke University, a corporation of the State of North Carolina, with a principal place of business in Durham, North Carolina and business address at Office of University Counsel, Duke University, Durham, North Carolina, believes that it will be damaged by registration of the mark shown in the above-identified application, and hereby opposes same.

The grounds for opposition are as follows:

1. Opposer is the owner of many marks (hereafter referred to as Opposer's "Marks") consisting in whole or substantial part of the letter D (when separately referred to, hereafter called Opposer's "D Marks"), and/or the term DUKE or variants thereof (when separately referred to, hereafter called Opposer's "DUKE Marks"), in a variety of designs and fonts. For purposes of the current opposition proceeding, the marks relied upon as Opposer's Marks are those set out in the registrations listed herein and in the exhibits, together with the common law marks listed herein and in the exhibits, and the marks listed on the ESTTA Cover Sheet for this pleading.

2. Since long prior to the filing date of Applicant's application, and any other priority date to which Applicant might be entitled, Opposer directly and through licensees has provided a wide variety of educational, entertainment, medical, and other goods and services under Opposer's Marks, and has sold and provided directly and through licensees, in commerce, a multitude of products under those marks Additional detail with respect to use of Opposer's Marks is set out hereafter, and in the registrations and exhibits.

3. Applicant seeks registration of a mark comprising the letter "D" as its principal text element, pursuant to Section 66(a) of the Trademark Act (15 USC §10141(f), for use in connection with a wide variety of goods in International Classes 9, 12, 25, and 28.

4. Opposer, directly and through licensees, has used its D Marks in commerce on or in connection with goods that are identical and/or closely related to those identified in the opposed application, including but not limited to the following:

> sunglasses, sports glasses, spectacle cases, video games; vehicles, race cars;pants, shirts, shorts, tops, blouses, polo shirts, T-shirts, sweatshirts, dresses, skirts, jackets, coats, sweaters, sweat pants, bathing suits, stockings, ties, scarves, trousers, overalls, shoes, headwear, athletic apparel for gymnastics and sports, footwear, hats and caps, and athletic uniforms

and Opposer also has used its DUKE Marks in commerce in connection with such goods. Opposer continues to use Opposer's Marks, including Opposer's D Marks and Opposer's DUKE Marks, in commerce in connection with goods that are identical and/or substantially similar to those identified in Applicant's application.

5. Applicant claims ownership of International Registration No. 1238886, granted Jul. 14, 2014, for use in connection with the goods listed in United States Trademark Applications Serial No. 79161714. Applicant has not alleged any earlier priority than that afforded by its application

and on information and belief, has no earlier date on which it can rely, and in any event no date that precedes Opposer's own use.

6. Use of Opposer's Marks by Opposer commenced in the early 1920's and has continued and expanded in interstate and foreign commerce, both directly and through licensees, continuously since that time. Opposer's priority with respect to each of Opposer's Marks asserted in this Opposition, including Opposer's D Marks and Opposer's DUKE Marks, for virtually all of the uses identified therewith, precedes the filing date of Applicant's application and any other priority date to which Applicant might be entitled, whether based on use or otherwise. Opposer's priority extends to and includes priority as to the goods listed in Paragraph 4 above.

7. Opposer is a famous university, with a world-renowned teaching hospital and medical facilities, and a well-known Division 1 athletic program, including a famous basketball program, and whose sports programs are followed by sports fans around the country. Opposer uses Opposer's Marks, including Opposer's D Marks and Opposer's DUKE Marks, in connection with (among other things) its university activities, medical programs, and sports programs, and the marks are viewed by millions of fans each year, all of which, together with Opposer's lengthy use of Opposer's Marks, creates and reinforces a link between Opposer and Opposer's Marks, including Opposer's D Marks and Opposer's DUKE Marks, in the minds of the public.

8. Opposer owns at least the following United States Trademark Registrations and pending applications for Opposer's Marks, each of which includes the term DUKE or the letter "D" or a variant term that reminds viewers and customers of DUKE and further reinforces the link between Opposer's Marks, including Opposer's D Marks, and Opposer. Each of the registrations listed below was lawfully issued, and is valid and subsisting. Copies of the electronic records provided by the United States Trademark Office for each registration are attached hereto as Exhibits 1 through

35, corresponding to the exhibit numbers set out below, and are incorporated herein by reference and for purpose of reliance.

Exh.	Registration #.	Issue Date	Mark
1	1,701,827	07/21/92	DUKE UNIVERSITY
2	1,702,350	07/21/92	DUKE UNIVERSITY STORES
3	1,702,830	07/28/92	DUKE UNIVERSITY
4	1,703,029	07/28/92	D and Design
5	1,703,267	07/28/92	Flaming Devil with D Design
6	1,703,433	07/28/92	Devil with D Design
7	1,707,766	08/18/92	D
8	1,713,473	09/08/92	UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO
9	1,724,999	10/20/92	D U ERUDITIO ET RELIGIO and Design
10	1,737,968	12/08/92	D with Devil Head Design
11	2,026,492	12/31/96	D[U]KE with Stylized "U"
12	2,082,553	07/22/97	D[U]KE with Stylized "U"
13	2,092,314	08/26/97	D[U]KE with Stylized "U"
14	2,100,928	09/30/97	CAMERON CRAZIE D
15	2,122,067	12/16/97	D[U]KE with Stylized "U"
16	2,203,764	11/17/98	DUKE CENTER FOR LIVING
17	2,307,324	01/11/00	D
18	2,317,603	02/15/00	DUKE
19	2,415,817	12/26/00	DUKECARD
20	2,820,854	03/09/04	D
21	3,157,222	10/17/06	DUKIE
22	3,780,204	04/27/10	DUKEENGAGE
23	3,878,213	11/16/10	DUKE and Design
24	3,925,905	03/01/11	D
25	3,936,096	03/29/11	DUKE
26	3,995,015	07/12/11	DUKE UNIVERSITY ATHLETICS EXCELLENCE LOYALTY DIVERSITY EDUCATION ACCOUNTABILITY SPORTSMANSHIP COMMITMENT INTEGRITY RESPECT D
27	4,108,223	03/06/12	IRON DUKES
28	4,172,132	07/10/12	DUKE with Devil Head
29	4,274,183	01/15/13	D
30	4,323,346	04/23/13	DUKE CHILDREN'S
31	4,342,645	05/28/13	WASHINGTON DUKE INN & GOLF CLUB
32	4,372,828	07/23/13	DUKE MEDICINE

Exh.	Registration #.	Issue Date	Mark
33	4,397,703	09/03/13	DUKE FORWARD
34	4,481,331	02/11/14	DUKE CONNECTED CARE
35	4,760,204	06/23/15	IRON DUKES

9. Opposer's Marks include, in addition to the above-listed registered marks, the letter "D" and the word "DUKE" in a variety of designs and fonts, used for substantially the same goods and services as are identified in the preceding paragraphs, including in the registrations themselves, and used, as well, as marks under the common law.

10. Opposer's provision and promotion of its services and products to the public under Opposer's Marks for nearly a century has caused the public to strongly associate Opposer's Marks, including Opposer's D Marks as well as Opposer's DUKE Marks, and the goods and services provided thereunder, with Opposer, such association beginning long prior to the filing date of Applicant's application, prior to any first date of use of Applicant's mark that Applicant is entitled to assert, and prior to any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought, and continuing to the present time. Through those efforts Opposer now has built substantial goodwill in Opposer's Marks, including its D Marks and its DUKE Marks, that inures to the benefit of Opposer.

11. The mark DUKE has become famous, and is associated with and identifies Opposer; Opposer's D Marks are at least well-known, and certain of the D Marks, including at least the mark known as the "IRON D" design, are famous. Opposer's said Marks became famous prior to the filing date of Applicant's application, any date of first use of Applicant's mark that Applicant is entitled to assert, and any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought; and said fame continues at present.

12. The fame of Opposer's aforesaid mark DUKE and its famous D Marks is so widespread and pervasive that consumers will expect that not only identical marks but also similar marks are associated with Opposer. Opposer's long use of "D" has created an identity for Opposer associated with the term "D". Opposer's "D" Marks now serve to identify, and as an identity of, Opposer, such identification beginning long prior to the filing date of Applicant's application, prior to any first date of use of Applicant's mark that Applicant is entitled to assert, and prior to any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought, and continuing to the present time.

13. Applicant seeks to register a mark incorporating a term that is substantially similar or identical to Opposer's Marks, including Opposer's D Marks, for goods that are identical and/or closely related to those with which Opposer's Marks are used.

14. Applicant's mark, rather than pointing to Applicant, when used as Applicant would be entitled to use the mark if registered would point uniquely to Opposer as an entity. That is, the mark sought to be registered would be entitled to be used so as to incorporate and be perceived as Opposer's identity or "persona," and purchasers are likely to assume that goods bearing the mark sought to be registered are connected with Opposer. Opposer's excellent and well-known reputation, and the close and long-time association of Opposer's Marks with Opposer are such that a connection with Opposer and Opposer's goods and services is likely to be presumed when the mark Applicant seeks to register is used in the manner sought to be permitted in connection with the goods identified in the application.

15. For purposes of this application, evidence of any limitations with respect to use of the applied-for mark that allegedly have been adopted by Applicant or its licensees is irrelevant to the

claims of likelihood of confusion in this proceeding, except to the extent (if any) that Applicant has incorporated express limitations into the application itself.

16. Applicant has not incorporated limitations on coloration of the mark, or on themes and images that can be used in association with its mark. The likelihood of a presumed connection, and of confusion, would be particularly strong if Applicant's mark were used, as presumptively will be the case based on the nature of the application, in connection with themes and images associated with Opposer. For example, if registered as currently proposed, Applicant's mark could presumptively be depicted and/or advertised in connection with Opposer's school colors, with collegiate teams and athletes, and/or with a devil or parts thereof reminiscent of Opposer's mascot; and such goods could presumptively further be marketed in association with images depicting, and themes associated with, colleges, collegiate programs, including images and themes evocative of Opposer and Opposer's athletic teams, along with other indicia evocative of Opposer.

17. Applicant has not incorporated limitations on channels of trade or on markets, or adopted other limitations in an attempt to minimize the likelihood of confusion. The absence of such limitations further enhances the likelihood of a presumed connection and of confusion. Applicant's goods under the mark thus presumptively could be identified as "licensed" (without specification as to the licensor) and offered in commerce to the hundreds of thousands of persons who interact every year with Duke University and its medical centers; and they could be targeted to Duke University alumni and to Duke University's fans. The mark sought to be registered, used in connection with goods closely related to those provided under Opposer's Marks, presumptively would be marketed with images thematically evocative of Opposer and would presumptively be targeted at, and marketed through channels of commerce directed to, Opposer's athletes and fans as well as Opposer's alumni, employees, patients, students, potential students, and parents of students past,

present, or future. The goods designed and marketed in the afore-described manners further could be provided on or adjacent to Duke University's campuses and at or adjacent to Duke-branded medical facilities in North Carolina and in other states. It must be presumed that the market and the channels of trade through which Applicant will offer goods bearing the mark sought to be registered are identical and closely related to those that are currently used by Opposer and that have been used by Opposer since long prior to any priority date to which Applicant might be entitled.

18. In short, the presumption of a connection, as well as a likelihood of confusion, is particularly likely and is enhanced because Applicant seeks to register and use its mark in a substantially unrestricted manner, presumptively in the same channels of trade, presumptively targeted to the same markets, and presumptively colored and otherwise configured and advertised so as to maximize the likelihood that consumers will associate and confuse Applicant's mark, used in connection with Applicant's identified goods, with Opposer and Opposer's goods and services offered under Opposer's Marks.

19. Opposer has established standards for the licensing of Opposer's Marks, including Opposer's D Marks, to ensure that products and services bearing Opposer's marks protect the integrity and reputation of the institution, maintain and build upon the goodwill of the institution, and promote support for and increase awareness of the institution, its mission and goals. Consistent with its policies and in order to prevent tarnishment of its brand and its reputation, Opposer does not permit use of its marks for products or services that in its opinion are harmful to the mission or image of Duke University, nor does it permit use of confusingly similar marks associated with goods or services of uncertain quality, unregulated by Opposer and likely to cause confusion.

20. Despite Applicant's claim of right to use the mark it seeks to register, in connection with goods similar or identical to those offered by Opposer, Applicant is not affiliated with, licensed by, or otherwise associated with Opposer. Opposer is not connected with the goods that Applicant provides, offers, or intends to offer under the mark sought to be registered.

21. In view of the foregoing and the similarity of Opposer's prior-used and not abandoned Opposer's Marks (including but not limited to Opposer's D Marks and Opposer's DUKE Marks) to Applicant's applied-for mark, the related nature of the goods and services offered by Opposer and its licensees to the uses identified in Applicant's application, and the related and overlapping channels of commerce, it is further alleged that Applicant's mark, as currently applied for, identified, and described and without further limitations than those currently contained in the application, so resembles Opposer's Marks as to be likely to cause confusion and mistake and to dilute Opposer's rights in at least its famous marks DUKE and its Iron Duke "D" mark.

22. Moreover, registration and/or use of Applicant's mark as sought in Applicant's application is likely to interfere with Opposer's use and exploitation of Opposer's marks, to falsely suggest a connection with Opposer, to diminish Opposer's rights in said marks and the distinctive quality thereof and the goodwill associated therewith which presently inures to the benefit of Opposer, and to dilute Opposer's rights in at least its famous mark DUKE and its Iron Duke "D" mark.

WHEREFORE, Opposer requests that Applicant's application be denied.

This 26th day of October, 2015.

OLIVE & OLIVE, P.A.
Attorneys for Opposer

/Susan Freya Olive/
Susan Freya Olive
NC Bar No. 7252
P. O. Box 2049
Durham, North Carolina 27702
Telephone: (919) 683-5514
Email: emailboxTTAB@oliveandolive.com

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the Notice of Opposition filed herein, together with any and all attachments thereto, has been served upon Applicant by depositing a copy of the same in the United States mail, first class postage prepaid, addressed to Applicant at the correspondence address of record, to wit:

Silvia Cudia c/o Bugnion S.p.A.
Largo Michele Novaro, 1/A
I-43121 PARMA
ITALY

with a courtesy copy to its email address of record at: cudia@bugnion.it.

on this the 26th day of October, 2015.

/Susan Freya Olive/

Susan Freya Olive
Olive & Olive, P.A.
Attorneys for Opposer

P. O. Box 2049
Durham, North Carolina 27702
Telephone: (919) 683-5514
Email: emailboxTTAB@oliveandolive.com

Duke University's Notice of Opposition

Exhibit 1:
TSDR website printout of Reg. No. 1,701,827

Duke

University

Generated on: This page was generated by TSDR on 2015-08-10 17:23:19 EDT

Mark: DUKE UNIVERSITY

Duke University

US Serial Number: 74208935

Application Filing Date: Oct. 01, 1991

US Registration Number: 1701827

Registration Date: Jul. 21, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 26, 2012

Publication Date: Apr. 28, 1992

Mark Information

Mark Literal Elements: DUKE UNIVERSITY

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

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: pillows

International Class(es): 020 - Primary Class

U.S Class(es): 032

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

For: cups

International Class(es): 021 - Primary Class

U.S Class(es): 002, 030

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

For: shirts

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor

Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0412

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
Olive & Olive, P.A.
500 Memorial Street
Durham, NORTH CAROLINA 27701
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 26, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 26, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	73376
Jun. 26, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	73376
Jun. 25, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jan. 30, 2008	CASE FILE IN TICRS	
Oct. 11, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 11, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 18, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 18, 2002	PAPER RECEIVED	
Oct. 08, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 21, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 21, 1992	REGISTERED-PRINCIPAL REGISTER	
Apr. 28, 1992	PUBLISHED FOR OPPOSITION	
Mar. 27, 1992	NOTICE OF PUBLICATION	
Dec. 10, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 21, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 26, 2012

Duke University's Notice of Opposition

Exhibit 2:
TSDR website printout of Reg. No. 1,702,350

DUKE UNIVERSITY STORES

Generated on: This page was generated by TSDR on 2015-08-10 17:39:55 EDT

Mark: DUKE UNIVERSITY STORES

US Serial Number: 74208327

Application Filing Date: Sep. 30, 1991

US Registration Number: 1702350

Registration Date: Jul. 21, 1992

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Jun. 26, 2012

Publication Date: Apr. 28, 1992

Mark Information

Mark Literal Elements: DUKE UNIVERSITY STORES

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "STORES"

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: retail store and mail order services in the field of clothing, furniture, toys, games, sports equipment, school and office supplies, educational materials, computers, books, photography, housewares, towels, floor coverings, jewelry, ornaments, stationery, prints, camping equipment, pennants, decals, memorabilia, items bearing Duke University trademarks, and items depicting Duke University or its students, faculty, or campus life

International Class(es): 042 - Primary Class

U.S Class(es): 101

Class Status: ACTIVE

Basis: 1(a)

First Use: 1940

Use in Commerce: 1940

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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0410
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent			
Correspondent Name/Address:	Susan Freya Olive OLIVE & OLIVE, P.A. 500 MEMORIAL STREET DURHAM, NORTH CAROLINA 27701 UNITED STATES		
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 26, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 26, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Jun. 26, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Jun. 25, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jan. 31, 2008	CASE FILE IN TICRS	
Jul. 05, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jul. 05, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Apr. 29, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 29, 2002	PAPER RECEIVED	
Oct. 07, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 21, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 21, 1992	REGISTERED-PRINCIPAL REGISTER	
Apr. 28, 1992	PUBLISHED FOR OPPOSITION	
Mar. 27, 1992	NOTICE OF PUBLICATION	
Dec. 30, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 12, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Jul. 21, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Jun. 26, 2012

Duke University's Notice of Opposition

Exhibit 3:
TSDR website printout of Reg. No. 1,702,830

Duke University

Generated on: This page was generated by TSDR on 2015-08-10 17:43:17 EDT

Mark: DUKE UNIVERSITY

Duke University

US Serial Number: 74208934

Application Filing Date: Oct. 01, 1991

US Registration Number: 1702830

Registration Date: Jul. 28, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: May 02, 2012

Publication Date: May 05, 1992

Mark Information

Mark Literal Elements: DUKE UNIVERSITY

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

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: key rings made primarily of metal and metal license plates

International Class(es): 006 - Primary Class

U.S Class(es): 013, 025

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

For: business card holders, decals, postcards, notepaper, envelopes, stationery, notebooks, loose leaf binders, pens, pencils, pen and pencil sets and paper bags

International Class(es): 016 - Primary Class

U.S Class(es): 002, 037, 038

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

For: trunks for traveling, travel bags, and toiletry cases sold empty

International Class(es): 018 - Primary Class

U.S Class(es): 002, 003

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

For: tablecloths not of paper, blankets, and cloth flags

International Class(es): 024 - Primary Class

U.S Class(es): 032, 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

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: Duke University

Owner Address: 310 Blackwell Street
4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0408

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE, P.A.
500 MEMORIAL STREET
DURHAM, NORTH CAROLINA 27701
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 02, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
May 02, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	70132
May 02, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70132
May 02, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70132
Apr. 13, 2012	TEAS SECTION 8 & 9 RECEIVED	
Feb. 08, 2008	CASE FILE IN TICRS	
Oct. 17, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 17, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 25, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 25, 2002	PAPER RECEIVED	
Oct. 09, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 28, 1992	REGISTERED-PRINCIPAL REGISTER	
May 05, 1992	PUBLISHED FOR OPPOSITION	
Apr. 03, 1992	NOTICE OF PUBLICATION	
Dec. 30, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 16, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 28, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Duke University's Notice of Opposition

Exhibit 4:
TSDR website printout of Reg. No. 1,703,029

Generated on: This page was generated by TSDR on 2015-08-10 17:46:06 EDT

Mark: D

US Serial Number: 74208328

Application Filing Date: Sep. 30, 1991

US Registration Number: 1703029

Registration Date: Jul. 28, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Apr. 16, 2012

Publication Date: May 05, 1992

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

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

Design Search Code(s): 21.03.09 - Badminton nets; Basketball nets; Nets, badminton; Nets, tennis; Nets, volley ball; Volleyball nets; Tennis nets
21.03.20 - Basketballs
26.15.21 - Polygons that are completely or partially shaded
27.03.01 - Geometric figures forming letters, numerals or punctuation

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: decorative magnets

International Class(es): 009 - Primary Class

U.S Class(es): 014, 026

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

For: jewelry; namely, necklaces, pins, cuff links and tie tacks

International Class(es): 014 - Primary Class

U.S Class(es): 028

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

For: jackets and pants

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: VEDIA JONES-RICHARDSON **Docket Number:** DUKU0404

Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: VEDIA JONES-RICHARDSON
Olive & Olive, P.A.
500 MEMORIAL STREET
DURHAM, NORTH CAROLINA 27701
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 16, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Apr. 16, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Apr. 16, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Apr. 13, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jul. 25, 2008	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Feb. 06, 2008	CASE FILE IN TICRS	
Oct. 05, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 05, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 18, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 18, 2002	PAPER RECEIVED	
Oct. 14, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 28, 1992	REGISTERED-PRINCIPAL REGISTER	
May 05, 1992	PUBLISHED FOR OPPOSITION	
Apr. 03, 1992	NOTICE OF PUBLICATION	
Dec. 24, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 10, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 28, 2012

TM Staff and Location Information

TM Staff Information - None

Duke University's Notice of Opposition

Exhibit 5:
TSDR website printout of Reg. No. 1,703,267

Devil with D design

Generated on: This page was generated by TSDR on 2015-08-10 17:50:54 EDT

Mark:

US Serial Number: 74209061

Application Filing Date: Sep. 30, 1991

US Registration Number: 1703267

Registration Date: Jul. 28, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 06, 2012

Publication Date: May 05, 1992

Mark Information

Mark Literal Elements: None

Standard Character Claim: No

Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)

Design Search Code(s): 01.15.03 - Fire (flames), other than emanating from objects, words, numbers, fireplaces or candles; Flames, other than flames emanating from objects, words, numbers, fireplaces or candles
04.01.04 - Devils; Horns, persons having

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: paper identification tags and decals

International Class(es): 016 - Primary Class

U.S Class(es): 038

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: plaques and chairs

International Class(es): 020 - Primary Class

U.S Class(es): 032

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: pants, shirts and jackets

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: VEDIA JONES-RICHARDSON

Docket Number: DUKU0600

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: VEDIA JONES-RICHARDSON
OLIVE & OLIVE PA
500 MEMORIAL STREET
DURHAM, NORTH CAROLINA 27701
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 06, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jun. 06, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Jun. 06, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Jun. 04, 2012	TEAS SECTION 8 & 9 RECEIVED	
Jul. 25, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Feb. 05, 2008	CASE FILE IN TICRS	
Oct. 05, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 05, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 18, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 18, 2002	PAPER RECEIVED	
Oct. 14, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 28, 1992	REGISTERED-PRINCIPAL REGISTER	
May 05, 1992	PUBLISHED FOR OPPOSITION	
Apr. 03, 1992	NOTICE OF PUBLICATION	
Dec. 20, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 10, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67568

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 28, 2012

Duke University's Notice of Opposition

Exhibit 6:
TSDR website printout of Reg. No. 1,703,433

Devil with D design

Generated on: This page was generated by TSDR on 2015-08-10 17:55:44 EDT

Mark:

US Serial Number: 74209060

Application Filing Date: Sep. 30, 1991

US Registration Number: 1703433

Registration Date: Jul. 28, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Mar. 31, 2012

Publication Date: May 05, 1992

Mark Information

Mark Literal Elements: None

Standard Character Claim: No

Mark Drawing Type: 2 - AN ILLUSTRATION DRAWING WITHOUT ANY WORDS(S)/ LETTER(S)/NUMBER(S)

Design Search Code(s): 04.01.04 - Horns, persons having; Devils

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: pants and underwear

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Vedia Jone-Richardson	**Docket Number:**	DUKU0409
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	Vedia Jone-Richardson Olive & Olive, P.A. 500 MEMORIAL STREET DURHAM, NORTH CAROLINA 27701 UNITED STATES		
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 31, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 31, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	69471
Mar. 31, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	69471
Feb. 17, 2012	TEAS SECTION 8 & 9 RECEIVED	
Feb. 14, 2008	CASE FILE IN TICRS	
Oct. 05, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Oct. 05, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 18, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Jul. 18, 2002	PAPER RECEIVED	
Feb. 11, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 28, 1992	REGISTERED-PRINCIPAL REGISTER	
May 05, 1992	PUBLISHED FOR OPPOSITION	
Apr. 03, 1992	NOTICE OF PUBLICATION	
Dec. 12, 1991	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67568

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Jul. 28, 2012

TM Staff and Location Information

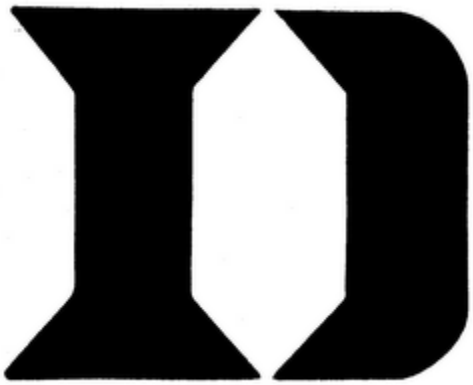
TM Staff Information - None

File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Mar. 31, 2012

Duke University's Notice of Opposition

Exhibit 7:
TSDR website printout of Reg. No. 1,707,766



Generated on: This page was generated by TSDR on 2015-08-10 17:58:01 EDT

Mark: D

US Serial Number: 74209067

Application Filing Date: Sep. 30, 1991

US Registration Number: 1707766

Registration Date: Aug. 18, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Aug. 28, 2012

Publication Date: May 26, 1992

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

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: key chains made primarily of metal

International Class(es): 006 - Primary Class

U.S Class(es): 013, 025

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

For: tables

International Class(es): 020 - Primary Class

U.S Class(es): 032

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

For: scarves, hats, socks, shirts, sweaters and pants

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1971

Use in Commerce: Jun. 1971

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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0405

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE PA
PO BOX 2049
500 Memorial Street
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919 683 5514

Fax: 919 688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Aug. 28, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Aug. 28, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	68502
Aug. 28, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68502
Aug. 27, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68502
Aug. 07, 2012	TEAS SECTION 8 & 9 RECEIVED	
Feb. 13, 2008	CASE FILE IN TICRS	
Nov. 08, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Nov. 08, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 16, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 16, 2002	PAPER RECEIVED	
Oct. 14, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jul. 24, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 18, 1992	REGISTERED-PRINCIPAL REGISTER	
May 26, 1992	PUBLISHED FOR OPPOSITION	
Apr. 24, 1992	NOTICE OF PUBLICATION	
Jan. 25, 1992	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 30, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 10, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Aug. 18, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

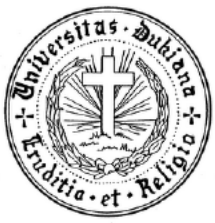
Duke University's Notice of Opposition

Exhibit 8:
TSDR website printout of Reg. No. 1,713,473

UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO

Generated on: This page was generated by TSDR on 2015-08-10 18:00:44 EDT

Mark: UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO



US Serial Number: 74208924

Application Filing Date: Oct. 01, 1991

US Registration Number: 1713473

Registration Date: Sep. 08, 1992

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Mar. 15, 2012

Publication Date: May 12, 1992

Mark Information

Mark Literal Elements: UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO

Standard Character Claim: No

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

Disclaimer: "UNIVERSITY"

Translation: The English translation of the words "UNIVERSITAS DUKIANA" and "ERUDITO ET RELIGIO" in the mark is "Duke University" and "education and religion" respectively.

Design Search Code(s): 05.15.02 - Laurel leaves or branches (borders or frames); Wreaths
24.05.01 - Circular or elliptical seals; Seals, circular or elliptical
24.13.01 - Cross, Latin (shorter horizontal lines); Latin cross (shorter horizontal lines)

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: jewelry; namely, class rings

International Class(es): 014 - Primary Class

U.S Class(es): 028

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

For: educational services; namely, providing courses of study at the undergraduate and graduate level

International Class(es): 041 - Primary Class

U.S Class(es): 107

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU2101

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE, P.A.
500 MEMORIAL STREET
DURHAM, NORTH CAROLINA 27701
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 15, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Mar. 15, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	67603
Mar. 15, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	67603
Mar. 12, 2012	TEAS SECTION 8 & 9 RECEIVED	
Feb. 27, 2008	CASE FILE IN TICRS	
Jul. 07, 2002	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jul. 07, 2002	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Apr. 29, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Apr. 29, 2002	PAPER RECEIVED	
Jun. 27, 1998	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jun. 26, 1998	RESPONSE RECEIVED TO POST REG. ACTION	
Dec. 29, 1997	POST REGISTRATION ACTION MAILED - SEC. 15	
Dec. 02, 1997	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Sep. 08, 1992	REGISTERED-PRINCIPAL REGISTER	
May 12, 1992	PUBLISHED FOR OPPOSITION	
Apr. 10, 1992	NOTICE OF PUBLICATION	
Jan. 08, 1992	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 16, 1991	EXAMINER'S AMENDMENT MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 08, 2012

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 15, 2012

Duke University's Notice of Opposition

Exhibit 9:
TSDR website printout of Reg. No. 1,724,999

D U ERUDITIO ET RELIGIO and Design

Generated on: This page was generated by TSDR on 2015-08-10 18:02:51 EDT

Mark: D U ERUDITIO ET RELIGIO

US Serial Number: 74209059

Application Filing Date: Sep. 30, 1991

US Registration Number: 1724999

Registration Date: Oct. 20, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 09, 2012

Publication Date: Jul. 28, 1992

Mark Information

Mark Literal Elements: D U ERUDITIO ET RELIGIO

Standard Character Claim: No

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

Translation: The English translation of the words "ERUDITIO ET RELIGIO" in the mark is "education and religion".

Design Search Code(s): 07.01.01 - Castles; Forts; Palaces
24.01.02 - Shields or crests with figurative elements contained therein or superimposed thereon
24.01.03 - Shields or crests with letters, punctuation or inscriptions contained therein or superimposed thereon
24.09.07 - Advertising, banners; Banners
24.13.02 - Cross, Greek (equal sides); Greek cross (equal sized lines)

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: key rings made primarily of metal, and metal license tags

International Class(es): 006 - Primary Class

U.S Class(es): 010

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1966

Use in Commerce: Feb. 1966

For: pocket knives

International Class(es): 008 - Primary Class

U.S Class(es): 023

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1966

Use in Commerce: Feb. 1966

For: decorative magnets, telephones, developed photographic slide transparencies, and graduated rulers

International Class(es): 009 - Primary Class

U.S Class(es): 014, 021, 026

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1966

Use in Commerce: Feb. 1966

For: automobile window shades

International Class(es): 012 - Primary Class

U.S Class(es): 019

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: cuff links, watches, and clocks
International Class(es): 014 - Primary Class **U.S Class(es):** 027, 028
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: [musical instruments; namely, hand bells]
International Class(es): 015 - Primary Class **U.S Class(es):** 002, 021, 036
Class Status: SECTION 8 - CANCELLED
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: business card holders, pens, pencils, sets containing pens and pencils, desk top accessories; namely, pens, pencils, pen and pencil sets, blotters, paperweights and desk top calendars, paperweights, book ends, stationery, playing cards, paper napkins, cardboard gift boxes, paper bags, decals, stickers, filler paper, notepads, notebooks, clipboards, stationery type portfolios, memorandum boards, calendars, address books, paper coin holders, and paper diploma cases
International Class(es): 016 - Primary Class **U.S Class(es):** 022, 032, 037, 038, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: umbrellas
International Class(es): 018 - Primary Class **U.S Class(es):** 041
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: plaques, pillows, plastic novelty license plates, and chairs
International Class(es): 020 - Primary Class **U.S Class(es):** 032, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: wooden serving trays, cups, beverage glasses, mugs, insulated beverage holders, decorative jars not of precious metal, vases, coasters, coaster racks, jewelry boxes, serving trays not made of wood also not made of precious metal, and soap dishes
International Class(es): 021 - Primary Class **U.S Class(es):** 002, 030, 033, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: laundry bags, and plastic bags for securing valuables
International Class(es): 022 - Primary Class **U.S Class(es):** 002
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: pennants not of paper, blankets, tablecloths not of paper, and towels
International Class(es): 024 - Primary Class **U.S Class(es):** 042
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: neckties, shirts, pants, and sweaters
International Class(es): 025 - Primary Class **U.S Class(es):** 039
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: buttons for clothing, fabric appliques, and needlepoint kits consisting of one or more of skeins of floss, fabric, needle, photo of completed design, needlepoint pattern and instructions
International Class(es): 026 - Primary Class **U.S Class(es):** 040, 050

Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

For: board games and Christmas tree ornaments
International Class(es): 028 - Primary Class **U.S Class(es):** 022
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 1966 **Use in Commerce:** Feb. 1966

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: Duke University
Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU2100
Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE, P.A.
Post Office Box 2049
500 Memorial Street
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES
Phone: 919 683 5514 **Fax:** 919 688 3781
Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 09, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 - E-MAILED	
Nov. 09, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	75461
Nov. 09, 2012	REGISTERED - SEC. 9 GRANTED/CHECK RECORD FOR SEC. 8	75461
Nov. 09, 2012	REGISTERED - PARTIAL SEC. 8 (10-YR) ACCEPTED	75461
Oct. 17, 2012	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	75461
Nov. 09, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75461
Oct. 17, 2012	TEAS SECTION 8 & 9 RECEIVED	
Dec. 05, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Mar. 12, 2008	CASE FILE IN TICRS	
Jan. 31, 2003	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Jan. 31, 2003	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	

Oct. 11, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Oct. 11, 2002	PAPER RECEIVED	
Feb. 27, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 20, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 20, 1992	REGISTERED-PRINCIPAL REGISTER	
Jul. 28, 1992	PUBLISHED FOR OPPOSITION	
Jun. 26, 1992	NOTICE OF PUBLICATION	
Mar. 23, 1992	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 19, 1992	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 16, 1991	NON-FINAL ACTION MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67604

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Oct. 20, 2012

Change in Registration: Yes

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEO LAW OFFICE 10 **Date in Location:** Nov. 09, 2012

Duke University's Notice of Opposition

Exhibit 10:
TSDR website printout of Reg. No. 1,737,968

Generated on: This page was generated by TSDR on 2015-08-10 18:06:27 EDT

Mark: D

US Serial Number: 74209062

Application Filing Date: Sep. 30, 1991

US Registration Number: 1737968

Registration Date: Dec. 08, 1992

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Nov. 09, 2012

Publication Date: Sep. 15, 1992

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

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

Design Search Code(s): 04.01.05 - Heads with horns (persons); Heads of devils or horned personages, with or without wings, and devilÂ's tail

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: metal license plates and metal key chains

International Class(es): 006 - Primary Class

U.S Class(es): 013, 025, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: lamps

International Class(es): 011 - Primary Class

U.S Class(es): 021

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: automobile windshield sunshades

International Class(es): 012 - Primary Class

U.S Class(es): 019

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1988

Use in Commerce: Oct. 1988

For: watches and women's jewelry

International Class(es): 014 - Primary Class

U.S Class(es): 027, 028

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: decals, [paper flags,] note pads, and writing paper

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 1982

Use in Commerce: Sep. 1982

For: [trunks for traveling and] gym bags
International Class(es): 018 - Primary Class
U.S Class(es): 001, 002, 003, 022, 041
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: chairs, [plastic flags,] and jewelry cases not of precious metal
International Class(es): 020 - Primary Class
U.S Class(es): 002, 013, 022, 025, 032, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: cups, wastepaper baskets, and insulated can holders
International Class(es): 021 - Primary Class
U.S Class(es): 002, 030
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: cloth flags
International Class(es): 024 - Primary Class
U.S Class(es): 042, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: hats, socks, pants, shirts, sweatshirts, and sweaters
International Class(es): 025 - Primary Class
U.S Class(es): 039
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: floor mats for household use
International Class(es): 027 - Primary Class
U.S Class(es): 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

For: sports balls and basketball backboards
International Class(es): 028 - Primary Class
U.S Class(es): 022
Class Status: ACTIVE
Basis: 1(a)
First Use: Sep. 1982
Use in Commerce: Sep. 1982

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: Duke University
Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27710
UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0406
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent			
Correspondent Name/Address:	Susan Freya Olive OLIVE & OLIVE, P.A. Post Office Box 2049 500 Memorial Street DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	919 683 5514	**Fax:**	919 688 3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 09, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Nov. 09, 2012	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	66607
Nov. 09, 2012	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	66607
Nov. 07, 2012	TEAS SECTION 8 & 9 RECEIVED	
Apr. 30, 2008	CASE FILE IN TICRS	
Feb. 21, 2003	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Feb. 21, 2003	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 07, 2002	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Nov. 07, 2002	PAPER RECEIVED	
Apr. 28, 1999	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Dec. 08, 1998	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Dec. 08, 1992	REGISTERED-PRINCIPAL REGISTER	
Sep. 15, 1992	PUBLISHED FOR OPPOSITION	
Aug. 14, 1992	NOTICE OF PUBLICATION	
Jun. 15, 1992	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 27, 1992	EXAMINER'S AMENDMENT MAILED	
Apr. 13, 1992	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Feb. 10, 1992	NON-FINAL ACTION MAILED	
Dec. 09, 1991	ASSIGNED TO EXAMINER	67568

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Dec. 08, 2012

TM Staff and Location Information

TM Staff Information - None

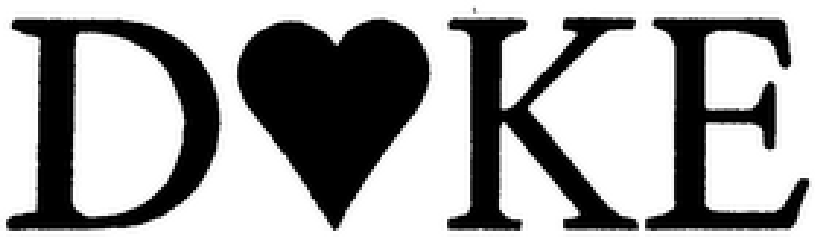
File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Nov. 09, 2012

Duke University's Notice of Opposition

Exhibit 11:
TSDR website printout of Reg. No. 2,026,492

D[U]KE with Stylized "U"



Generated on: This page was generated by TSDR on 2015-08-10 18:08:21 EDT

Mark: DKE

D♥KE

US Serial Number: 74693793

Application Filing Date: Jun. 27, 1995

US Registration Number: 2026492

Registration Date: Dec. 31, 1996

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 26, 2007

Publication Date: Oct. 08, 1996

Mark Information

Mark Literal Elements: DKE

Standard Character Claim: No

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

Design Search Code(s): 02.11.01 - Hearts excluding hearts as carriers or depicted on playing cards
27.03.02 - Humans forming punctuation; Humans forming letters or numerals

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: clothing, namely, T-shirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 17, 1995

Use in Commerce: Feb. 17, 1995

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: Duke University

Owner Address: Post Office Box 3024
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0416

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE PA
500 MEMORIAL ST
PO BOX 2049

DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 08, 2008	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Feb. 26, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Feb. 26, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 16, 2007	ASSIGNED TO PARALEGAL	68502
Dec. 19, 2006	TEAS SECTION 8 & 9 RECEIVED	
Sep. 14, 2006	CASE FILE IN TICRS	
Dec. 23, 2002	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Oct. 29, 2002	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 29, 2002	PAPER RECEIVED	
Dec. 31, 1996	REGISTERED-PRINCIPAL REGISTER	
Oct. 08, 1996	PUBLISHED FOR OPPOSITION	
Sep. 06, 1996	NOTICE OF PUBLICATION	
Jul. 22, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 30, 1995	NON-FINAL ACTION MAILED	
Nov. 21, 1995	ASSIGNED TO EXAMINER	68788

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 31, 2006

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION **Date in Location:** Feb. 26, 2007

Duke University's Notice of Opposition

Exhibit 12
TSDR website printout of Reg. No. 2,082,553

D[U]KE with Stylized "U"

Generated on: This page was generated by TSDR on 2015-08-10 18:11:00 EDT

Mark: DKE

D♥KE

US Serial Number:	75976141	**Application Filing Date:**	Jun. 28, 1995
US Registration Number:	2082553	**Registration Date:**	Jul. 22, 1997
Register:	Principal		
Mark Type:	Trademark		
Status:	The registration has been renewed.		
Status Date:	Jun. 11, 2007		
Publication Date:	Jun. 25, 1996	**Notice of Allowance Date:**	Sep. 17, 1996

Mark Information

Mark Literal Elements:	DKE
Standard Character Claim:	No
Mark Drawing Type:	3 - AN ILLUSTRATION DRAWING WHICH INCLUDES WORD(S)/ LETTER(S)/NUMBER(S)
Design Search Code(s):	02.11.01 - Hearts excluding hearts as carriers or depicted on playing cards

Related Properties Information

Claimed Ownership of US Registrations:	74694684
Child Of:	74694684

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:	balloons		
International Class(es):	028 - Primary Class	**U.S Class(es):**	022, 023, 038, 050
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Nov. 12, 1996	**Use in Commerce:**	Nov. 12, 1996

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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:	Duke University		
Owner Address:	Post Office Box 3024 Durham, NORTH CAROLINA 27710 UNITED STATES		
Legal Entity Type:	NONPROFIT CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0427
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	Susan Freya Olive OLIVE & OLIVE, P.A. 500 MEMORIAL STREET POST OFFICE BOX 2049 DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	(919) 683-5514	**Fax:**	(919) 688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 11, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Jun. 11, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 08, 2007	ASSIGNED TO PARALEGAL	68502
May 15, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
May 15, 2007	TEAS SECTION 8 & 9 RECEIVED	
Mar. 15, 2007	CASE FILE IN TICRS	
Jul. 10, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 17, 2003	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 17, 2003	PAPER RECEIVED	
Jul. 22, 1997	REGISTERED-PRINCIPAL REGISTER	
Jun. 02, 1997	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 22, 1997	STATEMENT OF USE PROCESSING COMPLETE	
Mar. 17, 1997	USE AMENDMENT FILED	
May 30, 1997	DIVISIONAL PROCESSING COMPLETE	
Mar. 17, 1997	DIVISIONAL REQUEST RECEIVED	
Sep. 17, 1996	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 25, 1996	PUBLISHED FOR OPPOSITION	
May 24, 1996	NOTICE OF PUBLICATION	
Apr. 11, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 21, 1996	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 28, 1995	NON-FINAL ACTION MAILED	
Dec. 15, 1995	ASSIGNED TO EXAMINER	68788
Dec. 07, 1995	ASSIGNED TO EXAMINER	69197

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Jul. 22, 2007

TM Staff and Location Information

TM Staff Information - None

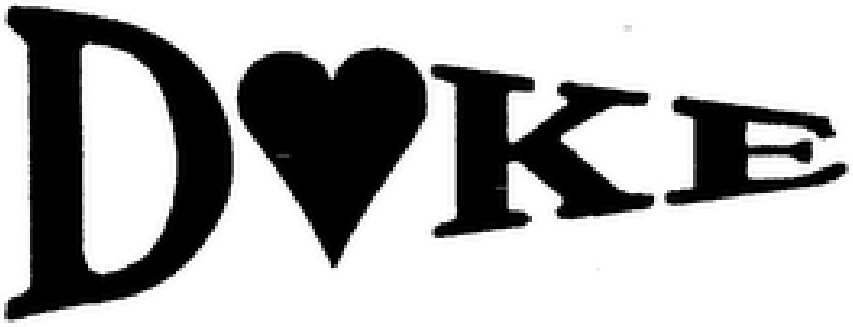
File Location

Current Location:	POST REGISTRATION	**Date in Location:**	Jun. 11, 2007

Duke University's Notice of Opposition

Exhibit 13:
TSDR website printout of Reg. No. 2,092,314

D[U]KE with Stylized "U"



Generated on: This page was generated by TSDR on 2015-08-10 18:12:24 EDT

Mark: D KE

US Serial Number:	75976140	**Application Filing Date:**	Jun. 28, 1995
US Registration Number:	2092314	**Registration Date:**	Aug. 26, 1997
Register:	Principal		
Mark Type:	Trademark		
Status:	The registration has been renewed.		
Status Date:	Oct. 31, 2007		
Publication Date:	Jun. 25, 1996	**Notice of Allowance Date:**	Sep. 17, 1996

Mark Information

Mark Literal Elements: D KE

Standard Character Claim: No

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

Design Search Code(s): 02.11.01 - Hearts excluding hearts as carriers or depicted on playing cards
27.03.05 - Objects forming letters or numerals

Related Properties Information

Claimed Ownership of US Registrations: 74694684

Child Of: 74694684

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: pennants not of paper

International Class(es):	024 - Primary Class	**U.S Class(es):**	042, 050
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Nov. 22, 1996	**Use in Commerce:**	Nov. 22, 1996

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: POST OFICE BOX 3024
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type:	NONPROFIT CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0426
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent			
Correspondent Name/Address:	Susan Freya Olive OLIVE & OLIVE, P.A. 500 MEMORIAL STREET POST OFFICE BOX 2049 DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	919-683-5514	**Fax:**	919-688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Oct. 10, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Oct. 31, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75461
Oct. 31, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Oct. 31, 2007	ASSIGNED TO PARALEGAL	75461
May 31, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
May 31, 2007	TEAS SECTION 8 & 9 RECEIVED	
Mar. 02, 2007	CASE FILE IN TICRS	
Jul. 10, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 17, 2003	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 17, 2003	PAPER RECEIVED	
Aug. 26, 1997	REGISTERED-PRINCIPAL REGISTER	
Jun. 19, 1997	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 17, 1997	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 22, 1997	STATEMENT OF USE PROCESSING COMPLETE	
Mar. 17, 1997	USE AMENDMENT FILED	
May 30, 1997	DIVISIONAL PROCESSING COMPLETE	
Mar. 17, 1997	DIVISIONAL REQUEST RECEIVED	
Sep. 17, 1996	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 25, 1996	PUBLISHED FOR OPPOSITION	
May 24, 1996	NOTICE OF PUBLICATION	
Apr. 11, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 21, 1996	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 28, 1995	NON-FINAL ACTION MAILED	
Dec. 15, 1995	ASSIGNED TO EXAMINER	68788
Dec. 07, 1995	ASSIGNED TO EXAMINER	69197

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Aug. 26, 2007

TM Staff and Location Information

TM Staff Information - None

File Location

Duke University's Notice of Opposition

Exhibit 14:
TSDR website printout of Reg. No. 2,100,928

Generated on: This page was generated by TSDR on 2015-08-10 18:14:55 EDT

Mark: CAMERON CRAZIE D

US Serial Number: 75078947

Application Filing Date: Mar. 25, 1996

US Registration Number: 2100928

Registration Date: Sep. 30, 1997

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Sep. 04, 2007

Publication Date: Jul. 08, 1997

Mark Information

Mark Literal Elements: CAMERON CRAZIE D

Standard Character Claim: No

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

Design Search Code(s): 21.03.20 - Basketballs
27.03.05 - Objects forming letters or numerals

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: clothing, namely, shirts

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 17, 1992

Use in Commerce: Mar. 17, 1992

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: Duke University

Owner Address: P.O. Box 3024
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0304

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE PA
PO BOX 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919-683-5514 **Fax:** 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 04, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	70132
Sep. 04, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 21, 2007	ASSIGNED TO PARALEGAL	70132
Aug. 03, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Aug. 03, 2007	TEAS SECTION 8 & 9 RECEIVED	
Feb. 28, 2007	CASE FILE IN TICRS	
Jul. 10, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 17, 2003	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Apr. 17, 2003	PAPER RECEIVED	
Sep. 30, 1997	REGISTERED-PRINCIPAL REGISTER	
Jul. 08, 1997	PUBLISHED FOR OPPOSITION	
Jun. 06, 1997	NOTICE OF PUBLICATION	
May 02, 1997	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 14, 1997	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Sep. 29, 1996	NON-FINAL ACTION MAILED	
Sep. 27, 1996	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Aug. 22, 1996	ASSIGNED TO EXAMINER	72148
Aug. 19, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 13, 1996	ASSIGNED TO EXAMINER	72148

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Sep. 30, 2007

TM Staff and Location Information

TM Staff Information - None

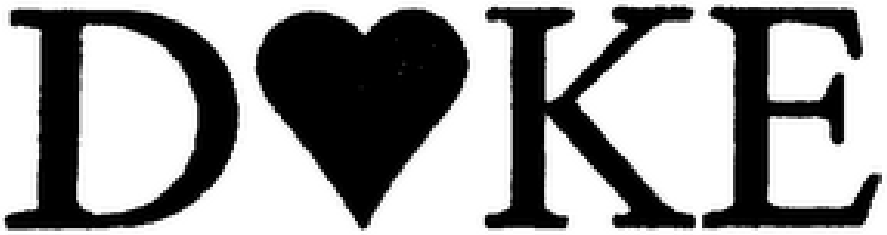
File Location

Current Location: POST REGISTRATION **Date in Location:** Sep. 04, 2007

Duke University's Notice of Opposition

Exhibit 15:
TSDR website printout of Reg. No. 2,122,067

D[U]KE with Stylized "U"



Generated on: This page was generated by TSDR on 2015-08-10 18:16:22 EDT

Mark: DKE

D♥KE

US Serial Number:	74694684	**Application Filing Date:**	Jun. 28, 1995
US Registration Number:	2122067	**Registration Date:**	Dec. 16, 1997
Register:	Principal		
Mark Type:	Trademark		
Status:	The registration has been renewed.		
Status Date:	Jun. 23, 2007		
Publication Date:	Jun. 25, 1996	**Notice of Allowance Date:**	Sep. 17, 1996

Mark Information

Mark Literal Elements: DKE

Standard Character Claim: No

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

Design Search Code(s): 02.11.01 - Hearts excluding hearts as carriers or depicted on playing cards
27.03.05 - Objects forming letters or numerals

Related Properties Information

Claimed Ownership of US Registrations: 2026492, 2082553, 2092314, 75976140, 75976141

Parent Of: 75976140, 75976141

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: decals, stickers, stationery, and note pads

International Class(es):	016 - Primary Class	**U.S Class(es):**	002, 005, 022, 023, 029, 037, 038, 050
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Nov. 05, 1996	**Use in Commerce:**	Nov. 05, 1996

For: drinking glasses, cups, and mugs

International Class(es):	021 - Primary Class	**U.S Class(es):**	002, 013, 023, 029, 030, 033, 040, 050
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Nov. 06, 1996	**Use in Commerce:**	Nov. 06, 1996

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: Durham, NORTH CAROLINA 27706

UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE

Docket Number: DUKU0417

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE PA
500 Memorial Street
P.O. Box 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: (919) 683-5514

Fax: (919) 688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 19, 2008	NOTICE OF DESIGN SEARCH CODE MAILED	
Jun. 23, 2007	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	73376
Jun. 23, 2007	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 08, 2007	ASSIGNED TO PARALEGAL	73376
May 15, 2007	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
May 15, 2007	TEAS SECTION 8 & 9 RECEIVED	
Feb. 26, 2007	CASE FILE IN TICRS	
Sep. 27, 2003	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Aug. 14, 2003	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 14, 2003	PAPER RECEIVED	
Dec. 16, 1997	REGISTERED-PRINCIPAL REGISTER	
Oct. 16, 1997	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Oct. 12, 1997	STATEMENT OF USE PROCESSING COMPLETE	
Sep. 16, 1997	USE AMENDMENT FILED	
May 22, 1997	EXTENSION 1 GRANTED	
Mar. 17, 1997	EXTENSION 1 FILED	
May 30, 1997	DIVISIONAL PROCESSING COMPLETE	
May 30, 1997	DIVISIONAL PROCESSING COMPLETE	
Mar. 17, 1997	DIVISIONAL REQUEST RECEIVED	
Mar. 17, 1997	DIVISIONAL REQUEST RECEIVED	
Sep. 17, 1996	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 25, 1996	PUBLISHED FOR OPPOSITION	
May 24, 1996	NOTICE OF PUBLICATION	
Apr. 11, 1996	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 21, 1996	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Dec. 28, 1995	NON-FINAL ACTION MAILED	
Dec. 15, 1995	ASSIGNED TO EXAMINER	68788
Dec. 07, 1995	ASSIGNED TO EXAMINER	69197

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 16, 2007

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION **Date in Location:** Jun. 23, 2007

Duke University's Notice of Opposition

Exhibit 16:
TSDR website printout of Reg. No. 2,203,764

DUKE CENTER FOR LIVING

Generated on: This page was generated by TSDR on 2015-08-10 18:18:58 EDT

Mark: DUKE CENTER FOR LIVING

US Serial Number: 75321843

Application Filing Date: Jul. 01, 1997

US Registration Number: 2203764

Registration Date: Nov. 17, 1998

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: May 24, 2008

Publication Date: Aug. 25, 1998

Mark Information

Mark Literal Elements: DUKE CENTER FOR LIVING

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Disclaimer: "CENTER"

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: educational services, namely, conducting classes, individualized programs, retreats, seminars, and workshops in the fields of health, medicine, nutrition, physical fitness, and stress and lifestyle management; and providing facilities for exercise

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1991

Use in Commerce: Aug. 1991

For: counseling in the fields of health care, nutrition, physical fitness, and stress and lifestyle management; medical services; restaurant services; and weight management diet planning and supervision

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1991

Use in Commerce: Aug. 1991

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: Duke University

Owner Address: PO BOX 3024

Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0429

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE PA
500 MEMORIAL ST.
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919-683-5514

Fax: 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 24, 2008	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	73376
May 24, 2008	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
May 21, 2008	ASSIGNED TO PARALEGAL	73376
May 09, 2008	TEAS SECTION 8 & 9 RECEIVED	
Jul. 27, 2007	CASE FILE IN TICRS	
Jun. 07, 2004	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Apr. 29, 2004	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Nov. 17, 1998	REGISTERED-PRINCIPAL REGISTER	
Aug. 25, 1998	PUBLISHED FOR OPPOSITION	
Jul. 24, 1998	NOTICE OF PUBLICATION	
Jun. 04, 1998	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 20, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 01, 1998	NON-FINAL ACTION MAILED	
Mar. 13, 1998	ASSIGNED TO EXAMINER	74301

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 17, 2008

TM Staff and Location Information

TM Staff Information - None

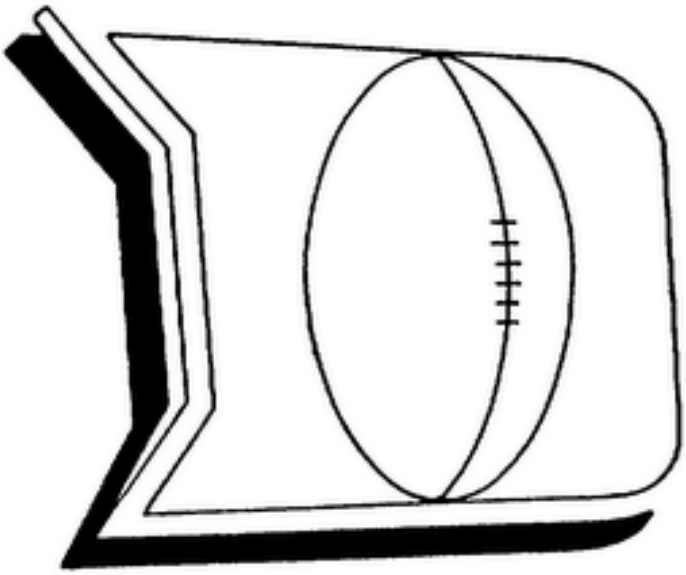
File Location

Current Location: POST REGISTRATION

Date in Location: May 24, 2008

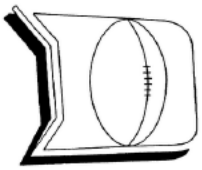
Duke University's Notice of Opposition

Exhibit 17:
TSDR website printout of Reg. No. 2,307,324



Generated on: This page was generated by TSDR on 2015-08-10 18:20:51 EDT

Mark: D



US Serial Number: 75565065

Application Filing Date: Oct. 06, 1998

US Registration Number: 2307324

Registration Date: Jan. 11, 2000

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jun. 15, 2009

Publication Date: Oct. 19, 1999

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

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

Design Search Code(s): 21.03.18 - Australian footballs; Elliptical shaped balls; Footballs; Rugby balls
26.13.21 - Quadrilaterals that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 1703029, 1707766, 1737968

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: cups and mugs

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 05, 1997

Use in Commerce: Jun. 05, 1997

For: cloth pennants

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 17, 1997

Use in Commerce: May 17, 1997

For: shirts and hats

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 1997

Use in Commerce: Jun. 1997

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: Duke University

Owner Address: Post Office Box 3024
DURHAM, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0421

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE, P.A
500 MEMORIAL STREET, P.O. BOX 2049
DURHAM, NORTH CAROLINA 27702
UNITED STATES

Phone: 919-683-5514

Fax: 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 15, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	69934
Jun. 15, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 04, 2009	ASSIGNED TO PARALEGAL	69934
Jun. 02, 2009	TEAS SECTION 8 & 9 RECEIVED	
Oct. 30, 2008	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	77315
Oct. 30, 2008	ASSIGNED TO PARALEGAL	77315
May 31, 2006	CASE FILE IN TICRS	
Jan. 11, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jan. 11, 2006	TEAS SECTION 8 & 15 RECEIVED	
Jan. 11, 2000	REGISTERED-PRINCIPAL REGISTER	
Oct. 19, 1999	PUBLISHED FOR OPPOSITION	
Sep. 17, 1999	NOTICE OF PUBLICATION	
May 18, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 12, 1999	EXAMINER'S AMENDMENT MAILED	
May 05, 1999	NON-FINAL ACTION MAILED	
Apr. 30, 1999	ASSIGNED TO EXAMINER	74338

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jan. 11, 2010

TM Staff and Location Information

Duke University's Notice of Opposition

Exhibit 18:
TSDR website printout of Reg. No. 2,317,603

DUKE

Generated on: This page was generated by TSDR on 2015-08-10 18:23:02 EDT

Mark: DUKE

DUKE

US Serial Number: 75347293

Application Filing Date: Aug. 26, 1997

US Registration Number: 2317603

Registration Date: Feb. 15, 2000

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Aug. 12, 2009

Publication Date: Nov. 23, 1999

Mark Information

Mark Literal Elements: DUKE

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 2203764

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: Educational services and teaching hospital services, namely, conducting classes, seminars, workshops, conferences and exhibitions, and distributing course materials therewith, in the field of medicine and health care, and conducting medical and health care training in the use of medical and health care devices, all provided via live sessions, interactive and/or on-line computer networks, television, and/or video-conferencing

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1935

Use in Commerce: Jan. 1935

For: providing hospital, medical, and health care services; providing medical services delivered by mobile unit; conducting clinical and experimental research in the fields of health care and medicine; and providing health-related support group services

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 1935

Use in Commerce: Jan. 1935

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: Duke University

Owner Address: 4th Floor
310 Blackwell Street

Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE

Docket Number: DUKU0428

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE PA
500 Memorial Street, P.O. Box 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919-683-5514

Fax: 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 10, 2009	CASE FILE IN TICRS	96529
Aug. 12, 2009	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	77315
Aug. 12, 2009	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Aug. 10, 2009	ASSIGNED TO PARALEGAL	77315
Aug. 06, 2009	TEAS SECTION 8 & 9 RECEIVED	
Dec. 03, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70853
Dec. 03, 2005	ASSIGNED TO PARALEGAL	70853
Aug. 10, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Aug. 10, 2005	TEAS SECTION 8 & 15 RECEIVED	
Feb. 15, 2000	REGISTERED-PRINCIPAL REGISTER	
Nov. 23, 1999	PUBLISHED FOR OPPOSITION	
Oct. 22, 1999	NOTICE OF PUBLICATION	
Aug. 02, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 29, 1999	EXAMINER'S AMENDMENT MAILED	
Jan. 21, 1999	NON-FINAL ACTION MAILED	
Nov. 16, 1998	CORRESPONDENCE RECEIVED IN LAW OFFICE	
May 11, 1998	NON-FINAL ACTION MAILED	
May 08, 1998	ASSIGNED TO EXAMINER	74301
May 07, 1998	ASSIGNED TO EXAMINER	73699

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 15, 2010

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Sep. 14, 2009

Duke University's Notice of Opposition

Exhibit 19:
TSDR website printout of Reg. No. 2,415,817

DUKECARD

Generated on: This page was generated by TSDR on 2015-08-10 18:24:53 EDT

Mark: DUKECARD

DUKECARD

US Serial Number: 75892149

Application Filing Date: Jan. 07, 2000

US Registration Number: 2415817

Registration Date: Dec. 26, 2000

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Nov. 03, 2010

Publication Date: Oct. 03, 2000

Mark Information

Mark Literal Elements: DUKECARD

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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: magnetically encoded debit cards, security access cards, admission cards, identification cards and telephone calling cards for use in debit and stored-value transactions, library material rentals, purchase of goods and services from contracting vendors and for gaining access to facilities and events

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1985

Use in Commerce: Aug. 1985

For: financial services namely, providing and administering issuance, redemption and processing of transactions related to debit and stored value cards, and issuing statements of account and payment processing, and transactions related thereto

International Class(es): 036 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1985

Use in Commerce: Aug. 1985

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: Duke University

Owner Address: Office of University Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0435
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent			
Correspondent Name/Address:	Susan Freya Olive Olive & Olive, P.A. 500 Memorial Street DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	(919) 683-5514		
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Nov. 03, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76533
Nov. 03, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Nov. 01, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jan. 06, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76533
Jan. 06, 2007	ASSIGNED TO PARALEGAL	76533
Oct. 30, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Oct. 30, 2006	TEAS SECTION 8 & 15 RECEIVED	
Jul. 19, 2006	CASE FILE IN TICRS	
Dec. 26, 2000	REGISTERED-PRINCIPAL REGISTER	
Oct. 03, 2000	PUBLISHED FOR OPPOSITION	
Sep. 01, 2000	NOTICE OF PUBLICATION	
Jul. 17, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 13, 2000	EXAMINER'S AMENDMENT MAILED	
Jun. 28, 2000	ASSIGNED TO EXAMINER	76145
Jun. 22, 2000	ASSIGNED TO EXAMINER	77770

Maintenance Filings or Post Registration Information

Affidavit of Continued Use:	Section 8 - Accepted
Affidavit of Incontestability:	Section 15 - Accepted
Renewal Date:	Dec. 26, 2010

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location:	GENERIC WEB UPDATE	**Date in Location:**	Nov. 03, 2010

Duke University's Notice of Opposition

Exhibit 20:
TSDR website printout of Reg. No. 2,820,854

D

Generated on: This page was generated by TSDR on 2015-08-10 18:26:48 EDT

Mark: D

US Serial Number: 76465255

Application Filing Date: Nov. 07, 2002

US Registration Number: 2820854

Registration Date: Mar. 09, 2004

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 20, 2014

Publication Date: Dec. 16, 2003

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

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

Color(s) Claimed: Color is not claimed as a feature of the mark.

Lining and Stippling Statement: The lining is for shading purposes only and does not indicate color.

Design Search Code(s): 04.01.04 - Devils; Horns, persons having
04.01.07 - Aliens; Ghosts; Mythological beings, superbeings, ghosts, aliens; Super heroes; Zeus (mythology); Athena (mythology); Apollo (mythology); Caped characters (super heroes)

Related Properties Information

Claimed Ownership of US Registrations: 1741140

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: decorative magnets

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: May 08, 1996

Use in Commerce: May 08, 1996

For: earrings

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 1988

Use in Commerce: Aug. 15, 1988

For: stationery

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 1988

Use in Commerce: Aug. 15, 1988

For: beverage glasses and portable coolers

International Class(es): 021 - Primary Class **U.S Class(es):** 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 1988 **Use in Commerce:** Aug. 15, 1988

For: shirts, sweatshirts and underwear

International Class(es): 025 - Primary Class **U.S Class(es):** 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 15, 1988 **Use in Commerce:** Aug. 15, 1988

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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU1901

Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
OLIVE & OLIVE, P.A.
P. O. Box 2049
500 Memorial Street
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: (919) 683-5514 **Fax:** (919) 688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 20, 2014	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 20, 2014	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76874
Feb. 20, 2014	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	76874
Feb. 06, 2014	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	76874
Feb. 20, 2014	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	76874
Feb. 06, 2014	TEAS SECTION 8 & 9 RECEIVED	
Dec. 17, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70619
Dec. 17, 2009	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70619
Dec. 08, 2009	TEAS SECTION 8 & 15 RECEIVED	

Mar. 09, 2004	REGISTERED-PRINCIPAL REGISTER	
Dec. 16, 2003	PUBLISHED FOR OPPOSITION	
Nov. 26, 2003	NOTICE OF PUBLICATION	
Oct. 09, 2003	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 07, 2003	EXAMINERS AMENDMENT MAILED	
Jun. 10, 2003	NON-FINAL ACTION MAILED	
Jun. 04, 2003	ASSIGNED TO EXAMINER	76838

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Mar. 09, 2014

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE **Date in Location:** Feb. 20, 2014

Duke University's Notice of Opposition

Exhibit 21:
TSDR website printout of Reg. No. 3,157,222

DUKIE

Generated on: This page was generated by TSDR on 2015-08-10 18:28:34 EDT

Mark: DUKIE

DUKIE

US Serial Number: 78674480

Application Filing Date: Jul. 20, 2005

US Registration Number: 3157222

Registration Date: Oct. 17, 2006

Register: Principal

Mark Type: Trademark

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

Status Date: Apr. 30, 2012

Publication Date: Jul. 25, 2006

Mark Information

Mark Literal Elements: DUKIE

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: 1701827, 2026492 and others

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: Children's wear, namely, jackets, wind jackets, wind vests, undergarments, pants, shorts, sweaters, sweat pants, sweat shirts, sports jerseys, headwear, gloves, sleepwear, neckwear, uniforms, footwear, dresses; infants' wear, namely, jackets, wind jackets, wind vests, undergarments, shirts, pants, shorts, dresses, skirts, headwear, footwear, gloves, sleepwear, and infants' cloth and plastic bibs

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 17, 2002

Use in Commerce: Jul. 17, 2002

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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0439
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	Susan Freya Olive OLIVE & OLIVE, P.A. 500 Memorial Street DURHAM, NORTH CAROLINA 27701 UNITED STATES		
Phone:	(919) 683-5514	**Fax:**	(919) 688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 30, 2012	NOTICE OF ACCEPTANCE OF SEC. 8 & 15 - E-MAILED	
Apr. 30, 2012	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	70131
Apr. 30, 2012	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70131
Apr. 13, 2012	TEAS SECTION 8 & 15 RECEIVED	
Oct. 17, 2006	REGISTERED-PRINCIPAL REGISTER	
Jul. 25, 2006	PUBLISHED FOR OPPOSITION	
Jul. 05, 2006	NOTICE OF PUBLICATION	
Jun. 03, 2006	LAW OFFICE PUBLICATION REVIEW COMPLETED	77975
May 31, 2006	ASSIGNED TO LIE	77975
May 31, 2006	ASSIGNED TO LIE	74189
May 25, 2006	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 27, 2006	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Apr. 25, 2006	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Apr. 25, 2006	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 17, 2006	NON-FINAL ACTION E-MAILED	6325
Feb. 17, 2006	NON-FINAL ACTION WRITTEN	76137
Feb. 17, 2006	NON-FINAL ACTION E-MAILED	6325
Feb. 17, 2006	NON-FINAL ACTION WRITTEN	76137
Feb. 08, 2006	ASSIGNED TO EXAMINER	76137
Jul. 26, 2005	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:	TMO LAW OFFICE 112	**Date in Location:**	Apr. 30, 2012

Duke University's Notice of Opposition

Exhibit 22:
TSDR website printout of Reg. No. 3,780,204

DUKEENGAGE

Generated on: This page was generated by TSDR on 2015-08-10 18:30:45 EDT

Mark: DUKEENGAGE

DUKEENGAGE

US Serial Number: 77700792 **Application Filing Date:** Mar. 27, 2009

US Registration Number: 3780204 **Registration Date:** Apr. 27, 2010

Register: Principal

Mark Type: Service Mark

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

Status Date: Apr. 27, 2010

Publication Date: Feb. 09, 2010

Mark Information

Mark Literal Elements: DUKEENGAGE

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: 2203764, 2317603, 2415817 and others

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: charitable services, namely, organizing and conducting volunteer programs and community service projects; providing a website featuring information on social issues, namely, activities in the field of civic engagement and public service

International Class(es): 035 - Primary Class **U.S Class(es):** 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2007 **Use in Commerce:** Feb. 01, 2007

For: charitable fundraising services

International Class(es): 036 - Primary Class **U.S Class(es):** 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2007 **Use in Commerce:** Feb. 01, 2007

For: Educational services, namely, conducting workshops and programs and providing internships in the field of civic engagement and public service and distribution of training material in connection therewith; on-line journals, namely, blogs featuring information regarding cultural immersion for community service projects and other volunteer programs

International Class(es): 041 - Primary Class **U.S Class(es):** 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2007 **Use in Commerce:** Feb. 01, 2007

For: Computer services, namely, creating an on-line community for users to participate in discussions and receive feedback

International Class(es): 042 - Primary Class **U.S Class(es):** 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2007 **Use in Commerce:** Feb. 01, 2007

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: Duke University

Owner Address: 310 Blackwell Street
4th floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0457

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
PO BOX 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919-683-5514

Fax: 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 27, 2010	REGISTERED-PRINCIPAL REGISTER	
Feb. 09, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 09, 2010	PUBLISHED FOR OPPOSITION	
Jan. 07, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Jan. 07, 2010	ASSIGNED TO LIE	74221
Dec. 17, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 16, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 16, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 16, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 17, 2009	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 17, 2009	NON-FINAL ACTION E-MAILED	6325
Jun. 17, 2009	NON-FINAL ACTION WRITTEN	81097
Jun. 17, 2009	ASSIGNED TO EXAMINER	81097
Apr. 01, 2009	NOTICE OF PSEUDO MARK MAILED	
Mar. 31, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Mar. 31, 2009	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: Apr. 27, 2010

Duke University's Notice of Opposition

Exhibit 23:
TSDR website printout of Reg. No. 3,878,213

DUKE with Devil Design

Generated on: This page was generated by TSDR on 2015-08-10 18:32:45 EDT

Mark: DUKE

US Serial Number: 78944344 **Application Filing Date:** Aug. 03, 2006

US Registration Number: 3878213 **Registration Date:** Nov. 16, 2010

Register: Principal

Mark Type: Trademark

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

Status Date: Nov. 16, 2010

Publication Date: Oct. 20, 2009 **Notice of Allowance Date:** Apr. 20, 2010

Mark Information

Mark Literal Elements: DUKE

Standard Character Claim: No

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

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 04.01.05 - Heads with horns (persons); Heads of devils or horned personages, with or without wings, and devilÂ's tail

Related Properties Information

Claimed Ownership of US Registrations: 1703446, 1737968, 1742734 and others

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: Decals, note pads, note cards, writing paper, and binders

International Class(es): 016 - Primary Class **U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Feb. 01, 2010 **Use in Commerce:** Feb. 01, 2010

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU0444

Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	No

Correspondent

Correspondent Name/Address:	SUSAN FREYA OLIVE OLIVE & OLIVE PA PO BOX 2049 DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	(919) 683-5514	**Fax:**	(919) 688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 17, 2010	CERTIFICATE OF CORRECTION ISSUED	76293
Dec. 17, 2010	ASSIGNED TO PARALEGAL	76293
Nov. 16, 2010	REGISTERED-PRINCIPAL REGISTER	
Oct. 14, 2010	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Oct. 13, 2010	LAW OFFICE REGISTRATION REVIEW COMPLETED	70884
Oct. 13, 2010	ASSIGNED TO LIE	70884
Sep. 30, 2010	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Sep. 28, 2010	STATEMENT OF USE PROCESSING COMPLETE	76874
Aug. 30, 2010	USE AMENDMENT FILED	76874
Sep. 27, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76874
Aug. 30, 2010	TEAS STATEMENT OF USE RECEIVED	
Apr. 20, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 05, 2010	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Nov. 18, 2009	EXTENSION OF TIME TO OPPOSE RECEIVED	
Oct. 20, 2009	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 20, 2009	PUBLISHED FOR OPPOSITION	
Sep. 16, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	76243
Sep. 15, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 26, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Feb. 21, 2009	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Jan. 29, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Jul. 24, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76243
Jan. 23, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Jul. 23, 2007	NOTIFICATION OF LETTER OF SUSPENSION E-MAILED	6332
Jul. 23, 2007	LETTER OF SUSPENSION E-MAILED	6332
Jul. 23, 2007	SUSPENSION LETTER WRITTEN	76635
Jun. 30, 2007	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Jun. 30, 2007	ASSIGNED TO LIE	76243
Dec. 28, 2006	LETTER OF SUSPENSION E-MAILED	6332
Dec. 28, 2006	SUSPENSION LETTER WRITTEN	76635
Dec. 17, 2006	ASSIGNED TO EXAMINER	76635
Aug. 09, 2006	NOTICE OF DESIGN SEARCH CODE MAILED	
Aug. 08, 2006	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Change in Registration: Yes

Correction made to The drawing is corrected to appear as follows: Publish cut

Registration:

TM Staff and Location Information

TM Staff Information - None

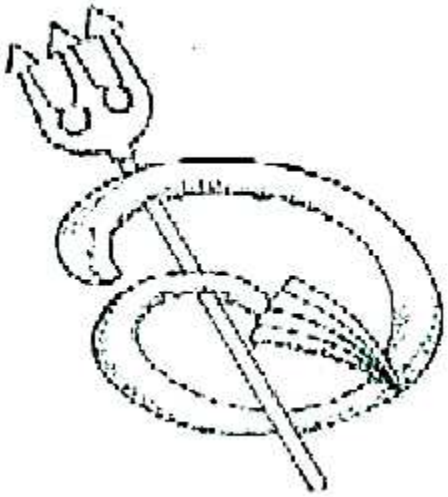
File Location

Current Location: Not Found **Date in Location:** Feb. 17, 2011

Duke University's Notice of Opposition

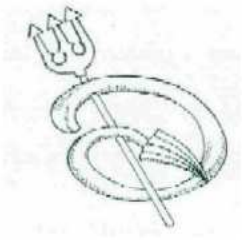
Exhibit 24:
TSDR website printout of Reg. No. 3,925,905

D



Generated on: This page was generated by TSDR on 2015-08-10 18:34:49 EDT

Mark: D



US Serial Number: 77409399

Application Filing Date: Feb. 29, 2008

US Registration Number: 3925905

Registration Date: Mar. 01, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 01, 2011

Publication Date: Apr. 14, 2009

Notice of Allowance Date: Jul. 07, 2009

Mark Information

Mark Literal Elements: D

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 stylized capital letter "D" superimposed over a three-pronged pitchfork. The letter "D" contains a barbed devil tail that encircles the pitchfork's staff.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Lining and Stippling Statement: The stippling is for shading purposes only.

Design Search Code(s): 04.01.01 - Winged human heads, feet, shoes or other parts
14.07.02 - Farm equipment, agricultural implements (non-motorized), pitchfork; Pitch forks; Pitchfork
27.03.05 - Objects forming letters or numerals

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: Key holders made primarily of metal

International Class(es): 006 - Primary Class

U.S Class(es): 002, 012, 013, 014, 023, 025, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010

Use in Commerce: Nov. 18, 2010

For: Pocket knives

International Class(es): 008 - Primary Class

U.S Class(es): 023, 028, 044

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010

Use in Commerce: Nov. 18, 2010

For: Decorative magnets

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010

Use in Commerce: Nov. 18, 2010

For: Jewelry; wrist watches

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

For: desktop business card holders, decals, stickers

International Class(es): 016 - Primary Class **U.S Class(es):** 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

For: mugs, thermal insulated containers for food or beverage

International Class(es): 021 - Primary Class **U.S Class(es):** 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

For: Cloth pennants

International Class(es): 024 - Primary Class **U.S Class(es):** 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

For: Clothing, namely, shorts, headwear, tops, shirts

International Class(es): 025 - Primary Class **U.S Class(es):** 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

For: Balloons

International Class(es): 028 - Primary Class **U.S Class(es):** 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Nov. 18, 2010 **Use in Commerce:** Nov. 18, 2010

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU0456

Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
500 MEMORIAL STREET
DURHAM, NORTH CAROLINA 27702-0001

UNITED STATES

Phone: 919-683-5514 **Fax:** 919-688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 01, 2011	REGISTERED-PRINCIPAL REGISTER	
Jan. 22, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 21, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	77312
Jan. 20, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 19, 2011	STATEMENT OF USE PROCESSING COMPLETE	76874
Jan. 06, 2011	USE AMENDMENT FILED	76874
Jan. 06, 2011	TEAS STATEMENT OF USE RECEIVED	
Jul. 09, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 07, 2010	EXTENSION 2 GRANTED	98765
Jul. 07, 2010	EXTENSION 2 FILED	98765
Jul. 07, 2010	TEAS EXTENSION RECEIVED	
Jan. 12, 2010	EXTENSION 1 GRANTED	76874
Jan. 06, 2010	EXTENSION 1 FILED	76874
Jan. 06, 2010	TEAS EXTENSION RECEIVED	
Aug. 25, 2009	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	76874
Aug. 25, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76874
Jul. 27, 2009	FAX RECEIVED	
Jul. 27, 2009	FAX RECEIVED	
Jul. 07, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 14, 2009	PUBLISHED FOR OPPOSITION	
Mar. 25, 2009	NOTICE OF PUBLICATION	
Feb. 13, 2009	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Jan. 02, 2009	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Dec. 23, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Dec. 23, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 23, 2008	EXAMINER'S AMENDMENT ENTERED	88888
Dec. 23, 2008	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Dec. 23, 2008	EXAMINERS AMENDMENT E-MAILED	6328
Dec. 23, 2008	EXAMINERS AMENDMENT -WRITTEN	76134
Dec. 17, 2008	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 12, 2008	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Dec. 04, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Dec. 04, 2008	ASSIGNED TO LIE	77312
Dec. 01, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 26, 2008	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 26, 2008	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 26, 2008	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jun. 11, 2008	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jun. 11, 2008	NON-FINAL ACTION E-MAILED	6325
Jun. 11, 2008	NON-FINAL ACTION WRITTEN	76134
Jun. 10, 2008	ASSIGNED TO EXAMINER	76134

Mar. 06, 2008	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED
Mar. 05, 2008	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:** Jan. 21, 2011

Duke University's Notice of Opposition

Exhibit 25:
TSDR website printout of Reg. No. 3,936,096

DUKE

Generated on: This page was generated by TSDR on 2015-08-10 18:36:46 EDT

Mark: DUKE

US Serial Number: 75567914

Application Filing Date: Oct. 08, 1998

US Registration Number: 3936096

Registration Date: Mar. 29, 2011

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 29, 2011

Publication Date: Jul. 07, 2009

Mark Information

Mark Literal Elements: DUKE

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 1702830, 1707827, 2026492

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: clothing for men, women and children, namely, cloth and plastic bibs, booties, cheerleading costumes, dresses, hats, jackets, jerseys, mittens, neckties, nightshirts, pajamas, pants, playsuits, shirts, shoes, shorts, slippers, socks, sun visors, sweatbands, sweatpants, sweatshirts, sweaters, T-shirts and vests, and headwear, namely, earbands

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1926

Use in Commerce: 1926

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: Duke University

Owner Address: Office of Counsel
Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE **Docket Number:** DUKU0433SOBV

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE PA
500 MEMORIAL STREET
POST OFFICE BOX 2049
DURHAM, NORTH CAROLINA 27702
UNITED STATES

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 29, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 18, 2011	TTAB RELEASE CASE TO TRADEMARKS	193267
Feb. 18, 2011	OPPOSITION TERMINATED NO. 999999	193267
Feb. 18, 2011	OPPOSITION DISMISSED NO. 999999	193267
Jan. 05, 2010	OPPOSITION INSTITUTED NO. 999999	193267
Jul. 27, 2009	EXTENSION OF TIME TO OPPOSE RECEIVED	
Jul. 07, 2009	PUBLISHED FOR OPPOSITION	
Jun. 17, 2009	NOTICE OF PUBLICATION	
Jun. 04, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jun. 03, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 02, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 02, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 02, 2009	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Dec. 08, 2008	FINAL REFUSAL MAILED	
Dec. 08, 2008	FINAL REFUSAL WRITTEN	76145
Nov. 17, 2008	LIE CHECKED SUSP - TO ATTY FOR ACTION	68171
May 14, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
May 14, 2008	LIE CHECKED SUSP - TO ATTY FOR ACTION	68171
Nov. 13, 2007	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
May 09, 2007	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Apr. 26, 2007	LIE CHECKED SUSP - TO ATTY FOR ACTION	68171
Apr. 26, 2007	ASSIGNED TO LIE	68171
Oct. 10, 2006	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Apr. 05, 2006	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	78145
Oct. 04, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	68171
Mar. 29, 2005	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76532
Sep. 20, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Aug. 12, 2004	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	70138
May 29, 2003	CASE FILE IN TICRS	
Apr. 26, 2000	LETTER OF SUSPENSION MAILED	
Apr. 25, 2000	ASSIGNED TO EXAMINER	76145
Dec. 27, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jun. 21, 1999	NON-FINAL ACTION MAILED	
Jun. 04, 1999	ASSIGNED TO EXAMINER	74301
May 14, 1999	ASSIGNED TO EXAMINER	69817
May 11, 1999	ASSIGNED TO EXAMINER	74301

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION **Date in Location:** Mar. 29, 2011

Duke University's Notice of Opposition

Exhibit 26:
TSDR website printout of Reg. No. 3,995,015

DUKE UNIVERSITY ATHLETICS EXCELLENCE
LOYALTY DIVERSITY EDUCATION
ACCOUNTABILITY SPORTSMANSHIP
COMMITMENT INTEGRITY RESPECT D

Generated on: This page was generated by TSDR on 2015-08-10 18:40:51 EDT

Mark:

DUKE UNIVERSITY ATHLETICS EXCELLENCE LOYALTY DIVERSITY EDUCATION ACCOUNTABILITY SPORTSMANSHIP COMMITMENT INTEGRITY RESPECT D

US Serial Number:	85049335	**Application Filing Date:**	May 27, 2010
US Registration Number:	3995015	**Registration Date:**	Jul. 12, 2011
Register:	Principal		
Mark Type:	Trademark, Service Mark		
Status:	Registered. The registration date is used to determine when post-registration maintenance documents are due.		
Status Date:	Jul. 12, 2011		
Publication Date:	Nov. 16, 2010	**Notice of Allowance Date:**	Jan. 11, 2011

Mark Information

Mark Literal Elements: DUKE UNIVERSITY ATHLETICS EXCELLENCE LOYALTY DIVERSITY EDUCATION ACCOUNTABILITY SPORTSMANSHIP COMMITMENT INTEGRITY RESPECT D

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 medallion design that consists of two outer concentric rings and an inner circle. The outermost ring has a scalloped border and contains nine stars. The mid ring contains the words "DUKE UNIVERSITY ATHLETICS" in a circular presentation. The inner circle contains the words "LOYALTY DIVERSITY EDUCATION ACCOUNTABILITY" stacked in the top half and "SPORTSMANSHIP COMMITMENT INTEGRITY RESPECT" stacked in the bottom half. The word "EXCELLENCE" appears in an oblong banner that horizontally bisects the entire medallion. A stylized letter "D" appears at the bottom of the medallion in the scalloped outer ring.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Disclaimer: "UNIVERSITY", "ATHLETICS", "EXCELLENCE", "LOYALTY", "DIVERSITY", "EDUCATION", "ACCOUNTABILITY", "SPORTSMANSHIP", "COMMITMENT", "INTEGRITY" AND "RESPECT"

Design Search Code(s): 24.07.04 - Medals
24.09.07 - Advertising, banners; Banners
26.01.07 - Circles with a decorative border, including scalloped, ruffled and zig-zag edges
26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

Related Properties Information

Claimed Ownership of US Registrations: 2203764, 2317603, 2415817 and others

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:	Clothing, namely, shirts		
International Class(es):	025 - Primary Class	**U.S Class(es):**	022, 039
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Sep. 11, 2006	**Use in Commerce:**	Sep. 11, 2006

For: Entertainment services, namely, organizing and conducting an array of athletic events; Encouraging university athletic program by organizing and conducting educational programs and activities for athletes, alumni, supporters and fans; providing various facilities for an array of sporting events, sports and athletic competitions and awards programs

International Class(es):	041 - Primary Class	**U.S Class(es):**	100, 101, 107
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Sep. 11, 2006	**Use in Commerce:**	Sep. 11, 2006

Basis Information (Case Level)

Filed Use:	Yes	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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:	Duke University		
Owner Address:	310 Blackwell Street, 4th Floor Office of Counsel Durham, NORTH CAROLINA 27710 UNITED STATES		
Legal Entity Type:	CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0455
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	No

Correspondent

Correspondent Name/Address:	SUSAN FREYA OLIVE OLIVE & OLIVE, P.A. PO BOX 2049 DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	919-683-5514	**Fax:**	919-688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	No

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 13, 2011	REPRINTING REGISTRATION CERTIFICATE	
Sep. 13, 2011	CERTIFICATE OF CORRECTION ISSUED	70132
Aug. 28, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	70132
Aug. 25, 2011	TEAS SECTION 7 REQUEST RECEIVED	
Jul. 12, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 07, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 06, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	69712
May 24, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 24, 2011	STATEMENT OF USE PROCESSING COMPLETE	61813
May 19, 2011	USE AMENDMENT FILED	61813
May 24, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
May 19, 2011	TEAS STATEMENT OF USE RECEIVED	
Jan. 11, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Nov. 16, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 16, 2010	PUBLISHED FOR OPPOSITION	

Oct. 08, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	69712
Oct. 08, 2010	ASSIGNED TO LIE	69712
Sep. 24, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 24, 2010	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 24, 2010	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 24, 2010	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 24, 2010	EXAMINERS AMENDMENT -WRITTEN	73363
Sep. 14, 2010	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Sep. 14, 2010	PRIORITY ACTION E-MAILED	6326
Sep. 14, 2010	PRIORITY ACTION WRITTEN	73363
Sep. 09, 2010	ASSIGNED TO EXAMINER	73363
Jun. 02, 2010	NOTICE OF DESIGN SEARCH CODE MAILED	
Jun. 01, 2010	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 31, 2010	NEW APPLICATION ENTERED IN TRAM	

Maintenance Filings or Post Registration Information

Change in Registration: Yes

Correction made to Registration: In the statement of goods , class 41Entertainment services, namely, organizing and conducting an array of athletic events; Encouraging university athletic program by organizing and conducting educational programs and activities for athletes, alumni, supporters and fans; providing various facilities for an array of sporting events, sports and athletic competitions and awards programs should be inserted. First use dates anywhere and in commerce 9-11-2006 should be inserted.

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: Not Found **Date in Location:** Oct. 28, 2011

Duke University's Notice of Opposition

Exhibit 27:
TSDR website printout of Reg. No. 4,108,223

IRON DUKES

Generated on: This page was generated by TSDR on 2015-08-10 18:42:50 EDT

Mark: IRON DUKES

IRON DUKES

US Serial Number: 85356737

Application Filing Date: Jun. 27, 2011

US Registration Number: 4108223

Registration Date: Mar. 06, 2012

Register: Principal

Mark Type: Trademark

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

Status Date: Mar. 06, 2012

Publication Date: Dec. 20, 2011

Mark Information

Mark Literal Elements: IRON DUKES

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: 1003662

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: Decals

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 12, 2011

Use in Commerce: May 12, 2011

For: Drinking vessels

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 12, 2011

Use in Commerce: May 12, 2011

For: Blankets for outdoor use

International Class(es): 024 - Primary Class

U.S Class(es): 042, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: May 12, 2011

Use in Commerce: May 12, 2011

For: Shirts and hats for non-industrial uses

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: May 12, 2011

Use in Commerce: May 12, 2011

For: Golf balls

International Class(es): 028 - Primary Class

U.S Class(es): 022, 023, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use:	May 12, 2011	**Use in Commerce:**	May 12, 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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0492

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
PO BOX 2049
500 Memorial Street
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Mar. 06, 2012	REGISTERED-PRINCIPAL REGISTER	
Dec. 20, 2011	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 20, 2011	PUBLISHED FOR OPPOSITION	
Nov. 30, 2011	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Nov. 16, 2011	LAW OFFICE PUBLICATION REVIEW COMPLETED	70633
Nov. 09, 2011	ASSIGNED TO LIE	70633
Oct. 19, 2011	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 19, 2011	EXAMINER'S AMENDMENT ENTERED	88888
Oct. 19, 2011	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Oct. 19, 2011	EXAMINERS AMENDMENT E-MAILED	6328
Oct. 19, 2011	EXAMINERS AMENDMENT -WRITTEN	82436
Oct. 12, 2011	ASSIGNED TO EXAMINER	82436
Jul. 01, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 30, 2011	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

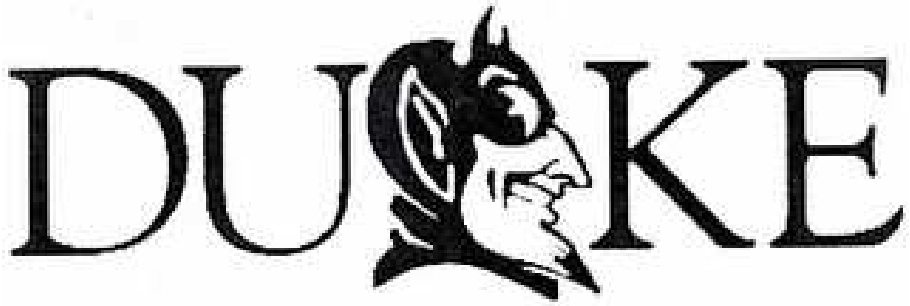
Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 06, 2012

Duke University's Notice of Opposition

Exhibit 28:
TSDR website printout of Reg. No. 4,172,132

DUKE with Devil Head Design



Generated on: This page was generated by TSDR on 2015-08-10 18:45:17 EDT

Mark: DUKE

US Serial Number: 78944306 **Application Filing Date:** Aug. 03, 2006

US Registration Number: 4172132 **Registration Date:** Jul. 10, 2012

Register: Principal

Mark Type: Trademark

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

Status Date: Jul. 10, 2012

Publication Date: Feb. 21, 2012 **Notice of Allowance Date:** Apr. 17, 2012

Mark Information

Mark Literal Elements: DUKE

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 the stylized wording "DUKE". A design of the side of a devil's head appears between the letters "U" and "K" in "DUKE".

Color(s) Claimed: Color is not claimed as a feature of the mark.

Design Search Code(s): 04.01.05 - Heads with horns (persons); Heads of devils or horned personages, with or without wings, and devilÂ's tail

Related Properties Information

Claimed Ownership of US Registrations: 1703446, 1737968, 1742734 and others

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: Clothing for men and women, namely, tops and sweatshirts

International Class(es): 025 - Primary Class **U.S Class(es):** 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 2009 **Use in Commerce:** Oct. 2009

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: 310 Blackwell Street, 4th Floor
Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record			
Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0445
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	No

Correspondent			
Correspondent Name/Address:	SUSAN FREYA OLIVE OLIVE & OLIVE PA PO BOX 2049 DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	(919) 683-5514	**Fax:**	(919) 688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 10, 2012	REGISTERED-PRINCIPAL REGISTER	
Jun. 07, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 06, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	74221
Jun. 06, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 04, 2012	STATEMENT OF USE PROCESSING COMPLETE	76538
May 09, 2012	USE AMENDMENT FILED	76538
Jun. 01, 2012	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
May 09, 2012	TEAS STATEMENT OF USE RECEIVED	
Apr. 17, 2012	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 21, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 21, 2012	PUBLISHED FOR OPPOSITION	
Feb. 01, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 19, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
Jan. 19, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 19, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 19, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 19, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 19, 2012	EXAMINERS AMENDMENT -WRITTEN	76635
Dec. 27, 2011	LIE CHECKED SUSP - TO ATTY FOR ACTION	74221
Jun. 24, 2011	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	74221
Dec. 23, 2010	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Dec. 03, 2010	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 03, 2010	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 03, 2010	TEAS RESPONSE TO SUSPENSION INQUIRY RECEIVED	
Sep. 29, 2010	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	74221
Sep. 29, 2010	ASSIGNED TO LIE	74221
Mar. 26, 2010	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Mar. 16, 2010	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Sep. 15, 2009	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Aug. 26, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Feb. 21, 2009	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Jan. 29, 2009	LIE CHECKED SUSP - TO ATTY FOR ACTION	76243
Jul. 18, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	
Jan. 18, 2008	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	

Jun. 30, 2007	REPORT COMPLETED SUSPENSION CHECK CASE STILL SUSPENDED	76243
Jun. 30, 2007	ASSIGNED TO LIE	76243
Dec. 28, 2006	LETTER OF SUSPENSION E-MAILED	6332
Dec. 28, 2006	SUSPENSION LETTER WRITTEN	76635
Dec. 17, 2006	ASSIGNED TO EXAMINER	76635
Aug. 09, 2006	NOTICE OF DESIGN SEARCH CODE MAILED	
Aug. 08, 2006	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:** Jun. 06, 2012

Duke University's Notice of Opposition

Exhibit 29:
TSDR website printout of Reg. No. 4,274,183

Generated on: This page was generated by TSDR on 2015-08-10 18:49:30 EDT

Mark: D

US Serial Number: 85447767

Application Filing Date: Oct. 14, 2011

US Registration Number: 4274183

Registration Date: Jan. 15, 2013

Filed as TEAS Plus: Yes

Currently TEAS Plus: Yes

Register: Principal

Mark Type: Trademark

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

Status Date: Jan. 15, 2013

Publication Date: Oct. 30, 2012

Mark Information

Mark Literal Elements: D

Standard Character Claim: No

Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Description of Mark: The mark consists of a stylized capital letter "D" shown in Gothic script.

Color(s) Claimed: Color is not claimed as a feature of the mark.

Related Properties Information

Claimed Ownership of US Registrations: 1701827, 1702830, 1707766 and others

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: Rings

International Class(es): 014 - Primary Class

U.S Class(es): 002, 027, 028, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 1987

Use in Commerce: Jan. 01, 1987

For: Headwear; Tops

International Class(es): 025 - Primary Class

U.S Class(es): 022, 039

Class Status: ACTIVE

Basis: 1(a)

First Use: Mar. 01, 2011

Use in Commerce: Mar. 01, 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:**	Yes
Filed 66A:	No	**Currently 66A:**	No		

Filed No Basis: No **Currently No Basis:** No

Current Owner(s) Information

Owner Name: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU0492

Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
PO BOX 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jan. 15, 2013	REGISTERED-PRINCIPAL REGISTER	
Oct. 30, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 30, 2012	PUBLISHED FOR OPPOSITION	
Oct. 10, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Sep. 22, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	73787
Sep. 20, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 20, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 20, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 20, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 20, 2012	EXAMINERS AMENDMENT -WRITTEN	74816
Aug. 22, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	73787
Aug. 22, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	73787
Aug. 16, 2012	ASSIGNED TO LIE	73787
Aug. 09, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 09, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Feb. 09, 2012	NON-FINAL ACTION E-MAILED	6325
Feb. 09, 2012	NON-FINAL ACTION WRITTEN	74816
Feb. 02, 2012	ASSIGNED TO EXAMINER	74816
Oct. 20, 2011	NOTICE OF PSEUDO MARK MAILED	
Oct. 19, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 18, 2011	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:** Jan. 15, 2013

Duke University's Notice of Opposition

Exhibit 30:
TSDR website printout of Reg. No. 4,323,346

DUKE CHILDREN'S

Generated on: This page was generated by TSDR on 2015-08-10 18:51:32 EDT

Mark: DUKE CHILDREN'S

DUKE CHILDREN'S

US Serial Number: 85658564

Application Filing Date: Jun. 21, 2012

US Registration Number: 4323346

Registration Date: Apr. 23, 2013

Register: Principal

Mark Type: Trademark, Service Mark

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

Status Date: Apr. 23, 2013

Publication Date: Feb. 05, 2013

Mark Information

Mark Literal Elements: DUKE CHILDREN'S

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: "CHILDREN'S"

Related Properties Information

Claimed Ownership of US Registrations: 2317603

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: Downloadable electronic publications in the nature of bulletins in the field of healthcare

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 17, 2009

Use in Commerce: Jun. 17, 2009

For: Bulletins concerning healthcare

International Class(es): 016 - Primary Class

U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 17, 2009

Use in Commerce: Jun. 17, 2009

For: Retail pharmacy services; retail gift shop services

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1974

Use in Commerce: 1974

For: Charitable fundraising services

International Class(es): 036 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1974

Use in Commerce: 1974

For: Educational services, namely, conducting programs and training in the fields of medicine and healthcare; charitable services, namely, providing recreational activities for children suffering from illness in the nature of swimming, hiking, fishing, climbing, tennis, dance, photography, arts and crafts, and boating, and conducting field trips in the fields of arts, culture and science

International Class(es): 041 - Primary Class

U.S Class(es): 100, 101, 107

Class Status: ACTIVE
Basis: 1(a)
First Use: 1996 **Use in Commerce:** 1996

For: Scientific research
International Class(es): 042 - Primary Class **U.S Class(es):** 100, 101
Class Status: ACTIVE
Basis: 1(a)
First Use: 1996 **Use in Commerce:** 1996

For: Healthcare; providing information in the field of healthcare
International Class(es): 044 - Primary Class **U.S Class(es):** 100, 101
Class Status: ACTIVE
Basis: 1(a)
First Use: 1990 **Use in Commerce:** 1990

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: Duke University
Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES
Legal Entity Type: CORPORATION **State or Country Where Organized:** NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU0484
Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
PO BOX 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES
Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 23, 2013	REGISTERED-PRINCIPAL REGISTER	
Feb. 05, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 05, 2013	PUBLISHED FOR OPPOSITION	
Jan. 16, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Dec. 28, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Dec. 28, 2012	ASSIGNED TO LIE	68552
Dec. 11, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	

Dec. 10, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 10, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 10, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 15, 2012	NOTIFICATION OF PRIORITY ACTION E-MAILED	6326
Oct. 15, 2012	PRIORITY ACTION E-MAILED	6326
Oct. 15, 2012	PRIORITY ACTION WRITTEN	81089
Oct. 08, 2012	ASSIGNED TO EXAMINER	81089
Jul. 06, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jun. 25, 2012	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:** Apr. 23, 2013

Duke University's Notice of Opposition

Exhibit 31:
TSDR website printout of Reg. No. 4,342,645

WASHINGTON DUKE INN & GOLF CLUB

Generated on: This page was generated by TSDR on 2015-08-10 18:53:24 EDT

Mark: WASHINGTON DUKE INN & GOLF CLUB

WASHINGTON DUKE INN & GOLF CLUB

US Serial Number: 85756810 **Application Filing Date:** Oct. 17, 2012

US Registration Number: 4342645 **Registration Date:** May 28, 2013

Register: Principal

Mark Type: Service Mark

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

Status Date: May 28, 2013

Publication Date: Mar. 12, 2013

Mark Information

Mark Literal Elements: WASHINGTON DUKE INN & GOLF CLUB

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: "INN & GOLF CLUB"

Name Portrait Consent: The name "WASHINGTON DUKE" does not identify a living individual.

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: Retail gift shop; retail sporting goods store

International Class(es): 035 - Primary Class **U.S Class(es):** 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1988 **Use in Commerce:** Oct. 1988

For: Providing sports facilities

International Class(es): 041 - Primary Class **U.S Class(es):** 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1988 **Use in Commerce:** Oct. 1988

For: Hotel services; restaurant services; provision of banquet and social function facilities for special occasions; provision of conference, exhibition and meeting facilities

International Class(es): 043 - Primary Class **U.S Class(es):** 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Oct. 1988 **Use in Commerce:** Oct. 1988

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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU2309

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE, P.A.
PO BOX 2049
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone: 919 683 5514

Fax: 919 688 3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
May 28, 2013	REGISTERED-PRINCIPAL REGISTER	
Mar. 12, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 12, 2013	PUBLISHED FOR OPPOSITION	
Feb. 20, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 06, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Feb. 05, 2013	ASSIGNED TO LIE	77312
Jan. 23, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 23, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 23, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 23, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 23, 2013	EXAMINERS AMENDMENT -WRITTEN	83698
Jan. 23, 2013	ASSIGNED TO EXAMINER	83698
Oct. 23, 2012	NOTICE OF PSEUDO MARK MAILED	
Oct. 22, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Oct. 20, 2012	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: May 28, 2013

Duke University's Notice of Opposition

Exhibit 32:
TSDR website printout of Reg. No. 4,372,828

DUKE MEDICINE

Generated on: This page was generated by TSDR on 2015-08-10 18:55:20 EDT

Mark: DUKE MEDICINE

DUKE MEDICINE

US Serial Number: 78933450 **Application Filing Date:** Jul. 20, 2006

US Registration Number: 4372828 **Registration Date:** Jul. 23, 2013

Register: Principal

Mark Type: Service Mark

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

Status Date: Jul. 23, 2013

Publication Date: Sep. 18, 2007 **Notice of Allowance Date:** Mar. 12, 2013

Mark Information

Mark Literal Elements: DUKE MEDICINE

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: "MEDICINE"

Related Properties Information

Claimed Ownership of US Registrations: 2203764, 2317603

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: Arranging and conducting educational conferences; medical and scientific training and teaching; arranging of exhibitions, seminars, conferences, professional workshops, training courses; organization of seminars, working groups, research groups and conventions, in the fields of medicine and science; production of radio or television programs; children's entertainment and amusement centers, namely, interactive play areas; entertainment in the nature of golf or tennis tournaments; awards programs for major corporations and individuals who have made significant charitable contributions; publishing documents, books, journals and reports in the fields of science and medicine; providing fitness and exercise facilities; educational research; providing instruction in the field of health and wellness

International Class(es): 041 - Primary Class **U.S Class(es):** 100, 101, 107

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 21, 2005 **Use in Commerce:** Jul. 21, 2005

For: Clinical research; design of medical, optical, and scientific apparatus and instruments; design or development of information and databases; design and testing for new product development; design or testing of new products for others; licensing of intellectual property; medical research; medical and optical laboratories; scientific research and development

International Class(es): 042 - Primary Class **U.S Class(es):** 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 21, 2005 **Use in Commerce:** Jul. 21, 2005

For: Blood bank; charitable services, namely, providing medical services, medical equipment, and medical supplies to those in need; charitable services, namely, patient assistance programs to provide drugs, drug counseling, and assistance in obtaining drugs for senior citizens and others in need; dentist services; emergency medical response services; health care; hospitals; hospices; medical, dental, optical, pharmaceutical, wellness and nursing care, consultation, and advice; medical information; nursing care; optician and optometry services; medical clinics; medical services; nutrition counseling; pharmaceutical dispensing; providing health information; providing medical information; rental of medical equipment; home health care and wellness counseling and psychotherapy with individuals, families, and groups; providing information in the field of health and wellness; social work services, namely, assisting patients and their families to obtain appropriate support services in the nature of home health care and wellness counseling; providing medical equipment to individuals

International Class(es): 044 - Primary Class **U.S Class(es):** 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use:	Jul. 21, 2005	**Use in Commerce:**	Jul. 21, 2005

For: Grief and bereavement counseling; ministerial services; providing personal support services for families of patients, namely, companionship, help with medical forms, counseling and emotional support

International Class(es):	045 - Primary Class	**U.S Class(es):**	100, 101
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Jul. 21, 2005	**Use in Commerce:**	Jul. 21, 2005

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type:	NON-PROFIT CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0446
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	No

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
OLIVE & OLIVE PA
P. O. Box 2049
500 Memorial Street
DURHAM, NORTH CAROLINA 27702-2049
UNITED STATES

Phone:	(919) 683-5514	**Fax:**	(919) 688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jul. 23, 2013	REGISTERED-PRINCIPAL REGISTER	
Jun. 21, 2013	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 20, 2013	LAW OFFICE REGISTRATION REVIEW COMPLETED	67287
Jun. 19, 2013	ASSIGNED TO LIE	67287
Jun. 05, 2013	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 04, 2013	STATEMENT OF USE PROCESSING COMPLETE	65362
May 07, 2013	USE AMENDMENT FILED	65362
Jun. 04, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	65362
May 07, 2013	TEAS STATEMENT OF USE RECEIVED	
May 01, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Mar. 12, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 02, 2013	TTAB RELEASE CASE TO TRADEMARKS	183030

Jan. 02, 2013	OPPOSITION TERMINATED NO. 999999	183030
Jan. 02, 2013	OPPOSITION DISMISSED NO. 999999	183030
Mar. 18, 2008	OPPOSITION INSTITUTED NO. 999999	183030
Oct. 18, 2007	EXTENSION OF TIME TO OPPOSE RECEIVED	
Sep. 18, 2007	PUBLISHED FOR OPPOSITION	
Aug. 29, 2007	NOTICE OF PUBLICATION	
Aug. 13, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78289
Aug. 13, 2007	ASSIGNED TO LIE	78289
Jun. 27, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 26, 2007	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 26, 2007	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 26, 2007	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 28, 2006	NON-FINAL ACTION E-MAILED	6325
Dec. 28, 2006	NON-FINAL ACTION WRITTEN	76635
Dec. 17, 2006	ASSIGNED TO EXAMINER	76635
Jul. 25, 2006	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:** Jun. 20, 2013

Duke University's Notice of Opposition

Exhibit 33:
TSDR website printout of Reg. No. 4,397,703

DUKE FORWARD

Generated on: This page was generated by TSDR on 2015-08-10 18:57:15 EDT

Mark: DUKE FORWARD

DUKE FORWARD

US Serial Number:	85738029	**Application Filing Date:**	Sep. 25, 2012
US Registration Number:	4397703	**Registration Date:**	Sep. 03, 2013
Filed as TEAS Plus:	Yes	**Currently TEAS Plus:**	Yes
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. 03, 2013		
Publication Date:	Mar. 12, 2013	**Notice of Allowance Date:**	May 07, 2013

Mark Information

Mark Literal Elements:	DUKE FORWARD
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:	2317603, 3780204, 3995015 and others

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:	Accepting and administering monetary charitable contributions; Charitable fundraising services		
International Class(es):	036 - Primary Class	**U.S Class(es):**	100, 101, 102
Class Status:	ACTIVE		
Basis:	1(a)		
First Use:	Sep. 29, 2012	**Use in Commerce:**	Sep. 29, 2012

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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:	Duke University		
Owner Address:	Office of University Counsel 310 Blackwell Street, 4th Floor Durham, NORTH CAROLINA 27701 UNITED STATES		
Legal Entity Type:	CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU 0494
Attorney Primary Email Address:	emailboxTM@oliveandolive.com	**Attorney Email Authorized:**	No

Correspondent

Correspondent Name/Address:	SUSAN FREYA OLIVE OLIVE & OLIVE, P.A. P. O. Box 2049 500 Memorial Street DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	(919)683-5514	**Fax:**	(919)688-3781
Correspondent e-mail:	emailboxTM@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 03, 2013	REGISTERED-PRINCIPAL REGISTER	
Jul. 30, 2013	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jul. 29, 2013	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Jul. 26, 2013	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 26, 2013	STATEMENT OF USE PROCESSING COMPLETE	66530
Jul. 01, 2013	USE AMENDMENT FILED	66530
Jul. 26, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Jul. 01, 2013	TEAS STATEMENT OF USE RECEIVED	
Jun. 25, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 07, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 12, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 12, 2013	PUBLISHED FOR OPPOSITION	
Feb. 20, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 06, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Feb. 05, 2013	ASSIGNED TO LIE	66213
Jan. 23, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 23, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 23, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 23, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 23, 2013	EXAMINERS AMENDMENT -WRITTEN	83698
Jan. 23, 2013	ASSIGNED TO EXAMINER	83698
Sep. 28, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Sep. 28, 2012	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:**	Jul. 29, 2013

Duke University's Notice of Opposition

Exhibit 34:
TSDR website printout of Reg. No. 4,481,331

DUKE CONNECTED CARE

Generated on: This page was generated by TSDR on 2015-08-10 18:59:34 EDT

Mark: DUKE CONNECTED CARE

DUKE CONNECTED CARE

US Serial Number: 77771298

Application Filing Date: Jun. 30, 2009

US Registration Number: 4481331

Registration Date: Feb. 11, 2014

Register: Principal

Mark Type: Service Mark

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

Status Date: Feb. 11, 2014

Publication Date: Nov. 17, 2009

Notice of Allowance Date: May 18, 2010

Mark Information

Mark Literal Elements: DUKE CONNECTED CARE

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: "CONNECTED CARE"

Related Properties Information

Claimed Ownership of US Registrations: 2203764, 2317603, 2415817

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: health care

International Class(es): 044 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 03, 2012

Use in Commerce: Dec. 03, 2012

Basis Information (Case Level)

Filed Use:	No	**Currently Use:**	Yes	**Amended Use:**	No
Filed ITU:	Yes	**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: Duke University

Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name:	Susan Freya Olive	**Docket Number:**	DUKU0482
Attorney Primary Email Address:	emailboxtm@oliveandolive.com	**Attorney Email Authorized:**	Yes

Correspondent

Correspondent Name/Address:	SUSAN FREYA OLIVE OLIVE & OLIVE, P.A. P. O. Box 2049 500 Memorial Street DURHAM, NORTH CAROLINA 27702-2049 UNITED STATES		
Phone:	919-683-5514	**Fax:**	919-688-3781
Correspondent e-mail:	emailboxtm@oliveandolive.com	**Correspondent e-mail Authorized:**	Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Feb. 11, 2014	REGISTERED-PRINCIPAL REGISTER	
Jan. 08, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jan. 07, 2014	LAW OFFICE REGISTRATION REVIEW COMPLETED	73296
Jan. 03, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 31, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Dec. 30, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Dec. 30, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
Dec. 20, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
Dec. 20, 2013	FINAL REFUSAL E-MAILED	
Dec. 20, 2013	SU - FINAL REFUSAL - WRITTEN	82429
Dec. 03, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	73296
Dec. 03, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	73296
Nov. 25, 2013	ASSIGNED TO LIE	73296
Nov. 20, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
May 28, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
May 28, 2013	NON-FINAL ACTION E-MAILED	
May 28, 2013	SU - NON-FINAL ACTION - WRITTEN	82429
May 20, 2013	STATEMENT OF USE PROCESSING COMPLETE	76538
May 16, 2013	USE AMENDMENT FILED	76538
May 16, 2013	TEAS STATEMENT OF USE RECEIVED	
May 16, 2013	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Nov. 17, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 16, 2012	EXTENSION 5 GRANTED	76538
Nov. 13, 2012	EXTENSION 5 FILED	76538
Nov. 13, 2012	TEAS EXTENSION RECEIVED	
Nov. 12, 2012	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
May 03, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 02, 2012	EXTENSION 4 GRANTED	76538
Apr. 30, 2012	EXTENSION 4 FILED	76538
Apr. 30, 2012	TEAS EXTENSION RECEIVED	
Nov. 23, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 22, 2011	EXTENSION 3 GRANTED	76538
Nov. 17, 2011	EXTENSION 3 FILED	76538
Nov. 17, 2011	TEAS EXTENSION RECEIVED	
May 17, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	

May 16, 2011	EXTENSION 2 GRANTED	76538
May 13, 2011	EXTENSION 2 FILED	76538
May 13, 2011	TEAS EXTENSION RECEIVED	
Nov. 11, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Nov. 10, 2010	EXTENSION 1 GRANTED	76538
Nov. 01, 2010	EXTENSION 1 FILED	76538
Nov. 10, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Nov. 01, 2010	TEAS EXTENSION RECEIVED	
May 18, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 02, 2010	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Dec. 16, 2009	EXTENSION OF TIME TO OPPOSE RECEIVED	
Nov. 17, 2009	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Nov. 17, 2009	PUBLISHED FOR OPPOSITION	
Oct. 14, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	77075
Oct. 14, 2009	ASSIGNED TO LIE	77075
Sep. 28, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 28, 2009	EXAMINER'S AMENDMENT ENTERED	88888
Sep. 28, 2009	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Sep. 28, 2009	EXAMINERS AMENDMENT E-MAILED	6328
Sep. 28, 2009	EXAMINERS AMENDMENT -WRITTEN	82429
Sep. 26, 2009	ASSIGNED TO EXAMINER	82429
Jul. 06, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 03, 2009	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:** Jan. 07, 2014

Duke University's Notice of Opposition

Exhibit 35:
TSDR website printout of Reg. No. 4,760,204

IRON DUKES

Generated on: This page was generated by TSDR on 2015-08-10 17:14:50 EDT

Mark: IRON DUKES

IRON DUKES

US Serial Number: 86445421

Application Filing Date: Nov. 05, 2014

US Registration Number: 4760204

Registration Date: Jun. 23, 2015

Register: Principal

Mark Type: Service Mark

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

Status Date: Jun. 23, 2015

Publication Date: Apr. 07, 2015

Mark Information

Mark Literal Elements: IRON DUKES

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: 1003662, 2317603, 4108223 and others

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: Charitable services, namely, promoting public awareness of the need for supporting athletic activities, facilities and events; Club services, namely, promoting the interests of supporters of athletic activities, facilities and events

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 1971

Use in Commerce: Jul. 01, 1971

For: Charitable fundraising to support athletic activities, facilities and events

International Class(es): 036 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 1971

Use in Commerce: Jul. 01, 1971

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: Duke University

Owner Address: Office of Counsel
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Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type:	CORPORATION	**State or Country Where Organized:**	NORTH CAROLINA

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Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Jun. 23, 2015	REGISTERED-PRINCIPAL REGISTER	
Apr. 07, 2015	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 07, 2015	PUBLISHED FOR OPPOSITION	
Mar. 18, 2015	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Feb. 26, 2015	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 25, 2015	ASSIGNED TO EXAMINER	89013
Nov. 14, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 08, 2014	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:**	Jun. 23, 2015