

ESTTA Tracking number: **ESTTA710121**

Filing date: **11/23/2015**

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 parties oppose registration of the indicated application.

**Opposers Information**

Name	Maker Studios, Inc.		
Entity	Corporation	Citizenship	California
Address	3562 Eastham Drive Culver City, CA 90232 UNITED STATES		

Name	Maker Studios, Inc.		
Granted to Date of previous extension	11/25/2015		
Address	3562 Eastham Drive Culver City, CA 90232 UNITED STATES		

Attorney information	Linda K. McLeod Kelly IP, LLP 1919 M Street, N.W. Washington, DC 20036 UNITED STATES linda.mcleod@kelly-ip.com, jane.wise@kelly-ip.com, docketing@kelly-ip.com, DisneyOpp@kelly-ip.com		
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**Applicant Information**

Application No	85573658	Publication date	11/03/2015
Opposition Filing Date	11/23/2015	Opposition Period Ends	12/03/2015
Applicant	Maker, Inc. 1200 Seaport Blvd Redwood City, CA 94010 UNITED STATES		

**Goods/Services Affected by Opposition**

<p>Class 042. First Use: 2015/04/13 First Use In Commerce: 2015/04/13 All goods and services in the class are opposed, namely: Computer services, namely, providing on-line non-downloadable software for social networking and media sharing and media consumption via the Internet; Computerservices, namely, application service provider (ASP) featuring software to enable and facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or providing electronic media and information over communication networks; providing temporary use of non-downloadable software applications for engaging in social networking, creating a virtual community, and transmission of audio, video, music, photographic images, text, graphics and data; computer services, namely, providing a website featuring technology that enables users to upload and share video, music, photos, text, graphics and data; computer services, namely, maintaining</p>
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blogs for others; hosting an online community website that allows computer users to share information, photos, music, audio and video content, to get feedback from their peers, to form virtual communities, and to engage in social networking; all the forgoing excluding services and content related to achievements and contributions of women and women's issues

## Applicant Information

Application No	85618676	Publication date	07/28/2015
Opposition Filing Date	11/23/2015	Opposition Period Ends	11/25/2015
Applicant	Maker, Inc. 1200 Seaport Blvd. Redwood City, CA 94010 UNITED STATES		

## Goods/Services Affected by Opposition

Class 042. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Computer services, namely, providing online non-downloadable software for social networking and media sharing and media consumption via the Internet; Computerservices, namely, application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing temporary use of non-downloadable software applications for social networking, creating a virtual community, and transmission of audio, video, music, photographic images, text, graphics and data; computer services, namely, providing a web site featuring technology that enables users to upload and share video, music, photos, text, graphics and data; computer services, namely, maintaining blogs for others; providing an online community for users to share information, photos, music, audio and video content, to get feedback from their peers, to form virtual communities, and to engage in social networking; all the forgoing excluding services and content related to achievements and contributions of women and women's issues

## Grounds for Opposition

Consists of or comprises the flag or coat of arms or other insignia of the United States, or of any State or municipality, or of any foreign nation, or any simulation thereof	Trademark Act section 2(b)
Priority and likelihood of confusion	Trademark Act section 2(d)

## Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	4505998	Application Date	04/24/2012
Registration Date	04/01/2014	Foreign Priority Date	NONE
Word Mark	MAKER		

Design Mark	
Description of Mark	The mark consists of three vertical bars adjacent to each other above the word "MAKER".
Goods/Services	Class 042. First use: First Use: 2013/09/00 First Use In Commerce: 2013/09/00 Creation and development of web applications and video games

U.S. Registration No.	4260923	Application Date	04/24/2012
Registration Date	12/18/2012	Foreign Priority Date	NONE

Word Mark	MAKER
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Design Mark	
Description of	The mark consists of three vertical bars adjacent to each other above the word

Mark	"MAKER".
Goods/Services	Class 041. First use: First Use: 2009/07/00 First Use In Commerce: 2009/07/00 Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and recording services; media production services, namely, film, video, and music production

U.S. Registration No.	4148844	Application Date	04/13/2011
Registration Date	05/29/2012	Foreign Priority Date	NONE
Word Mark	MAKER STUDIOS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 2009/07/00 First Use In Commerce: 2009/07/00 Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and recording services; media production services, namely, film, video, and music production Class 042. First use: First Use: 2009/07/00 First Use In Commerce: 2009/07/00 Creation and development of web applications and video games		

U.S. Registration No.	4736110	Application Date	11/04/2013
Registration Date	05/12/2015	Foreign Priority Date	NONE
Word Mark	MAKER MAX		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 2013/10/22 First Use In Commerce: 2013/10/22 Providing temporary use of non-downloadable software for management of on-line multimedia content, namely, videos, audio, webisodes, web series, media, webpages, and digital content; Providing temporary use of non-downloadable software for interaction via forums, customer support, and referrals		

U.S. Registration No.	4757712	Application Date	05/12/2014
Registration Date	06/16/2015	Foreign Priority Date	NONE
Word Mark	MAKER GEN		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 2014/06/26 First Use In Commerce: 2014/06/26 Entertainment services, namely, providing on-going webisodes, television programs, skits, videos and movies featuring music, comedy, drama, sports, fashion, video games, online gaming, and celebrities via a global computer network; Entertainment services, namely, providing a website featuring non-downloadable podcastsfeaturing music, comedy, drama, sports,fashion, video games, online gaming, and celebrities; Providing a website featuring non-downloadable videos in the field of music, comedy, drama, sports, fashion, video games, online gaming, and celebrities

Attachments	85606881#TMSN.png( bytes ) 85606876#TMSN.png( bytes ) 85293690#TMSN.png( bytes ) 86109371#TMSN.png( bytes ) 86976366#TMSN.png( bytes ) Notice of Opposition.pdf(149425 bytes )
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### Certificate of Service

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

Signature	/Linda K. McLeod/
Name	Linda K. McLeod
Date	11/23/2015

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

<p>MAKER STUDIOS, INC.,</p> <p style="text-align: center;">Opposer</p> <p style="text-align: center;">v.</p> <p>MAKER, INC.,</p> <p style="text-align: center;">Applicant.</p>	<p>Consolidated Opposition No.</p> <p>Mark: MAKER Serial No. 85573658 Filing Date: March 19, 2012</p> <p>Mark: MAKER.ME Serial No. 85618676 Filing Date: May 07, 2012</p>
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**NOTICE OF OPPOSITION**

Opposer Maker Studios, Inc. (“Opposer” or “Maker”) believes that it will be damaged by Maker, Inc.’s (“Applicant”) registration of the marks MAKER and MAKER.ME marks shown in Application Serial Nos. 85573658 and 85618676 in International Class 42 (collectively, the “Applicant’s Marks”) and hereby opposes the same. As grounds for opposition, Opposer alleges the following, upon actual knowledge with respect to itself and its own acts, and upon information and belief as to other matters:

**Opposer and its MAKER Marks**

1. Opposer Maker Studios, Inc. is a California corporation, having a principal place of business at 3562 Eastham Drive Culver City, CA 90232, and is the owner of the trade name and trademark rights asserted in this opposition.

2. Since at least 2009, Opposer has used its trade name MAKER STUDIOS, INC., and the shortened names MAKER STUDIOS and MAKER, in commerce in connection with Maker’s business. (Collectively, “MAKER Trade Name.”)

3. Maker is a multi-channel YouTube network. It is a global leader in short-form content, and the largest content network on YouTube. Maker's network includes 55,000 independent creators from more than 100 countries, attracting over 10 billion views per month globally, with over 650 million subscribers, and a growing scale driven by its robust technology platform, direct-to-consumer distribution, and data analytics.

4. Maker is home to many of the world's leading online talent and award-winning original programs. Maker also collaborates with popular brands to promote product and service offerings across digital media, using talent in Maker's network and its expertise.

5. Maker's website (<http://www.makerstudios.com>) contains profiles on its community of creators that features artists and entertainers. The website links to Maker's YouTube channels, which contain online video programming including talk-shows, tutorials, blogs and/or videoblogs (vlogs) and entertainment (such as videogamers, comedians, musicians, and segments on home and style, through which it promotes and markets its creators.

6. Maker's YouTube channels provide a social networking forum for fans to comment on the content and share additional information.

7. Maker offers software applications that track analytics, advertising, and royalty reporting.

8. Maker's video manager allows creators to upload and share videos, music, photos, text, graphics, and data related to the creators programs.

9. Maker's forums allow creators to participate in the Maker community and engage with fellow artists to collaborates, communicate and cross-promote.

10. Maker is the owner of the trademark MAKER. As early as 2009, Maker has offered a wide range of services under its MAKER, MAKER STUDIOS marks, including creation and development of web applications, entertainment services, production services, film and video services, music recording services, and website services providing non-downloadable videos and other media, among other things.

11. As shown below, Maker owns numerous valid and subsisting federal registrations for its marks comprised of or containing MAKER (collectively, with the marks referenced in Paragraphs 3 to 11 are identified as the “MAKER Marks” and the goods and services referenced in those paragraphs are identified as “Maker’s Goods and Services”) (Printouts from the PTO TSDR database are attached as Exhibit A):

Mark	Reg. No. Reg. Date	Goods/Services First Use in Commerce
	4505998 04-01- 2014	<b>42.</b> Creation and development of web applications and video games  First use in commerce 04-24-2012
	4260923 12-18-2012	<b>41.</b> Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and recording services; media production services, namely, film, video, and music production  First use in commerce 07-31-2012
MAKER STUDIOS	4148844 05-29- 2012	<b>41.</b> Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and recording services; media production services, namely, film, video, and music production

Mark	Reg. No. Reg. Date	Goods/Services First Use in Commerce
		<p><b>42.</b> Creation and development of web applications and video games</p> <p>First use in commerce 07-31-2009</p>
MAKER MAX	4736110 05-12-2015	<p><b>42.</b> Providing temporary use of non-downloadable software for management of online multimedia content, namely, videos, audio, webisodes, web series, media, webpages, and digital content; Providing temporary use of non-downloadable software for interaction via forums, customer support, and referrals</p> <p>First use in commerce 10-22-2013</p>
MAKER GEN	4757712 06-16-2015	<p><b>41.</b> Entertainment services, namely, providing on-going webisodes, television programs, skits, videos and movies featuring music, comedy, drama, sports, fashion, video games, online gaming, and celebrities via a global computer network; Entertainment services, namely, providing a website featuring non-downloadable podcasts featuring music, comedy, drama, sports, fashion, video games, online gaming, and celebrities; Providing a website featuring non-downloadable videos in the field of music, comedy, drama, sports, fashion, video games, online gaming, and celebrities</p> <p>First use in commerce 05-12-2014</p>

12. The foregoing registrations are valid and subsisting and constitute *prima facie* evidence of the validity of the marks and registrations, and of Maker's ownership

of and exclusive right to use the MAKER marks in commerce on the goods recited in the registrations.

**Applicant and its MAKER and MAKER.ME Marks**

13. Maker, Inc. (“Applicant”) is a Delaware company with an address of 1200 Seaport Blvd., Redwood City, CA 94010.

14. Applicant is the listed owner of Application Serial No. 85573658 filed on March 19, 2012, under Section 1(b) (and subsequently amended to Section 1(a) with a claimed priority date of April 13, 2015), for the mark MAKER (“Applicant’s MAKER Mark”) for:

Computer services, namely, providing on-line non-downloadable software for social networking and media sharing and media consumption via the Internet; Computer services, namely, application service provider (ASP) featuring software to enable and facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or providing electronic media and information over communication networks; providing temporary use of non-downloadable software applications for engaging in social networking, creating a virtual community, and transmission of audio, video, music, photographic images, text, graphics and data in the field of specify field or subject matter; computer services, namely, providing a web site featuring technology that enables users to upload and share video, music, photos, text, graphics and data; computer services, namely, maintaining blogs for others; hosting an online community website that allows computer users to share information, photos, music, audio and video content, to get feedback from their peers, to form virtual communities, and to engage in social networking; all the forgoing excluding services and content related to achievements and contributions of women and women's issues in Class 42.

15. On November 3, 2015, Application Serial No. 85573658 was published for opposition in the *Official Gazette*.

16. Applicant is the listed owner of Application Serial No. 85618676 filed on May 7, 2012, under Section 1(b) (and subsequently amended after publication on September 24, 2015), for the mark MAKER.ME (“Applicant’s MAKER.ME Mark”) for:

Computer services, namely, providing on-line non-downloadable software for social networking and media sharing and media consumption via the Internet; Computer services, namely, application service provider (ASP) featuring software to enable or facilitate the uploading, downloading, streaming, posting, displaying, blogging, linking, sharing or otherwise providing electronic media or information over communication networks; providing temporary use of non-downloadable software applications for social networking, creating a virtual community, and transmission of audio, video, music, photographic images, text, graphics and data; computer services, namely, providing a web site featuring technology that enables users to upload and share video, music, photos, text, graphics and data; computer services, namely, maintaining blogs for others; providing an online community for users to share information, photos, music, audio and video content, to get feedback from their peers, to form virtual communities, and to engage in social networking; all the forgoing excluding services and content related to achievements and contributions of women and women's issues in Class 42.

(The services listed in Application Serial Nos. 85573658 and 85618676 are collectively referred to as "Applicant's Services.")

17. On July 28, 2015, the Application Serial No. 85618676 was published for opposition in the *Official Gazette*, and Maker subsequently filed a timely extension of time to oppose on August 19, 2015.

**Likelihood of Confusion, 15 U.S.C. § 1052(d)**

18. Maker repeats and realleges each and every allegation set forth above.

19. Maker has priority based on its valid and subsisting registrations for the MAKER Marks set forth in Paragraph 11 above. Maker also has priority based on its prior common law use of its MAKER Marks in commerce in connection with Maker's Goods and Services, and prior use of the MAKER Trade Name.

20. Applicant's MAKER Mark appropriates Maker's MAKER mark and MAKER Trade Name in its entirety. Further, Applicant's MAKER Mark shares the identical first and dominant term MAKER with Maker's pleaded MAKER STUDIOS, MAKER GEN, and MAKER MAX marks, and MAKER Trade Name.

21. Applicant's MAKER.ME Mark appropriates Maker's MAKER Trade Name and mark in its entirety as the first and most dominant word in Applicant's MAKER.ME Mark. Further, Applicant's MAKER.ME Mark shares the identical first and dominant term MAKER with Maker's pleaded MAKER STUDIOS, MAKER GEN, and MAKER MAX marks, and MAKER Trade Name.

22. Moreover, Applicant's Services are highly related to Maker's Goods and Services covered by Maker's pleaded registrations, and offered under Maker's MAKER Marks and in connection with its MAKER Trade Name. In fact, both Maker's Goods and Services and Applicant's Services cover computer services and applications through the Internet that transmit; computer services that allow users to maintain and share multimedia content including blogs, videos, music, photographic images, text, graphics and data; providing temporary use of media via the Internet; and blogging and/or sharing content via social networking forums.

23. Accordingly, Applicant's MAKER Mark and Applicant's MAKER.ME Mark so resemble Maker's previously used and registered MAKER Marks and MAKER Trade Name, as to be likely, when used and registered in connection with Applicant's Services, to cause confusion, or to cause mistake, or deceive in violation of Section 2(d) 15 U.S.C. § 1052(d).

WHEREFORE, Maker respectfully requests that the opposition be sustained, and that registration of the mark in Application Serial Nos. 85573658 and 85618676 be refused. The filing fee has been submitted electronically. Any deficiency in the fee should be charged to Deposit Account No. 506154.

Respectfully submitted,

MAKER STUDIOS, INC.

Dated: November 22, 2015

By: Linda K. McLeod/

David M. Kelly

david.kelly@kelly-ip.com

Linda K. McLeod

linda.mcleod@kelly-ip.com

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(202) 808-3570 | Main

(202) 354-5232 | Fax

Attorneys for Opposer

**CERTIFICATE OF SERVICE**

I certify that a true and accurate copy of the foregoing NOTICE OF OPPOSITION was served by U.S. mail, postage prepaid, on this 23 day of November 2015, upon Applicant at the following correspondence address of record:

Julia Spoor Gard  
Barnes and Thornburg LLP  
11 S Meridian St.  
Indianapolis, Indiana, 46204

/Jacob T. Mersing/  
Senior Legal Assisant

# EXHIBIT A

**Generated on:**

This page was generated by TSDR on 2015-11-23 09:23:22 EST

**Mark:** MAKER



**US Serial Number:** 85606881

**Application Filing Date:**

Apr. 24, 2012

**US Registration Number:** 4505998

**Registration Date:**

Apr. 01, 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:**

Apr. 01, 2014

**Publication Date:** Apr. 09, 2013

**Notice of Allowance Date:**

Jun. 04, 2013

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## Mark Information

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**Mark Literal Elements:**

MAKER

**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 three vertical bars adjacent to each other above the word "MAKER".

**Color(s) Claimed:**

Color is not claimed as a feature of the mark.

**Design Search Code(s):**

26.17.04 - Bands, vertical; Vertical line(s), band(s) or bar(s); Lines, vertical; Bars, vertical

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## Related Properties Information

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**Claimed Ownership of US Registrations:**

4148844

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## Goods and Services

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

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

**For:**

Creation and development of web applications and video games

**International Class(es):** 042 - Primary Class

**U.S Class(es):**

100, 101

**Class Status:**

ACTIVE

**Basis:**

1(a)

**First Use:** Sep. 2013

**Use in Commerce:**

Sep. 2013

### Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** No

**Currently ITU:** No

**Amended ITU:** Yes

**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:**

Maker Studios, Inc.

**Owner Address:**

3562 Eastham Drive  
Culver City, CALIFORNIA 90232  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:**

CALIFORNIA

### Attorney/Correspondence Information

#### Attorney of Record

**Attorney Name:** Catherine Bridge

**Attorney Primary Email Address:** [trademarks@disney.com](mailto:trademarks@disney.com)

**Attorney Email Authorized:**

Yes

#### Correspondent

**Correspondent Name/Address:**

Catherine Bridge  
The Walt Disney Company  
500 South Buena Vista Street  
Burbank, CALIFORNIA 91521  
UNITED STATES

**Phone:** 818-560-6832

**Fax:**

818-848-6424

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

**Correspondent e-mail Authorized:**

Yes

#### Domestic Representative - Not Found

### Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 15, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 27, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 27, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 16, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888

Mar. 16, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Mar. 09, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 09, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 01, 2014	REGISTERED-PRINCIPAL REGISTER	
Feb. 25, 2014	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 24, 2014	LAW OFFICE REGISTRATION REVIEW COMPLETED	70633
Feb. 19, 2014	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 31, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 30, 2014	STATEMENT OF USE PROCESSING COMPLETE	70565
Dec. 04, 2013	USE AMENDMENT FILED	70565
Jan. 30, 2014	EXTENSION 1 GRANTED	70565
Dec. 04, 2013	EXTENSION 1 FILED	70565
Jan. 24, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Jan. 24, 2014	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Dec. 04, 2013	TEAS EXTENSION RECEIVED	
Dec. 04, 2013	TEAS STATEMENT OF USE RECEIVED	
Jun. 04, 2013	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Apr. 09, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 09, 2013	PUBLISHED FOR OPPOSITION	
Mar. 20, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Mar. 05, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70633
Feb. 21, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 21, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	70633
Feb. 21, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	70633
Feb. 13, 2013	ASSIGNED TO LIE	70633
Feb. 11, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Aug. 10, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2012	NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2012	NON-FINAL ACTION WRITTEN	81899
Aug. 09, 2012	ASSIGNED TO EXAMINER	81899
May 02, 2012	NOTICE OF DESIGN SEARCH CODE MAILED	
May 01, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 27, 2012	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:**

Feb. 24, 2014

**Generated on:**

This page was generated by TSDR on 2015-11-23 09:27:19 EST

**Mark:** MAKER



**US Serial Number:** 85606876

**Application Filing Date:**

Apr. 24, 2012

**US Registration Number:** 4260923

**Registration Date:**

Dec. 18, 2012

**Register:**

Principal

**Mark Type:**

Service Mark

**Status:**

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

**Status Date:**

Dec. 18, 2012

**Publication Date:** Oct. 02, 2012

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## Mark Information

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**Mark Literal Elements:**

MAKER

**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 three vertical bars adjacent to each other above the word "MAKER".

**Color(s) Claimed:**

Color is not claimed as a feature of the mark.

**Design Search Code(s):**

26.17.04 - Bands, vertical; Vertical line(s), band(s) or bar(s); Lines, vertical; Bars, vertical

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## Related Properties Information

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**Claimed Ownership of US Registrations:**

4148843, 4148844

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## Goods and Services

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

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
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**For:**

Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and

recording services; media production services, namely, film, video, and music production

International Class(es): 041 - Primary Class

U.S Class(es):

100, 101, 107

Class Status:

ACTIVE

Basis:

1(a)

First Use: Jul. 2009

Use in Commerce:

Jul. 2009

## 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:

Maker Studios, Inc.

Owner Address:

3562 Eastham Drive  
Culver City, CALIFORNIA 90232  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where  
Organized:

CALIFORNIA

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Catherine Bridge

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

Attorney Email Authorized:

Yes

### Correspondent

Correspondent Name/Address:

Catherine Bridge  
The Walt Disney Company  
500 South Buena Vista Street  
Burbank, CALIFORNIA 91521  
UNITED STATES

Phone: 818-560-6832

Fax:

818-848-6424

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

Correspondent e-mail Authorized:

Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 15, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 27, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 27, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 16, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Mar. 16, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	

Mar. 09, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Mar. 09, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 18, 2012	REGISTERED-PRINCIPAL REGISTER	
Oct. 02, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 02, 2012	PUBLISHED FOR OPPOSITION	
Sep. 12, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Aug. 28, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	77312
Aug. 28, 2012	ASSIGNED TO LIE	77312
Aug. 16, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Aug. 16, 2012	EXAMINER'S AMENDMENT ENTERED	88888
Aug. 16, 2012	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Aug. 16, 2012	EXAMINERS AMENDMENT E-MAILED	6328
Aug. 16, 2012	EXAMINERS AMENDMENT -WRITTEN	81899
Aug. 10, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2012	NON-FINAL ACTION E-MAILED	6325
Aug. 10, 2012	NON-FINAL ACTION WRITTEN	81899
Aug. 09, 2012	ASSIGNED TO EXAMINER	81899
May 02, 2012	NOTICE OF DESIGN SEARCH CODE MAILED	
May 01, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 27, 2012	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:**

Dec. 18, 2012

**Generated on:**

This page was generated by TSDR on 2015-11-23 09:28:52 EST

**Mark:** MAKER STUDIOS

MAKER STUDIOS

**US Serial Number:** 85293690

**Application Filing Date:**

Apr. 13, 2011

**US Registration Number:** 4148844

**Registration Date:**

May 29, 2012

**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 29, 2012

**Publication Date:** Mar. 13, 2012

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## Mark Information

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**Mark Literal Elements:**

MAKER STUDIOS

**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:**

"STUDIOS"

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## Goods and Services

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

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

**For:**

Production and creation of films, videos, movies, audio recordings, music recordings; video and audio production, mastering, and recording services; media production services, namely, film, video, and music production

**International Class(es):** 041 - Primary Class

**U.S Class(es):**

100, 101, 107

**Class Status:**

ACTIVE

**Basis:**

1(a)

**First Use:** Jul. 2009

**Use in Commerce:**

Jul. 2009

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**For:**

Creation and development of web applications and video games

**International Class(es):** 042 - Primary Class

**U.S Class(es):**

100, 101

**Class Status:**

ACTIVE

**Basis:**

1(a)

First Use: Jul. 2009

Use in Commerce:

Jul. 2009

## 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:**

Maker Studios, Inc.

**Owner Address:**

3562 Eastham Drive  
Culver City, CALIFORNIA UNITED STATES 90232

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:**

CALIFORNIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Catherine Bridge

**Attorney Primary Email  
Address:** [trademarks@disney.com](mailto:trademarks@disney.com)

**Attorney Email  
Authorized:**

Yes

### Correspondent

**Correspondent  
Name/Address:**

Catherine Bridge  
The Walt Disney Company  
500 South Buena Vista Street  
BURBANK, CALIFORNIA UNITED STATES 91521

**Phone:** 818-560-6832

**Fax:**

818-848-6424

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

**Correspondent e-mail  
Authorized:**

Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 15, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 07, 2015	CERTIFICATE OF CORRECTION ISSUED	67603
May 05, 2015	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67603
Apr. 29, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Apr. 29, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Apr. 27, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 27, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 21, 2015	TEAS SECTION 7 REQUEST RECEIVED	
May 29, 2012	REGISTERED-PRINCIPAL REGISTER	
Mar. 13, 2012	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Mar. 13, 2012	PUBLISHED FOR OPPOSITION	
Feb. 22, 2012	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	

Feb. 07, 2012	LAW OFFICE PUBLICATION REVIEW COMPLETED	68123
Feb. 02, 2012	ASSIGNED TO LIE	68123
Jan. 19, 2012	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 05, 2012	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jan. 04, 2012	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jan. 04, 2012	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Jul. 21, 2011	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2011	NON-FINAL ACTION E-MAILED	6325
Jul. 21, 2011	NON-FINAL ACTION WRITTEN	83176
Jul. 19, 2011	ASSIGNED TO EXAMINER	83176
Apr. 18, 2011	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 16, 2011	NEW APPLICATION ENTERED IN TRAM	

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## Maintenance Filings or Post Registration Information

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**Change in Registration:**

Yes

**Correction made to  
Registration:**

In the statement, Line 1, after "Studios" ", Inc". should be inserted.

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## TM Staff and Location Information

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**TM Staff Information - None**

**File Location**

**Current Location:** POST REGISTRATION

**Date in Location:**

May 07, 2015

**Generated on:**

This page was generated by TSDR on 2015-11-23 09:29:52 EST

**Mark:** MAKER MAX

**MAKER MAX**

**US Serial Number:** 86109371

**Application Filing Date:**

Nov. 04, 2013

**US Registration Number:** 4736110

**Registration Date:**

May 12, 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:**

May 12, 2015

**Publication Date:** Jul. 15, 2014

**Notice of Allowance Date:**

Sep. 09, 2014

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## Mark Information

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**Mark Literal Elements:**

MAKER MAX

**Standard Character Claim:**

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

**Mark Drawing Type:**

4 - STANDARD CHARACTER MARK

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## Goods and Services

---

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

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

**For:**

Providing temporary use of non-downloadable software for management of online multimedia content, namely, videos, audio, webisodes, web series, media, webpages, and digital content; Providing temporary use of non-downloadable software for interaction via forums, customer support, and referrals

**International Class(es):** 042 - Primary Class

**U.S Class(es):**

100, 101

**Class Status:**

ACTIVE

**Basis:**

1(a)

**First Use:** Oct. 22, 2013

**Use in Commerce:**

Oct. 22, 2013

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## Basis Information (Case Level)

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**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:**

Maker Studios, Inc.

**Owner Address:**

3562 Eastham Drive  
Culver City, CALIFORNIA 90232  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:**

CALIFORNIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Catherine Bridge

**Attorney Primary Email  
Address:** [trademarks@disney.com](mailto:trademarks@disney.com)

**Attorney Email  
Authorized:**

Yes

### Correspondent

**Correspondent  
Name/Address:**

Catherine Bridge  
The Walt Disney Company  
500 South Buena Vista Street  
Burbank, CALIFORNIA 91521  
UNITED STATES

**Phone:** 818-560-6832

**Fax:**

818-848-6424

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

**Correspondent e-mail  
Authorized:**

Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 15, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 12, 2015	REGISTERED-PRINCIPAL REGISTER	
Apr. 27, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 27, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Apr. 07, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 04, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Apr. 04, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Feb. 27, 2015	USE AMENDMENT FILED	70565
Apr. 04, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Feb. 27, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 27, 2015	TEAS STATEMENT OF USE RECEIVED	
Feb. 20, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 20, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Sep. 09, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 15, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Jul. 15, 2014	PUBLISHED FOR OPPOSITION	
Jun. 25, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jun. 09, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	74221
May 31, 2014	ASSIGNED TO LIE	74221
May 19, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
May 16, 2014	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
May 16, 2014	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
May 16, 2014	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Feb. 03, 2014	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325

Feb. 03, 2014	NON-FINAL ACTION E-MAILED	6325
Feb. 03, 2014	NON-FINAL ACTION WRITTEN	83285
Jan. 23, 2014	ASSIGNED TO EXAMINER	83285
Nov. 14, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 07, 2013	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

---

### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:**

Apr. 04, 2015

**Generated on:**

This page was generated by TSDR on 2015-11-23 09:30:33 EST

**Mark:** MAKER GEN

MAKER GEN

**US Serial Number:** 86976366

**Application Filing Date:**

May 12, 2014

**US Registration Number:** 4757712

**Registration Date:**

Jun. 16, 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. 16, 2015

**Publication Date:** Aug. 12, 2014

**Notice of Allowance Date:**

Oct. 07, 2014

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## Mark Information

---

**Mark Literal Elements:**

MAKER GEN

**Standard Character Claim:**

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

**Mark Drawing Type:**

4 - STANDARD CHARACTER MARK

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## Related Properties Information

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**Claimed Ownership of US Registrations:**

4148844, 4260923, 4505998 and others

**Child Of:**

86278407

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## Goods and Services

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

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

**For:**

Entertainment services, namely, providing on-going webisodes, television programs, skits, videos and movies featuring music, comedy, drama, sports, fashion, video games, online gaming, and celebrities via a global computer network; Entertainment services, namely, providing a website featuring non-downloadable podcasts featuring music, comedy, drama, sports, fashion, video games, online gaming, and celebrities; Providing a website featuring non-downloadable videos in the field of music, comedy, drama, sports, fashion, video games, online gaming, and celebrities

**International Class(es):** 041 - Primary Class

**U.S Class(es):**

100, 101, 107

**Class Status:**

ACTIVE

**Basis:**

1(a)

**First Use:** Jun. 26, 2014

**Use in Commerce:**

## Basis Information (Case Level)

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

## Current Owner(s) Information

**Owner Name:**

Maker Studios, Inc

**Owner Address:**

3562 Eastham Drive  
Culver City, CALIFORNIA 90232  
UNITED STATES

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

CALIFORNIA

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Catherine Bridge**Attorney Primary Email  
Address:** [trademarks@disney.com](mailto:trademarks@disney.com)**Attorney Email  
Authorized:**

Yes

### Correspondent

**Correspondent  
Name/Address:**

Catherine Bridge  
The Walt Disney Company  
500 South Buena Vista Street  
Burbank, CALIFORNIA 91521  
UNITED STATES

**Phone:** 818-560-6832**Fax:**

818-848-6424

**Correspondent e-mail:** [trademarks@disney.com](mailto:trademarks@disney.com)**Correspondent e-mail  
Authorized:**

Yes

### Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Sep. 15, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Sep. 15, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jun. 16, 2015	REGISTERED-PRINCIPAL REGISTER	
May 15, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
May 14, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 12, 2015	STATEMENT OF USE PROCESSING COMPLETE	70565
Mar. 26, 2015	USE AMENDMENT FILED	70565
May 12, 2015	DIVISIONAL PROCESSING COMPLETE	
Mar. 26, 2015	DIVISIONAL REQUEST RECEIVED	
May 05, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	70565
Apr. 27, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Apr. 27, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 26, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
Mar. 26, 2015	TEAS STATEMENT OF USE RECEIVED	
Feb. 27, 2015	TEAS CHANGE OF CORRESPONDENCE RECEIVED	

Feb. 20, 2015	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 20, 2015	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 07, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 12, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Aug. 12, 2014	PUBLISHED FOR OPPOSITION	
Jul. 23, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jul. 08, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Jul. 08, 2014	ASSIGNED TO LIE	68171
Jun. 18, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 18, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Jun. 18, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Jun. 18, 2014	EXAMINERS AMENDMENT -WRITTEN	82093
Jun. 11, 2014	ASSIGNED TO EXAMINER	82093
May 22, 2014	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
May 15, 2014	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:**

May 14, 2015