

ESTTA Tracking number: **ESTTA729599**

Filing date: **02/25/2016**

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

Proceeding	91225628
Party	Plaintiff Delson Group, Inc
Correspondence Address	J. JAMES LI LILAW INC. 5050 EL CAMINO REAL, SUITE 200 LOS ALTOS, CA 94022 UNITED STATES lij@lilaw.us, chenc@lilaw.us, skiless@lilaw.us
Submission	Other Motions/Papers
Filer's Name	J. James Li
Filer's e-mail	lij@lilaw.us, chenc@lilaw.us, skiless@lilaw.us
Signature	/J. James Li/
Date	02/25/2016
Attachments	16 0225_Amended Ntc Opp.pdf(1491785 bytes )

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

DELSON GROUP INC

Opposer,

v.

TENCENT HOLDING LIMITED.

Applicant.

Opposition No. 91225628

TM: TENCENT

(Serial No. 86/633,476)

**AMENDED NOTICE OF OPPOSITION**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Dear Sir:

Opposer Delson Group Inc. (“Delson”) hereby submits the following Notice of Opposition (the “Notice”). The provisions of Notice shall not constitute a waiver of any right, privilege or defense.

## **I. FACT BACKGROUND**

### **A. Opposer and Its Trademark TENCENT**

1. Delson is an American small business, duly organized and existing under the laws of the state of Delaware, with its principal business address at 2901 Tasman Dr., Suite 107, Santa Clara, CA 95054.

2. Delson is in the business of organizing international technology conferences and conducting research, development and consulting related to mobile and wireless technologies and related products or services. Delson's co-founder, Prof. Willie Lu, is a renowned international technology expert on mobile and wireless technology and standards. Prof. Lu was a member of the United States Federal Communications Commission's Technological Advisory Council, and the principal inventor of Open Wireless Architecture (OWA) and Mobile Cloud core platform which are widely used in mobile handheld devices, mobile portable devices and mobile chipsets. Through Delson, Prof. Lu founded "TENCENT R&D Service" or "TENCENT Research", which is a research and development (R&D) service platform on mobile and wireless technology and other information and communication technology ("ICT") technologies. Delson also founded many world-class R&D technology events regarding WORLD WIRELESS CONGRESS, GLOBAL MOBILE CONGRESS and MOBILE WORLD CONGRESS, with numerous global mobile and wireless professionals involved in these events as well as in the R&D services. Delson's R&D services regarding technical trainings, technical publications, technical advertisement and marketing as well as consulting and analysis.

3. Delson started to market TENCENT for its R&D service on mobile wireless and related ICT technologies during Delson's technology conference in 2001. The R&D service has been established in San Francisco Bay Area since 2001.

Subsequently, Delson continuously marketed and advertised its TENCENT R&D or TENCENT Research services.

4. Delson used TENCENT to market and promote its R&D and consulting services, technologies and service platforms in the ICT (information and communication technology) sector regarding research and development, on-line publications, print publications, trainings, consultancy and advisory, advertisement during conferences, business consulting and analysis, on-line advertisement and marketing, and technical publications.

5. By virtue of Delson's continuous and substantial use since 2001, the TENCENT mark has become the identifier of Delson's R&D service or research service in the field, and distinguishes Delson's goods/services from the goods/services of others. As a result, Delson has built up valuable goodwill and consumer recognition in its trademark.

6. On February 9, 2012, Delson filed trademark application for TENCENT for class 042 with Serial Number 85538374 (Exhibit 1). Though Delson had marketed the mark to the public since 2001, at the time of filing the application, Delson, represented by Prof. Lu, a technical expert in the wireless and mobile field, misunderstood the meaning of "commercial use date" in the application process and mistakenly thought that "commercial use" must be in the form of final commercial sale of products or services, a mistake that was corrected already.

**B. THL and Its TECENT Application**

7. Tencent Holdings Limited ("THL") is a corporation organized under the law of the Cayman Islands, with the address at Cricket Square Hutchins Dr., George Town, P.O. Box 2681 GT, Century Yard, Grand Cayman, Cayman Islands. THL's actual business headquarter and principal business operation centers are in the People's Republic of China.

8. THL's Application for the mark TENCENT ("THL's Application") was filed on May 18, 2015, with Serial Number 86633476, based on Sections 44(e) of the Trademark Act., *See* Exhibit 2.

9. On information and belief, THL's central and main data centers or servers for its Goods/Services of TENCENT have always been hosted and based in China as of its filing date of THL's Application.

10. On information and belief, THL's central and main data centers or servers for its Goods/Services of TENCENT have been fully open to, accessible by, and/or controlled by, a foreign government as of its filing date of THL's Application, for whatever reasons.

11. On information and belief, THL's central and main data centers or servers for its Goods/Services of THL's other trademark applications or registrations, including Serial Numbers 85455432, 85876114, 85767185, 85980053, 85687478, 85725040, 85888910, 85455475, etc. were fully open to, accessible by, and/or controlled by, a foreign government as of the filing dates of THL's applications, for whatever reasons.

12. On information and belief, even though THL had Goods/Services of TENCENT in the U.S. market, it did not have U.S. export control permits required by U.S. laws before exporting technologies and information of related Goods/Services to certain countries including China, as of the filing date of THL's Application.

**C. THL and Its Opposition to the TENCENT Application**

13. On or about October 16, 2012, THL filed a Notice of Opposition to Delson's application for the TENCENT Mark, on the ground of likelihood confusion (Opposition No. 91207516).

14. On or about August 21, 2013, THL filed a motion for summary judgment, which the Board denied.

15. In its Opposition No. 91207516, THL has been unable to produce any U.S. commercial use materials related to its claimed goods/services in the U.S. markets except just the gaming or games only in the U.S. markets.

**D. THL is in open contempt of the Board in other proceeding**

16. In the consolidated proceeding No. 91207516, THL is in open contempt of the Board order to produce its U.S. Export Control Permit to export technology and information to its China headquarter. Also, THL is in open contempt of the Board order to admit its main server and central datacenter in China for U.S. national security concern, but with related services in U.S. markets by American citizens.

17. In the consolidated proceeding No. 91207516, the Board granted Delson's motion to compel David Wallerstein of THL.

**E. THL's other conducts and facts**

18. THL's chairman, founder and CEO Ma Huateng made false statement, declaration and non-U.S. use specimen before USPTO in order to obtain registration for THL's marks (Exhibit 3).

19. On information and belief, THL was involved in threatening Prof. Willie LU, a former member of U.S. federal FCC Technological Advisory Council and member of U.S. delegation for ITU mission, etc., and his family on his investigating THL's MAIN SERVER in China (with related services in U.S. markets by American citizens, such as THL's Wechat and Weixin services with American citizens but with MAIN servers or CENTRAL datacenters in China) for U.S. national security concern and U.S. homeland security protection.

20. In the consolidated proceeding No. 91207516, THL, one of the largest Internet companies in CHINA with assets over US\$200B, tried to use the lengthy and expensive TTAB proceedings including motions and requests, etc. as a weapon, to

financially attack and harass American small business like Delson and American Inventor like Prof. Willie W. LU.

21. On information and belief, THL's Ma Huateng and David Wallerstein had direct personal knowledge about THL's commercial use of marks and business in U.S. markets through THL's offices or companies in Boston and Palo Alto, etc., from the evidences produced by THL in the discovery of the consolidated proceeding No. 91207516.

## **II. CLAIM ONE: LIKELIHOOD OF CONFUSION**

22. Delson incorporates by reference the foregoing paragraphs as if they are fully set forth herein.

23. Delson's common law right in the TENCENT mark well predates both the filling date of and the use date of THL's TENCENT under Section 7(c) of Lanham Act, 15 U.S.C. § 1057(c). Delson's right in the TENCENT mark is superior to THL's right in TENCENT.

24. Delson and THL have the same or similar Goods/Services for paper, printed matter, printed publication, books, manuals, brochures for ICT field regarding mobile gaming. Delson used TENCENT to market and promote its R&D and consulting services, technologies and service platforms in the ICT (information and communication technology) sector regarding research and development, on-line publications, print publications, trainings, consultancy and advisory, advertisement during conferences, business consulting and analysis, on-line advertisement and marketing, and technical publications. These Delson businesses under TENCENT overlap considerably with TENCENT's scope of use.

25. Allowing THL to register TENCENT will create confusion among U.S. consumers to associate THL's TENCENT with Delson and its TENCENT mark. Customers would mistakenly believe that the Goods/Services offered by Delson and THL

are related, associated, co-branded or marketed in the same or similar channels of sales, channels of marketing and advertising. THL's application for TENCENT should be rejected based on Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

**III. CLAIM TWO: DECEPTION AND FALSE CONNECTION**

26. Delson incorporates by reference the foregoing paragraphs as if they are fully set forth herein.

27. Delson had established the association between TENCENT and itself in the relevant areas of goods and services prior to the filing and use dates of the THL Application.

28. By using TENCENT to mark its goods and services, THL misrepresents to the public that the goods and services are from the same source as those offered by Delson under the mark TENCENT, thus falsely suggesting a connection to the public between Delson and THL's goods and services, in violation of Section 2(a) of the Trademark Act, 15 U.S.C. 1052(a).

29. Specifically, (i) THL's illicit use of the TENCENT mark is the same or close approximation of Delson's TENCENT mark; (ii) THL's use of the TENCENT mark would be recognized as such by purchasers, in that, due to Delson's continuous use of the TENCENT mark for the marketing and advertising of its R&D service since 2001, the mark points uniquely and unmistakably to Delson's TENCENT mark; (iii) Delson's TENCENT mark is not connected with the goods sold or activities performed by THL under its illicit use of the TENCENT mark; and (iv) through its continuous use of the TENCENT mark for the marketing and advertising of its R&D service on mobile wireless and related ICT technologies since 2001, the name and identity of Delson's TENCENT mark is of sufficient fame and reputation that when THL's mark is used in connection with its goods or services, a connection with Delson would be presumed.

30. THL's application for TENCENT should be rejected under Section 2(a) of the Trademark Act, 15 U.S.C. 1052(a).

**IV. PRAYER FOR RELIEF**

The Board should sustain Delson's objection to U.S. Trademark Application Serial No. 86633476, and reject and strike the registration.

Date: February 25, 2016

/J. James Li/

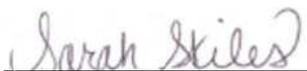
J. James Li, Ph.D.

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **AMENDED NOTICE OF OPPOSITION** has been served on Matthew J. Kuykendall and Aaron Hendelman, Attorneys for Applicant Tencent Holdings Limited, by mailing said copy on February 25, 2016, via USPS, postage prepaid to:

Matthew J. Kuykendall  
Aaron Hendelman  
Wilson Sonsini Goodrich & Rosati  
650 Page Mill Road  
Palo Alto, CA 94304-1050  
Telephone: (650) 493-9300  
Fax: (650) 493-6811

Attorneys for Applicant Tencent Holdings Limited

A handwritten signature in cursive script that reads "Sarah Skiles". The signature is written in dark ink and is positioned above a horizontal line.

Sarah Skiles

# EXHIBIT 1



## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Dec 14 03:20:49 EST 2015

[TESS HOME](#) [NEW USER](#) [STRUCTURED](#) [FREE FORM](#) [BROWSE DICT](#) [SEARCH OG](#) [BOTTOM](#) [HELP](#)

[Logout](#) Please logout when you are done to release system resources allocated for you.

### Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) ( Use the "Back" button of the Internet Browser to return to TESS)

# TENCENT

**Word Mark** TENCENT

**Goods and Services** IC 042. US 100 101. G & S: Scientific and technological services and research and design relating thereto, namely, research and development of computer software and communication software, research and development of system architecture and system hardware in the field of information and communication technology; scientific industrial analysis and research services; design and development of computer hardware and software; computer rental; rental of computer software and hardware; updating of computer software for others; computer software consultancy services; computer programming for others; technical computer systems analysis services; design of networks and telecommunication installations for others, namely, installation of computer software; providing temporary use on on-line non-downloadable computer software for use in management of a database, for use as a spreadsheet and computer search engine, for word processing, for computer aided design, for information retrieval in the field of information and communication technology; testing and research relating to telecommunication apparatus and instruments, electronic apparatus and instruments, their parts and fittings thereof, mobile telephones, computers and radio pagers; providing temporary use on on-line non-downloadable computer software for an automatically updating address book, a personal planner, a date reminder, a travel planner, alumni and professional group links and business and social networking for a consumer's business and personal use; cross-platform conversion of digital content into other forms of digital content; data encryption services; computer disaster recovery planning services; computer network security services, namely, compiling information about potential security threads, developing software for scanning and cleaning virus for handheld devices and computer systems; computer security system consultation services, providing electronic verification of on-line orders of digital content and generating electronic permission codes which then allow users to access said digital content; creating and maintaining web sites for others; providing search engines for the Internet; computer services, namely, creating an online community and social networking for registered users to participate in competitions, showcase their skills, get feedback from their peers, join discussion, share information, form virtual communities, engage in social networking and improve their talent; computer services, namely, designing, managing and monitoring websites for others featuring online forums for discussion; computer programming services for others; application service provider, namely, hosting computer software applications for others for mobile communications; hosting of digital content on the internet; hosting the websites of others on a computer server for a global computer network; computer services, namely, creating computer network-based indexes of information available on computer networks;

providing customized computer searching services, namely, searching and retrieving information at the customer's specific request via mobile devices and the global communication networks in the field of information technology; consulting services in the field of design, selection, implementation and use of computer hardware and software systems for others; installation, maintenance and repair of computer software; engineering services, namely, technical project planning services related to telecommunications equipment; providing customized computer searching services, namely, searching and retrieving information at the customer's specific request in the field of wireless and mobile communications. computer technological consulting in the field of information technology, semiconductors, sensing and diagnostic electronics, distributed control devices, vehicle control and communication systems, vehicle navigation devices, electronic displays, robotics, cryptography and computer security electronics, information and data analysis, computer performance analysis, software applications development, software systems design, computer protocols design, computer terminal design and computer network design; scientific research and development services in the fields of information and communication technology, semiconductors, radio frequency transceivers, communications transmission devices, sensing and diagnostic electronics, distributed control devices, vehicle communication systems, vehicle control circuits, vehicle navigation device, vehicle safety and security systems, electronic displays, robotics, cryptography and security electronics, communications signal detection devices, compression and processing devices, antenna technology, information and data analysis, computer performance analysis, software applications development, software systems design, computer protocols design, computer terminal design and computer network design; providing a website featuring on-line non-downloadable software that enables users to upload, download, stream, post, display blog, link, share audio and video content, photographic images, text, graphics and data; computer services, namely, managing business, personal and social networking web sites among different service and application platforms of others; computer services for integrating different software service and application platforms in social, business, personal and community networking; research and development in the field of business, personal and social networking. FIRST USE: 20111015. FIRST USE IN COMMERCE: 20120204

**Standard  
Characters  
Claimed**

**Mark  
Drawing  
Code** (4) STANDARD CHARACTER MARK

**Serial  
Number** 85538374

**Filing Date** February 9, 2012

**Current  
Basis** 1A

**Original  
Filing  
Basis** 1A

**Published  
for  
Opposition** June 19, 2012

**Owner** (APPLICANT) DELSON GROUP INC CORPORATION DELAWARE 2901 Tasman Dr., Suite 107 Santa Clara CALIFORNIA 95054

**Description  
of Mark** Color is not claimed as a feature of the mark.

**Type of  
Mark** SERVICE MARK

**Register** PRINCIPAL

**Live/Dead  
Indicator** LIVE

## EXHIBIT 2



## Trademarks > Trademark Electronic Search System (TESS)

TESS was last updated on Mon Dec 14 03:20:49 EST 2015

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[Logout](#) Please logout when you are done to release system resources allocated for you.

### Record 1 out of 1

[TSDR](#) [ASSIGN Status](#) [TTAB Status](#) ( Use the "Back" button of the Internet Browser to return to TESS)

# TENCENT

**Word Mark** TENCENT

**Goods and Services** IC 016. US 002 005 022 023 029 037 038 050. G & S: paper, cardboard and goods made from these materials, not included in other classes, namely, paper bags, paper banners, paper boxes, paper dollies, paper labels, cardboard hang tags, cardboard signboards and cardboard tubes; cardboard boxes; cardboard packaging; printed matter, namely, paper signs, books, manuals, curricula, newsletters, informational cards and brochures in the field of games; photographs; printers' type; adhesives for stationery or household purposes; photograph albums; greeting cards; gift boxes; appointment books; birthday books; calendars; business cards; note books; notepads; envelopes; erasing products, namely, chalk erasers, erasers, ink erasers, rubber erasers, wet eraser markers and whiteboard erasers; printed publications, namely, brochures, booklets and teaching materials in the field of games

**Standard Characters Claimed**

**Mark Drawing Code** (4) STANDARD CHARACTER MARK

**Serial Number** 86633476

**Filing Date** May 18, 2015

**Current Basis** 44E

**Original Filing Basis** 44E

**Published for Opposition** September 8, 2015

**Owner** (APPLICANT) Tencent Holdings Limited limited company (Ltd.) CAYMAN ISLANDS Cricket Square, Hutchins Dr, George Town P.O. Box 2681 GT, Century Yard Grand Cayman CAYMAN ISLANDS

**Attorney of** Matthew J. Kuykendall

**Record**

**Type of Mark** TRADEMARK

**Register** PRINCIPAL

**Live/Dead Indicator** LIVE

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## EXHIBIT 3



THIRD REQUEST FOR EXTENSION OF TIME UNDER 37 CFR 2.89  
TO FILE STATEMENT OF USE, WITH DECLARATION

MARK: QQ Stylized  
SERIAL NO.: 76/976639

TO THE ASSISTANT SECRETARY  
AND COMMISSIONER OF PATENTS  
AND TRADEMARKS:

Applicant's Name: Tencent (BVI) Limited  
Notice of Allowance Mailing Date: December 31, 2002

Applicant requests a six-month extension of time to file the Statement of Use under 37 CFR 2.88.

Applicant has a continued bona fide intention to use the mark in commerce in connection with those goods identified in the notice of allowance in this application.

This is the Third Request for an Extension of Time following mailing of the Notice of Allowance. A fee in the amount of \$150.00 is enclosed.

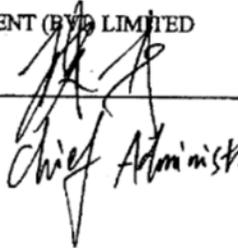
Applicant has not yet used the mark in commerce on all the goods specified in the Notice of Allowance; however, Applicant has made the following ongoing efforts to use the mark in commerce on or in connection with each of the goods. Applicant is still engaged in product development and market research.

The undersigned being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that he is properly authorized to execute this Request for Extension of Time to File a Statement of Use on behalf of the applicant; he believes the applicant to be the owner of the trademark/servicemark sought to be registered; and all statements made of his own knowledge are true and all statements made on information and belief are believed to be true.

TENCENT (BVI) LIMITED

Date: 25/06/04

By:  
Title:

  
Chief Administration Officer

## Trademark/Service Mark Statement of Use (15 U.S.C. Section 1051(d))

**The table below presents the data as entered.**

Input Field	Entered
<b>SERIAL NUMBER</b>	76976639
<b>LAW OFFICE ASSIGNED</b>	LAW OFFICE 104
<b>NOTICE OF ALLOWANCE</b>	YES
<b>EXTENSION OF USE</b>	NO
<b>REQUEST TO DIVIDE</b>	NO
<b>MARK SECTION</b>	
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
LITERAL ELEMENT	QQ
<b>OWNER SECTION (no change)</b>	
<b>ATTORNEY SECTION (current)</b>	
NAME	Leslie Bertagnolli
DOCKET NUMBER	01-2760
<b>ATTORNEY SECTION (proposed)</b>	
NAME	Leslie Bertagnolli
DOCKET NUMBER	04-0430
<b>GOODS AND/OR SERVICES SECTION</b>	

INTERNATIONAL CLASS	042
GOODS AND/OR SERVICES	KEEP ALL LISTED
FIRST USE ANYWHERE DATE	08/15/2000
FIRST USE IN COMMERCE DATE	11/15/2000
SPECIMEN FILE NAME(S)	<a href="#">\\TICRS\EXPORT7\IMAGEOUT7\769\766\76976639\xml1\SOU0002.JPG</a>
	<a href="#">\\TICRS\EXPORT7\IMAGEOUT7\769\766\76976639\xml1\SOU0003.JPG</a>
SPECIMEN DESCRIPTION	web page
<b>PAYMENT SECTION</b>	
NUMBER OF CLASSES	1
SUBTOTAL AMOUNT	100
TOTAL AMOUNT	100
<b>SIGNATURE SECTION</b>	
SIGNATORY FILE	<a href="#">Signature</a>
SIGNATORY NAME	Ma Hua Teuos
SIGNATORY POSITION	CEO
<b>FILING INFORMATION</b>	
SUBMIT DATE	Thu Dec 29 11:34:26 EST 2005
TEAS STAMP	USPTO/SOU-63.85.72.242-20 051229113426810904-769766 39-3205d613438485bc958647 bbb5a93c45-DA-826-2005122 9113029100619

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**Trademark/Service Mark Statement of Use  
(15 U.S.C. Section 1051(d))**

To the Commissioner for Trademarks:

**MARK:** QQ (stylized and/or with design)  
**SERIAL NUMBER:** 76976639

This Allegation of Use is being filed after a Notice of Allowance has issued.

The applicant, Tencent (BVI) Limited, having an address of P.O. Box 957 Offshore Incorporations Centre Road Town, Tortola, Virgin Island, British , is using or is using through a related company or licensee the mark in commerce on or in connection with the goods and/or services as follows:

For International Class: 042, the applicant, or the applicant's related company or licensee, is using the mark in commerce on or in connection with all goods and/or services listed in the application or Notice of Allowance.

The mark was first used by the applicant, or the applicant's related company, licensee, or predecessor in interest at least as early as 08/15/2000, and first used in commerce at least as early as 11/15/2000, and is now in use in such commerce. The applicant is submitting one specimen for the class showing the mark as used in commerce on or in connection with any item in the class, consisting of a(n) web page.

[Specimen-1](#)  
[Specimen-2](#)

The applicant hereby appoints Leslie Bertagnolli to submit this Trademark/Service Mark Statement of Use on behalf of the applicant. The attorney docket/reference number is 04-0430.

A fee payment in the amount of \$100 will be submitted with the form, representing payment for 1 class.

**Declaration**

Signatory's Name: Ma Hua Teuos  
Signatory's Position: CEO  
Signatory File [Signature](#)

RAM Sale Number: 826  
RAM Accounting Date: 12/29/2005

Serial Number: 76976639  
Internet Transmission Date: Thu Dec 29 11:34:26 EST 2005  
TEAS Stamp: USPTO/SOU-63.85.72.242-20051229113426810

904-76976639-3205d613438485bc958647bbb5a  
93c45-DA-826-20051229113029100619





 <p>与您，为未来音乐生活无限可能。</p>	 <p>更广阔的超越空间为您带来更快乐享受。</p>
 <p>安全中心，您的安全专家。给您加倍保护，让您安心存在。更有超过千种的“人中新奇”安全体检，给您安全可信的站点，更可防堵，争分夺秒，全方位保护您的网络安全。</p>	 <p>秀空间，天下我为先。与秀秀一起，畅游自己的新一代多媒体虚拟空间，自由、快乐、精彩。在这里，还有更多惊喜和惊喜，体验和新鲜人的全新网络生活方式。</p>
 <p>聊天记录，帮您随时随地。与好友聊天、与同事联系、与知己交流，手机短信通过记录联系人，为您提供重要资料。同时，您还可以与好友分享无限制的照片。</p>	 <p>QQ宠物，我趣欢乐。动物社会的，幽默的模仿，有趣的动作，如小助手、宠物宝宝的宠物，趣味十足的小游戏，丰富而富创意的游戏体验，给您带来不一样的惊喜。</p>
 <p>秀音乐，快乐一起分享。音乐是每个人生活的一部分，是青春、是快乐、是激情、是感动。QQ秀音乐为您提供最时尚的音乐，更贴心的音乐可以与您同步，如友声、如影随形。</p>	 <p>QQ直播，我的电视我做主。“QQ直播”采用了最先进的技术，其网络传输流畅，画质清晰，让您身临其境，您可以随时享受“QQ直播”为您带来的精彩节目。</p>



QQ空间, 腾讯, 技术, 腾讯是在线时代 腾讯乐人本堂

STATEMENT OF USE UNDER 37 CFR 2.88

MARK : Misc. Design

SERIAL NO.: 76/976639

TO THE ASSISTANT SECRETARY  
AND COMMISSIONER OF PATENTS  
AND TRADEMARKS:

Tencent (BVI) Limited

Notice of Allowance Issuance Date: December 31, 2002

Applicant requests registration of the above-identified trademark in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. 1051 et. seq., as amended). One (1) specimen showing the mark as used in commerce is submitted with this statement.

Applicant is using the mark on or in connection with: computer programming for others; computer software design for others; updating of computer software for others; leasing of computer facilities; leasing of computers; rental of computer software; maintenance of computer software; rental of CD-ROMS containing business and financial information; recovery of computer data; computer system analysis; computer hardware consultation; dress design; providing fashion information in Class 42

The mark was first used on the services in Class 42 on 15<sup>th</sup> Aug. 2000

The mark was first used in commerce on the services in Class 42 on 15<sup>th</sup> Nov. 2000

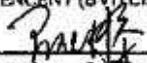
The mark is used on labels, packaging, brochures, advertising, literature and through other means customary in the trade with respect to the services.

The undersigned being, hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application or any resulting registration, declares that she is properly authorized to execute this Statement of Use on behalf of the applicant; she believes the applicant to be the owner of the mark sought to be registered; the mark is now in use in commerce; and all statements made of her own knowledge are true and all statements made on information and belief are believed to be true.

A fee in the amount of \$100.00 per class is enclosed herewith.

Date: 22<sup>nd</sup> Dec. 2005

TENCENT (BVI) LIMITED

  
Name: MA HUA  
Title: CEO

**FEE RECORD SHEET**

**Serial Number:** 76976639



**RAM Sale Number:** 826

**Total Fees:** \$100

**RAM Accounting Date:** 20051229

<u>Transaction</u>	<u>Fee Code</u>	<u>Transaction Date</u>	<u>Fee per Class</u>	<u>Number of Classes</u>	<u>Total Fee</u>
Statement of Use (SOU)	7003	20051229	\$100	1	\$100

**Transaction Date:** 20051229

