

ESTTA Tracking number: **ESTTA734674**

Filing date: **03/21/2016**

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	Roche Diabetes Care GmbH
Granted to Date of previous extension	03/23/2016
Address	Sandhofer Strasse 116 Mannheim, 68305 GERMANY

Name	Roche Diagnostics Operations, Inc.
Granted to Date of previous extension	03/23/2016
Address	9115 Hague Road Indianapolis, IN 46250 UNITED STATES

Name	Roche Diabetes Care, Inc.
Granted to Date of previous extension	03/23/2016
Address	9115 Hague Road Indianapolis, IN 46250 UNITED STATES

Attorney information	Jonathan P. Froemel Barnes & Thornburg LLP PO Box 2786 Chicago, IL 60690-2786 UNITED STATES jfroemel@btlaw.com, epeters@btlaw.com, enolan@btlaw.com Phone:312.357.1313
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Applicant Information

Application No	79158716	Publication date	11/24/2015
Opposition Filing Date	03/21/2016	Opposition Period Ends	03/23/2016
International Registration No.	1231809	International Registration Date	11/19/2014
Applicant	CHANGSHA SINOCARE INC. No. 265, Guyuan Road 410205 HUNAN PROVINCE, CHINA		

Goods/Services Affected by Opposition

Class 010. First Use: 0 First Use In Commerce: 0

All goods and services in the class are opposed, namely: Esthetic massage apparatus; blood testing apparatus; medical apparatus and instruments, namely, medical apparatus and instruments for use in surgery, blood drawing apparatus, hemodialysis apparatus; pulse meters; testing apparatus for medical purposes, namely, blood testing apparatus, aesthesiometers, immunochemical testing apparatus; apparatus for use in medical analysis, namely, apparatus for blood analysis, breath gas analyzers for medical diagnostics, hematology analyzers for medical diagnostic uses; electrodes for medical use; physiotherapy apparatus, namely, physical exercise apparatus for medical purposes; sphygmotensiometers; arterial blood pressure measuring apparatus; sphygmomanometers; thermometers for medical purposes

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	1277867	Application Date	12/10/1981
Registration Date	05/15/1984	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1981/11/09 First Use In Commerce: 1981/11/09 a Blood Glucose Monitor		

U.S. Registration No.	2403536	Application Date	04/22/1999
Registration Date	11/14/2000	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK		
Design Mark	ACCU-CHEK		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1998/04/01 First Use In Commerce: 1998/04/01 diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use Class 010. First use: First Use: 1998/04/01 First Use In Commerce: 1998/04/01 blood glucose monitors, lancets and a blood glucose monitoring kit consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions		

U.S. Registration	2628696	Application Date	09/03/1999
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No.			
Registration Date	10/01/2002	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK COMPACT		
Design Mark	ACCU-CHEK COMPACT		
Description of Mark	NONE		
Goods/Services	<p>Class 005. First use: First Use: 2001/10/08 First Use In Commerce: 2001/10/08 blood glucose test strips for medical use; and control solutions for testing the accuracy of a blood glucose monitor for medical and clinical use</p> <p>Class 010. First use: First Use: 2001/10/08 First Use In Commerce: 2001/10/08 blood glucose monitors, and blood glucose monitoring devices, namely a kit consisting of a blood glucose monitor, glucose test strips, lancets and control solutions for blood glucose monitoring</p>		

U.S. Registration No.	2651417	Application Date	05/08/2001
Registration Date	11/19/2002	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK		
Design Mark	ACCU-CHEK		
Description of Mark	NONE		
Goods/Services	<p>Class 005. First use: First Use: 0 First Use In Commerce: 0 In-vitro diagnostic agents for medical use; and chemical reagents for the verification of diagnostic findings for medical use</p> <p>Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer hardware and computer software for evaluation, verification and administration of medical data</p> <p>Class 010. First use: First Use: 0 First Use In Commerce: 0 Computer hardware sold as a component of blood glucose monitors and computer software for use in operating such apparatus; electronic data management systems comprised of chemical analyzers, personal computers, electronic diaries, interfaces, modems and cables for clinical medical use; surgical and medical instruments, equipment and apparatus, namely, blood glucose monitors</p> <p>Class 041. First use: First Use: 0 First Use In Commerce: 0 Education and teaching, namely, providing classes, workshops and seminars in the field of diabetes management, publication of printed products, namely books, brochures, leaflets, and journals related to the field of diabetes for professionals and patients</p> <p>Class 042. First use: First Use: 0 First Use In Commerce: 0 Computer programming in the medical field for others; and services related to</p>		

	the field of diabetes for professionals and patients, namely medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, weight reduction diet planning and supervision, and providing information about diabetes via a website on the Internet
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U.S. Registration No.	2681644	Application Date	06/14/2000
Registration Date	01/28/2003	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK COMPASS		
Design Mark	ACCU-CHEK COMPASS		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2001/03/16 First Use In Commerce: 2001/03/16 computer software for maintaining a database of blood test results from a blood-glucose monitor for use by individuals with diabetes		

U.S. Registration No.	2703048	Application Date	12/11/2000
Registration Date	04/01/2003	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK ACTIVE		
Design Mark	ACCU-CHEK ACTIVE		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2001/08/08 First Use In Commerce: 2001/08/08 diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips, all sold over-the-counter to consumers for medical diagnostic use Class 010. First use: First Use: 2001/08/08 First Use In Commerce: 2001/08/08 blood glucose monitor; and a blood glucose monitoring kit consisting of a blood-glucose monitor, diagnostic test strips, lancets and control solutions, all sold over-the-counter to consumers for medical diagnostics		

U.S. Registration No.	2732629	Application Date	06/27/2000
Registration Date	07/01/2003	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK INFORM		

Design Mark	ACCU-CHEK INFORM
Description of Mark	NONE
Goods/Services	Class 010. First use: First Use: 2001/04/30 First Use In Commerce: 2001/04/30 blood glucose monitor with data management capabilities

U.S. Registration No.	3071846	Application Date	12/19/2003
Registration Date	03/21/2006	Foreign Priority Date	NONE

Word Mark	ACCU-CHEK AVIVA
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Design Mark	ACCU-CHEK AVIVA
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Description of Mark	NONE
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Goods/Services	Class 005. First use: First Use: 2005/01/20 First Use In Commerce: 2005/07/15 Diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips all for medical diagnostic use Class 010. First use: First Use: 2005/01/20 First Use In Commerce: 2005/07/15 Blood glucose monitors; and blood glucose monitoring kits consisting of a blood-glucose monitor, diagnostic test strips, lancets and control solutions all for medical diagnostic use
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U.S. Registration No.	3076905	Application Date	08/27/2004
Registration Date	04/04/2006	Foreign Priority Date	04/02/2004

Word Mark	ACCU-CHEK
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Design Mark	ACCU-CHEK
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Description of Mark	NONE
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Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0
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	<p>Instruments, devices and apparatus for medical, surgical and veterinary purposes, namely, blood glucose meters, disposable infusion sets, lancets and insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches</p> <p>Class 044. First use: First Use: 0 First Use In Commerce: 0</p> <p>Medical services in the field of diabetes; health care consultancy in the field of diabetes</p>
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U.S. Registration No.	3127170	Application Date	10/27/2004
Registration Date	08/08/2006	Foreign Priority Date	04/30/2004
Word Mark	ACCU-CHEK MULTICLIX		
Design Mark	ACCU-CHEK MULTICLIX		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Lancet devices and lancets for obtaining blood		

U.S. Registration No.	3194287	Application Date	08/27/2004
Registration Date	01/02/2007	Foreign Priority Date	07/13/2004
Word Mark	ACCU-CHEK SPIRIT		
Design Mark	ACCU-CHEK SPIRIT		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Insulin pumps and accessories thereof, namely, catheters, infusion sets and tubing, pen needles, syringes, adapters, ampoules, batteries, filling devices used for filling ampoules for insulin pumps with insulin, sterile dressings and carrying cases		

U.S. Registration No.	3199675	Application Date	04/25/2005
Registration Date	01/16/2007	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK TENDER		
Design Mark	ACCU-CHEK TENDER		
Description of	NONE		

Mark	
Goods/Services	Class 010. First use: First Use: 2005/07/26 First Use In Commerce: 2005/07/26 medical instruments and apparatuses, namely, catheters and infusion sets and accessories thereof, namely, adapters and ampoules, all for the subcutaneous administration of drugs

U.S. Registration No.	3202402	Application Date	09/09/2005
Registration Date	01/23/2007	Foreign Priority Date	03/15/2005

Word Mark	ACCU-CHEK LINKASSIST
Design Mark	ACCU-CHEK LINKASSIST

Description of Mark	NONE
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Medical instruments, namely, insertion tools for the insertion of needles and infusion sets all for the subcutaneous administration of insulin

U.S. Registration No.	3256740	Application Date	08/16/2006
Registration Date	06/26/2007	Foreign Priority Date	02/16/2006

Word Mark	ACCU-CHEK 360°
Design Mark	ACCU-CHEK 360°
Description of Mark	NONE

Goods/Services	Class 009. First use: First Use: 0 First Use In Commerce: 0 Computer hardware and computer software for evaluation, verification and administration, of medical data; computer software for medical and diagnostic purposes, namely, for use in transferring data from blood glucose monitors or insulin pumps to electronic data management systems such as personal computers, electronic diaries, interfaces, modems and cables for clinical medical use
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U.S. Registration No.	3411797	Application Date	12/02/2005
Registration Date	04/15/2008	Foreign Priority Date	06/07/2005

Word Mark	ACCU-CHEK SMART PIX
Design Mark	ACCU-CHEK SMART PIX
Description of Mark	NONE

Goods/Services	Class 009. First use: First Use: 0 First Use In Commerce: 0 Electronic apparatus for recording, transmission and presentation of medical data, namely, electronic readers for blood glucose meters and insulin pumps;
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	software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to a personal computer and vice versa
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U.S. Registration No.	3481185	Application Date	10/03/2006
Registration Date	08/05/2008	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK INNER CIRCLE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 044. First use: First Use: 2007/03/31 First Use In Commerce: 2007/03/31 providing customized medical health care consultancy in the field of diabetes, namely, maintaining files and records concerning the medical condition of individuals and providing information about diabetes via a website on the Internet		

U.S. Registration No.	3602825	Application Date	05/16/2008
Registration Date	04/07/2009	Foreign Priority Date	01/22/2008
Word Mark	ACCU-CHEK AVIVA EXPERT		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters		

U.S. Registration No.	3602826	Application Date	05/15/2008
Registration Date	04/07/2009	Foreign Priority Date	02/15/2008
Word Mark	ACCU-CHEK AVIVA COMBO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters		

U.S. Registration No.	3609052	Application Date	08/19/2008
Registration Date	04/21/2009	Foreign Priority Date	02/25/2008
Word Mark	ACCU-CHEK SPIRIT COMBO		
Design Mark	ACCU-CHEK SPIRIT COMBO		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches; infusion sets		

U.S. Registration No.	3703434	Application Date	01/15/2009
Registration Date	10/27/2009	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK TESTING IN PAIRS		
Design Mark	ACCU-CHEK TESTING IN PAIRS		
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 2009/04/15 First Use In Commerce: 2009/04/15 printed matter, namely, personal log sheets for recording and tracking medical data relating to diabetes		

U.S. Registration No.	3991903	Application Date	09/03/2010
Registration Date	07/12/2011	Foreign Priority Date	06/21/2010
Word Mark	ACCU-CHEK AVIVA INSIGHT		
Design Mark	ACCU-CHEK AVIVA INSIGHT		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters; lancet and lancet devices, namely, a blood-letting device for obtaining a capillary blood sample; insulin pumps and infusion sets		

U.S. Registration No.	4214217	Application Date	12/01/2008
Registration Date	09/25/2012	Foreign Priority	NONE

		Date	
Word Mark	ACCU-CHEK NANO		
Design Mark	<p style="text-align: center;">ACCU-CHEK NANO</p>		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 2012/05/01 First Use In Commerce: 2012/05/01 Blood glucose meters		

U.S. Registration No.	4230563	Application Date	01/05/2011
Registration Date	10/23/2012	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK SMARTVIEW		
Design Mark	<p style="text-align: center;">ACCU-CHEK SMARTVIEW</p>		
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 2012/05/01 First Use In Commerce: 2012/05/01 diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use		

U.S. Registration No.	3016330	Application Date	05/06/2004
Registration Date	11/15/2005	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK		

Design Mark	<h1>ACCU-CHEK</h1>		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2004/11/01 First Use In Commerce: 2004/11/01 Online retail store services, featuring products for use in diabetes management; administration of a discount and rebate program for enabling participants to obtain discounts and rebates on products for use in diabetes management		

U.S. Registration No.	4709608	Application Date	05/19/2014
Registration Date	03/24/2015	Foreign Priority Date	NONE

Word Mark	ACCU-CHEK TO		
Design Mark	<h1>ACCU-CHEK TO</h1>		
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2014/07/16 First Use In Commerce: 2014/07/16 Administration of a consumer loyalty program entitling participants to receive product samples and point discount awards; on-line shopping mall with links to the retail web sites of others		

U.S. Registration No.	3676782	Application Date	01/22/2009
Registration Date	09/01/2009	Foreign Priority	NONE

		Date	
Word Mark	ACCU-CHEK FLEXLINK		
Design Mark	ACCU-CHEK FLEXLINK		
Description of Mark	NONE		
Goods/Services	Class 010. First use: First Use: 0 First Use In Commerce: 0 Infusion sets for the subcutaneous administration of insulin		

U.S. Registration No.	4846710	Application Date	02/05/2014
Registration Date	11/03/2015	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK CONNECT		
Design Mark	ACCU-CHEK CONNECT		
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 2015/09/01 First Use In Commerce: 2015/09/01 Software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to portable electronic devices and vice versa		

U.S. Registration No.	4592941	Application Date	02/05/2014
Registration Date	08/26/2014	Foreign Priority Date	NONE
Word Mark	ACCU-CHEK CONNECT		
Design Mark	ACCU-CHEK CONNECT		
Description of Mark	NONE		
Goods/Services	Class 044. First use: First Use: 2010/04/13 First Use In Commerce: 2010/04/13 services related to the field of diabetes for professionals and patients, namely,		

	medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, and providing information- about diabetes via a website on the internet
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Attachments	75688347#TMSN.png(bytes) 75792547#TMSN.png(bytes) 76254845#TMSN.png(bytes) 76070019#TMSN.png(bytes) 76178662#TMSN.png(bytes) 76078713#TMSN.png(bytes) 78343530#TMSN.png(bytes) 79007860#TMSN.png(bytes) 79014739#TMSN.png(bytes) 79006404#TMSN.png(bytes) 78615863#TMSN.png(bytes) 79020212#TMSN.png(bytes) 79030312#TMSN.png(bytes) 79027969#TMSN.png(bytes) 77012287#TMSN.png(bytes) 79057457#TMSN.png(bytes) 79057458#TMSN.png(bytes) 79059707#TMSN.png(bytes) 77650326#TMSN.png(bytes) 79088094#TMSN.png(bytes) 77623851#TMSN.png(bytes) 85210685#TMSN.png(bytes) 78414430#TMSN.png(bytes) 86285453#TMSN.png(bytes) 79067610#TMSN.png(bytes) 86185145#TMSN.png(bytes) 86185123#TMSN.png(bytes) Consolidated Opposition - Changsha Sinocare.pdf(2858682 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 USPS Express Mail Post Office to Addressee on this date.

Signature	/Jonathan P. Froemel/
Name	Jonathan P. Froemel
Date	03/21/2016

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

Roche Diabetes Care GmbH, Roche)	
Diagnostics Operations, Inc., and)	
Roche Diabetes Care, Inc.)	
)	
Opposers,)	
)	Opposition No.:
v.)	
)	Application Serial No. 79/158716
Changsha Sinocare, Inc.)	
)	
Applicant.)	

CONSOLIDATED NOTICE OF OPPOSITION

In the matter of Changsha Sinocare, Inc.'s ("Applicant") application for registration of the trademark EASY-ACCU (Application Serial No. 79/158716, filed with the United States Patent and Trademark Office on November 19, 2014, and published for opposition on November 24, 2015 (the "Application")):

Roche Diabetes Care GmbH ("RDCG"), Roche Diagnostics Operations, Inc. ("RDOI") and Roche Diabetes Care, Inc. ("RDCI") (collectively referred to herein as "Opposers") believe that they will be damaged by registration of the mark shown in said Application (the "EASY-ACCU mark"), and hereby file this Consolidated Notice of Opposition, pursuant to 37 CFR § 2.104(b), to oppose same. Opposers timely filed 90 Day Requests for Extension of Time to Oppose for Good Cause, pursuant to 37 C.F.R. §2.102, on December 16, 2015. These requests were granted, extending the time for Opposers to file a Notice of Opposition to March 23, 2016.

As grounds for opposition, Opposers allege that:

1. Applicant filed the Application under Section 66A of the Trademark Act on November 19, 2014.

2. Since long before the Applicant's filing date of November 19, 2014, Opposers have been continuously using in commerce multiple ACCU-CHEK marks to identify medical instruments and apparatus, and other products and services related to blood glucose monitoring and diabetes management and education. Opposers use these marks throughout the United States.

3. RDCG owns U.S. registrations for, and RDOI and RDCI are authorized licensees for, the following ACCU-CHEK marks, in addition to other ACCU-CHEK marks:

(a) ACCU-CHEK (Reg. No. 1,277,867, issued May 15, 1984) for a blood glucose monitor in Class 9. First use date is November 9, 1981. This registration is incontestable.

(b) ACCU-CHEK (Reg. No. 2,403,536, issued November 14, 2000) for diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use in Class 5; blood glucose monitors, lancets and a blood glucose monitoring kit consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions in Class 10. First use date is April 1, 1998. This registration is incontestable.

(c) ACCU-CHEK COMPACT (Reg. No. 2,628,696, issued October 1, 2002) for blood glucose test strips for medical use; and control solutions for testing the accuracy of a blood glucose monitor for medical and clinical use in Class 5; and blood glucose monitors, and blood glucose monitoring devices, namely a kit consisting of a blood glucose monitor, glucose test strips, lancets and control solutions for blood glucose monitoring in Class 10. First use date is October 8, 2001. This registration is incontestable.

(d) ACCU-CHEK (Reg. No. 2,651,417, issued November 19, 2002) for in-vitro diagnostic agents for medical use; and chemical reagents for the verification of diagnostic findings for medical use in Class 5; computer hardware and computer software for evaluation, verification and administration of medical data in Class 9; computer hardware sold as a component of blood glucose monitors and computer software for use in operating such apparatus; electronic data management systems comprised of chemical analyzers, personal computers, electronic diaries, interfaces, modems and cables for clinical medical use; surgical and medical instruments, equipment and apparatus, namely, blood glucose monitors in Class 10; education and teaching, namely, providing classes, workshops and seminars in the field of diabetes management, publication of printed products, namely books, brochures, leaflets, and journals related to the field of diabetes for professionals and patients in Class 41; and computer programming in the medical field for others; and services related to the field of diabetes for professionals and patients, namely medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, weight reduction diet planning and supervision, and providing information about diabetes via a website on the Internet in Class 42. This registration is incontestable.

(e) ACCU-CHEK COMPASS (Reg. No. 2,681,644, issued January 28, 2003) for computer software for maintaining a database of blood test results from a blood glucose monitor for use by individuals with diabetes in Class 9. First use date is March 16, 2001. This registration is incontestable.

(f) ACCU-CHEK ACTIVE (Reg. No. 2,703,048, issued April 1, 2003) for diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips, all sold over-the-counter to consumers for medical diagnostic use in Class 5; and blood glucose monitor; and a blood glucose monitoring kit consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions, all sold over-the-counter to consumers for medical diagnostics in Class 10. First use date is August 8, 2001. This registration is incontestable.

(g) ACCU-CHEK INFORM (Reg. No. 2,732,629, issued July 1, 2003) for blood

glucose monitor with data management capabilities in Class 10. First use date is April 30, 2001. This registration is incontestable.

(h) ACCU-CHEK AVIVA (Reg. No. 3,071,846, issued March 21, 2006) for Diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips all for medical diagnostic use in Class 5 and Blood glucose monitors; and blood glucose monitoring kits consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions all for medical diagnostic use in Class 10. First use date is January 20, 2005. This registration is incontestable.

(i) ACCU-CHEK (Reg. No. 3,076,905, issued April 4, 2006) for Instruments, devices and apparatus for medical, surgical and veterinary purposes, namely, blood glucose meters, disposable infusion sets, lancets and insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches in Class 10 and Medical services in the field of diabetes; health care consultancy in the field of diabetes in Class 44. This registration is incontestable.

(j) ACCU-CHEK MULTICLIX (Reg. No. 3,127,170, issued August 8, 2006) for Lancet devices and lancets for obtaining blood in Class 10. This registration is incontestable.

(k) ACCU-CHEK SPIRIT (Reg. No. 3,194,287, issued January 2, 2007) for Insulin pumps and accessories thereof, namely, catheters, infusion sets and tubing, pen needles, syringes, adapters, ampoules, batteries, filling devices used for filling ampoules for insulin pumps with insulin, sterile dressings and carrying cases in Class 10. This registration is incontestable.

(l) ACCU-CHEK TENDER (Reg. No. 3,199,675, issued January 16, 2007) for Medical instruments and apparatuses, namely, catheters and infusion sets and accessories thereof, namely, adapters and ampoules, all for the subcutaneous administration of drugs in Class 10. This registration is incontestable.

(m) ACCU-CHEK LINKASSIST (Reg. No. 3,202,402, issued January 23, 2007) for Medical instruments, namely, insertion tools for the insertion of needles and infusion sets all for the subcutaneous administration of insulin in Class 10. This registration is incontestable.

(n) ACCU-CHEK 360° (Reg. No. 3,256,740, issued June 26, 2007) for Computer hardware and computer software for evaluation, verification and administration, of medical data; computer software for medical and diagnostic purposes, namely, for use in transferring data from blood glucose monitors or insulin pumps to electronic data management systems such as personal computers, electronic diaries, interfaces, modems and cables for clinical use in Class 9. This registration is incontestable.

(o) ACCU-CHEK SMART PIX (Reg. No. 3,411,797, issued April 15, 2008) for Electronic apparatus for recording, transmission and presentation of medical data, namely, electronic readers for blood glucose meters and insulin pumps; software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to a personal computer and vice versa in Class 9. This

registration is incontestable.

(p) ACCU-CHEK INNER CIRCLE (Reg. No. 3,481,185, issued August 5, 2008) for providing customized medical health care consultancy in the field of diabetes, namely, maintaining files and records concerning the medical condition of individuals and providing information about diabetes via a website on the Internet in Class 44. First use date is March 31, 2007. This registration is incontestable.

(q) ACCU-CHEK AVIVA EXPERT (Reg. No. 3,602,825, issued April 7, 2009) for Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters in Class 10.

(r) ACCU-CHEK AVIVA COMBO (Reg. No. 3,602,826, issued April 7, 2009) for Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters in Class 10.

(s) ACCU-CHEK SPIRIT COMBO (Reg. No. 3,609,052, issued April 21, 2009) for Insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches; infusion sets in Class 10.

(t) ACCU-CHEK TESTING IN PAIRS (Reg. No. 3,703,434, issued October 27, 2009) for printed matter, namely, personal log sheets for recording and tracking medical data relating to diabetes in Class 16.

(u) ACCU-CHEK AVIVA INSIGHT (Reg. No. 3,991,903, issued July 12, 2011) for Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters; lancet and lancet devices, namely, a blood-letting device for obtaining a capillary blood sample; insulin pumps and infusion sets in Class 10.

(v) ACCU-CHEK NANO (Reg. No. 4,214,217, issued September 25, 2012) for Blood glucose meters in Class 10.

(w) ACCU-CHEK SMARTVIEW (Reg. No. 4,230,563, issued October 23, 2012) for diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use in Class 5.

(x) ACCU-CHEK (Registration No. 3,016,330, issued November 15, 2005) for online retail store services, featuring products for use in diabetes management; administration of a discount and rebate program for enabling participants to obtain discounts and rebates on products for use in diabetes management.

(y) ACCU-CHEK TO (Registration No. 4,709,608 issued March 24, 2015) for administration of a consumer loyalty program entitling participants to receive product samples and point discount awards; on-line shopping mall with links to the retail web sites of others.

(z) ACCU-CHEK FLEXLINK (Registration No. 3,676,782 issued September 1, 2009) for infusion sets for the subcutaneous administration of insulin.

(aa) ACCU-CHEK CONNECT (Registration No. 4,846,710 issued November 3, 2015) for software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to portable electronic devices and vice versa.

(bb) ACCU-CHEK CONNECT (Registration No. 4,592,941 issued August 26, 2014) for services related to the field of diabetes for professionals and patients, namely, medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, and providing information about diabetes via a website on the internet.

Copies of the Certificate of Registrations for these marks are attached hereto as Exhibit A.

4. Pursuant to 37 CFR § 2.122(d), printouts of current information from the electronic database records of the USPTO for each of Registration Nos. 1,277,867; 2,403,536; 2,628,696; 2,651,417; 2,681,644; 2,703,048; 2,732,629; 3,071,846; 3,076,905; 3,127,170; 3,194,287; 3,199,675; 3,202,402; 3,256,740; 3,411,797; 3,481,185; 3,602,825; 3,602,826; 3,609,052; 3,676,782; 3,703,434; 3,991,903; 4,214,217; 4,230,563; 3,016,330; 4,709,608; 4,846,710; and 4,592,941 are attached to this Notice of Opposition as Exhibit B. The printouts show the current status and title for each of the registrations.

5. Opposers' filing dates and/or registration dates for the ACCU-CHEK marks cited above are significantly earlier than the filing date for the Application. Therefore, Opposers' ACCU-CHEK marks are senior to Applicant's EASY-ACCU mark.

6. Based on Opposers' long-standing and consistent use of the ACCU-CHEK marks, coupled with the considerable time, effort and the over \$1 billion that Opposers have spent on advertising and promoting the ACCU-CHEK marks, the relevant public and trade recognize the ACCU-CHEK marks as being associated with Opposers. To the extent the ACCU-CHEK marks are not inherently distinctive, they have acquired distinctiveness.

7. As a result of the recognition of Opposers' ACCU-CHEK marks, the ACCU component of Opposers' ACCU-CHEK marks has also acquired distinctiveness in its own right when that ACCU component is used in connection with products and services related to blood glucose monitoring and diabetes management and education.

8. Applicant is seeking registration of the EASY-ACCU mark for use in connection with "Esthetic massage apparatus; blood testing apparatus; medical apparatus and instruments, namely, medical apparatus and instruments for use in surgery, blood drawing apparatus, hemodialysis apparatus; pulse meters; testing apparatus for medical purposes, namely, blood testing apparatus, aesthesiometers, immunochemical testing apparatus; apparatus for use in medical analysis, namely, apparatus for blood analysis, breath gas analyzers for medical diagnostics, hematology analyzers for medical diagnostic uses; electrodes for medical use; physiotherapy apparatus, namely, physical exercise apparatus for medical purposes;

sphygmotensimeters; arterial blood pressure measuring apparatus; sphygmomanometers; thermometers for medical purposes” in International Class 10.

9. In this Notice of Opposition, Opposers are opposing the registration of the EASY-ACCU mark with respect to all of the goods that Applicant has identified in the Application.

10. On information and belief, the goods are or will be competitive with the products and services offered and sold by Opposers under the ACCU-CHEK marks and are likely to be purchased and used by the same class of purchasers.

11. Applicant's EASY-ACCU mark is so confusingly similar in appearance, sound, meaning and commercial impression to Opposers' ACCU-CHEK marks, which the public and trade already recognize and associate with Opposers, so as to cause confusion, to cause mistake or to deceive purchasers as to the source of Applicant's goods, or to some affiliation, connection or sponsorship between Opposers and Applicant.

12. If Applicant were permitted to use and register its EASY-ACCU mark to identify the goods listed in the Application, confusion among consumers would cause damage and injury to Opposers by virtue of the related nature of Opposers' goods and services and the goods identified in the EASY-ACCU mark.

13. Opposers have expended considerable time, effort and money in advertising and otherwise promoting the ACCU-CHEK marks and in encouraging the public and trade to recognize the ACCU-CHEK marks and the ACCU component that, unless refused, the registration obtained by Applicant would enable Applicant to reap the benefits of the goodwill attached to Opposers' ACCU-CHEK marks and the ACCU component, and Opposers will suffer irreparable damage and injury as a result of the confusion that is likely to arise.

14. Any defect, objection or fault found with any of the goods provided by Applicant under the EASY-ACCU mark would necessarily reflect on and seriously injure the high quality reputation that Opposers have established and currently enjoy under the ACCU-CHEK marks.

Wherefore, Opposers pray that Application Serial No. 79/158716 be rejected, that no registration be issued thereon to Applicant, and that this opposition be sustained in favor of Opposers.

Dated: March 21, 2016

Respectfully submitted,

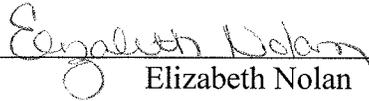
ROCHE DIABETES CARE GMBH, ROCHE
DIABETES CARE, INC., and ROCHE
DIAGNOSTICS OPERATIONS, INC.

By: /Jonathan P. Froemel/
One of its Attorneys

Jonathan P. Froemel
Elizabeth Peters
BARNES & THORNBURG LLP
P.O. Box 2786
Chicago, IL 60690-2786
(312) 357-1313
jfroemel@btlaw.com

CERTIFICATE OF TRANSMITTAL

I hereby certify that this correspondence is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trial and Appeals (ESTTA) on March 21, 2016.



Elizabeth Nolan

CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing Consolidated Notice of Opposition has been served on counsel for Applicant, Changsha Sinocare Inc., by UPS Delivery on March 21, 2016 to the correspondent of record at the correspondence address of record for Application Serial No. 79/198716, and to the current owner of record for the same Application:

CHANGSHA SINOCARE INC.
No. 265, Guyuan Road
Hi-tech Zone, Changsha
410205 HUNAN PROVINCE CHINA

SHENZHEN CADMON
INTELLECTUAL PROPERTY CO., LTD.
F/3, RM 710
EXCELLENCE CENTURY TWR 3
SHENZHEN, GUANGDONG PROVI CHINA

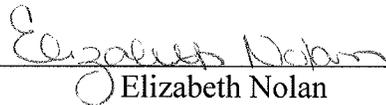

Elizabeth Nolan

EXHIBIT A

Int. Cl.: 9

Prior U.S. Cls.: 26 and 44

United States Patent and Trademark Office

Reg. No. 1,277,867

Registered May 15, 1984

TRADEMARK
Principal Register

ACCU-CHEK

Boehringer Mannheim GmbH (Fed. Rep. of Germany
corporation)
Mannheim, Fed. Rep. of Germany, assignee of
Boehringer Mannheim Corporation (New York
corporation)
Indianapolis, Ind.

For: A BLOOD GLUCOSE MONITOR, in
CLASS 9 (U.S. Cls. 26 and 44).
First use Nov. 9, 1981; in commerce Nov. 9, 1981.

Ser. No. 340,850, filed Dec. 10, 1981.

MARY I. SPARROW, Examining Attorney

Int. Cls.: 5 and 10

Prior U.S. Cls.: 6, 18, 26, 39, 44, 46, 51 and 52

Reg. No. 2,403,536

United States Patent and Trademark Office

Registered Nov. 14, 2000

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY
LIMITED LIABILITY COMPANY), FORMERLY
BOEHRINGER MANNHEIM GMBH
SANDHOFER STRASSE 116
D-68298 MANNHEIM, FED REP GERMANY

FOR: DIAGNOSTIC TEST STRIPS FOR DETER-
MINING THE LEVEL OF GLUCOSE IN BLOOD FOR
MEDICAL AND CLINICAL USE; AND CONTROL
SOLUTIONS USED FOR QUALITY CHECKS ON
BLOOD GLUCOSE MONITORS AND DIAGNOSTIC
TEST STRIPS FOR MEDICAL AND CLINICAL USE,
IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 4-1-1998; IN COMMERCE 4-1-1998.
FOR: BLOOD GLUCOSE MONITORS, LANCETS
AND A BLOOD GLUCOSE MONITORING KIT CON-
SISTING OF A BLOOD GLUCOSE MONITOR, DIAG-
NOSTIC TEST STRIPS, LANCETS AND CONTROL
SOLUTIONS, IN CLASS 10 (U.S. CLS. 26, 39 AND
44).

FIRST USE 4-1-1998; IN COMMERCE 4-1-1998.
OWNER OF U.S. REG. NO. 1,277,867.

SER. NO. 75-688,347, FILED 4-22-1999.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cls.: 5 and 10

Prior U.S. Cls.: 6, 18, 26, 39, 44, 46, 51, and 52

Reg. No. 2,628,696

United States Patent and Trademark Office

Registered Oct. 1, 2002

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK COMPACT

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: BLOOD GLUCOSE TEST STRIPS FOR MED-
ICAL USE; AND CONTROL SOLUTIONS FOR TEST-
ING THE ACCURACY OF A BLOOD GLUCOSE
MONITOR FOR MEDICAL AND CLINICAL USE, IN
CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 10-8-2001; IN COMMERCE 10-8-2001.

FOR: BLOOD GLUCOSE MONITORS, AND
BLOOD GLUCOSE MONITORING DEVICES,
NAMELY A KIT CONSISTING OF A BLOOD GLU-
COSE MONITOR, GLUCOSE TEST STRIPS, LAN-

CETS AND CONTROL SOLUTIONS FOR BLOOD
GLUCOSE MONITORING, IN CLASS 10 (U.S. CLS.
26, 39 AND 44).

FIRST USE 10-8-2001; IN COMMERCE 10-8-2001.

OWNER OF U.S. REG. NO. 1,277,867.

NO CLAIM IS MADE TO THE EXCLUSIVE
RIGHT TO USE "COMPACT", APART FROM THE
MARK AS SHOWN.

SN 75-792,547, FILED 9-3-1999.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cls.: 5, 9, 10, 41 and 42

Prior U.S. Cls.: 6, 18, 21, 23, 26, 36, 38, 39, 44, 46, 51,
52, 100, 101 and 107

United States Patent and Trademark Office

Reg. No. 2,651,417

Registered Nov. 19, 2002

**TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER**

ACCU-CHEK

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY CORPORATION)
SANDERHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: IN-VITRO DIAGNOSTIC AGENTS FOR
MEDICAL USE; AND CHEMICAL REAGENTS
FOR THE VERIFICATION OF DIAGNOSTIC FIND-
INGS FOR MEDICAL USE, IN CLASS 5 (U.S. CLS. 6,
18, 44, 46, 51 AND 52).

FOR: COMPUTER HARDWARE AND COMPU-
TER SOFTWARE FOR EVALUATION, VERIFICA-
TION AND ADMINISTRATION OF MEDICAL
DATA, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FOR: COMPUTER HARDWARE SOLD AS A
COMPONENT OF BLOOD GLUCOSE MONITORS
AND COMPUTER SOFTWARE FOR USE IN OPER-
ATING SUCH APPARATUS; ELECTRONIC DATA
MANAGEMENT SYSTEMS COMPRISED OF CHE-
MICAL ANALYZERS, PERSONAL COMPUTERS,
ELECTRONIC DIARIES, INTERFACES, MODEMS
AND CABLES FOR CLINICAL MEDICAL USE;
SURGICAL AND MEDICAL INSTRUMENTS,
EQUIPMENT AND APPARATUS, NAMELY,
BLOOD GLUCOSE MONITORS, IN CLASS 10 (U.S.
CLS. 26, 39 AND 44).

FOR: EDUCATION AND TEACHING, NAMELY,
PROVIDING CLASSES, WORKSHOPS AND SEMI-

NARS IN THE FIELD OF DIABETES MANAGE-
MENT, PUBLICATION OF PRINTED PRODUCTS,
NAMELY BOOKS, BROCHURES, LEAFLETS, AND
JOURNALS RELATED TO THE FIELD OF DIA-
BETES FOR PROFESSIONALS AND PATIENTS, IN
CLASS 41 (U.S. CLS. 100, 101 AND 107).

FOR: COMPUTER PROGRAMMING IN THE
MEDICAL FIELD FOR OTHERS; AND SERVICES
RELATED TO THE FIELD OF DIABETES FOR
PROFESSIONALS AND PATIENTS, NAMELY MED-
ICAL CONSULTATION, DOCUMENTATION IN
THE NATURE OF MAINTAINING FILES AND
RECORDS CONCERNING THE MEDICAL CONDI-
TION OF INDIVIDUALS, WEIGHT REDUCTION
DIET PLANNING AND SUPERVISION, AND PRO-
VIDING INFORMATION ABOUT DIABETES VIA A
WEBSITE ON THE INTERNET, IN CLASS 42 (U.S.
CLS. 100 AND 101).

OWNER OF FED REP GERMANY REG. NO.
39963905, DATED 12-22-1999, EXPIRES 10-31-2009.

OWNER OF U.S. REG. NOS. 1,277,867, 2,336,435,
AND 2,403,536.

SER. NO. 76-254,845, FILED 5-8-2001.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36, and 38

United States Patent and Trademark Office

Reg. No. 2,681,644

Registered Jan. 28, 2003

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK COMPASS

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LTD LIAB CO)
SANDHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: COMPUTER SOFTWARE FOR MAINTAIN-
ING A DATABASE OF BLOOD TEST RESULTS
FROM A BLOOD GLUCOSE MONITOR FOR USE
BY INDIVIDUALS WITH DIABETES , IN CLASS 9
(U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 3-16-2001; IN COMMERCE 3-16-2001.

OWNER OF U.S. REG. NOS. 1,277,867 AND
2,403,536.

SN 76-070,019, FILED 6-14-2000.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cls.: 5 and 10

Prior U.S. Cls.: 6, 18, 26, 39, 44, 46, 51, and 52

United States Patent and Trademark Office

Reg. No. 2,703,048

Registered Apr. 1, 2003

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK ACTIVE

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: DIAGNOSTIC TEST STRIPS FOR DETER-
MINING LEVELS OF GLUCOSE IN BLOOD; AND
CONTROL SOLUTIONS USED FOR QUALITY
CHECKS ON BLOOD GLUCOSE MONITORS AND
DIAGNOSTIC TEST STRIPS, ALL SOLD OVER-THE-
COUNTER TO CONSUMERS FOR MEDICAL DIAG-
NOSTIC USE, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51
AND 52).

FIRST USE 8-8-2001; IN COMMERCE 8-8-2001.

FOR: BLOOD GLUCOSE MONITOR; AND A
BLOOD GLUCOSE MONITORING KIT CONSIST-
ING OF A BLOOD GLUCOSE MONITOR, DIAG-
NOSTIC TEST STRIPS, LANCETS AND CONTROL
SOLUTIONS, ALL SOLD OVER-THE-COUNTER TO
CONSUMERS FOR MEDICAL DIAGNOSTICS, IN
CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 8-8-2001; IN COMMERCE 8-8-2001.

OWNER OF U.S. REG. NOS. 1,277,867, 2,417,957,
AND OTHERS.

SN 76-178,662, FILED 12-11-2000.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39, and 44

Reg. No. 2,732,629

United States Patent and Trademark Office

Registered July 1, 2003

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK INFORM

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: BLOOD GLUCOSE MONITOR WITH DATA
MANAGEMENT CAPABILITIES, IN CLASS 10 (U.S.
CLS. 26, 39 AND 44).

FIRST USE 4-30-2001; IN COMMERCE 4-30-2001.

OWNER OF U.S. REG. NO. 2,336,435.

SN 76-078,713, FILED 6-27-2000.

JENNIFER CHICOSKI, EXAMINING ATTORNEY

Int. Cls.: 5 and 10

Prior U.S. Cls.: 6, 18, 26, 39, 44, 46, 51, and 52

Reg. No. 3,071,846

United States Patent and Trademark Office

Registered Mar. 21, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK AVIVA

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LTD LIAB CO)
SANDHOFER STRASSE 116
MANNHEIM, FED REP GERMANY D-68305

FOR: DIAGNOSTIC TEST STRIPS FOR DETER-
MINING LEVELS OF GLUCOSE IN BLOOD; AND
CONTROL SOLUTIONS USED FOR QUALITY
CHECKS ON BLOOD GLUCOSE MONITORS AND
DIAGNOSTIC TEST STRIPS ALL FOR MEDICAL
DIAGNOSTIC USE, IN CLASS 5 (U.S. CLS. 6, 18, 44,
46, 51 AND 52).

FIRST USE 1-20-2005; IN COMMERCE 7-15-2005.

FOR: BLOOD GLUCOSE MONITORS; AND
BLOOD GLUCOSE MONITORING KITS CONSIST-
ING OF A BLOOD GLUCOSE MONITOR, DIAG-

NOSTIC TEST STRIPS, LANCETS AND CONTROL
SOLUTIONS ALL FOR MEDICAL DIAGNOSTIC
USE, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 1-20-2005; IN COMMERCE 7-15-2005.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 2,732,629,
AND OTHERS.

SN 78-343,530, FILED 12-19-2003.

KATHERINE STOIDES, EXAMINING ATTORNEY

Int. Cls.: 10 and 44

Prior U.S. Cls.: 26, 39, 44, 100 and 101

United States Patent and Trademark Office

Reg. No. 3,076,905

Registered Apr. 4, 2006

TRADEMARK
SERVICE MARK
PRINCIPAL REGISTER

ACCU-CHEK

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LTD LIAB CO)
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

FOR: INSTRUMENTS, DEVICES AND APPARA-
TUS FOR MEDICAL, SURGICAL AND VETERIN-
ARY PURPOSES, NAMELY, BLOOD GLUCOSE
METERS, DISPOSABLE INFUSION SETS, LANCETS
AND INSULIN PUMPS AND ACCESSORIES
THEREFOR, NAMELY, CATHETERS, PEN NEE-
DLES, SYRINGES AND PATCHES, IN CLASS 10
(U.S. CLS. 26, 39 AND 44).

FOR: MEDICAL SERVICES IN THE FIELD OF
DIABETES; HEALTH CARE CONSULTANCY IN
THE FIELD OF DIABETES, IN CLASS 44 (U.S. CLS.
100 AND 101).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 4-2-2004 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0840313 DATED 8-27-2004, EXPIRES 8-27-2014.

OWNER OF U.S. REG. NOS. 1,277,867, 2,703,048
AND OTHERS.

SER. NO. 79-007,860, FILED 8-27-2004.

ROBERT LAVACHE, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 3,127,170

United States Patent and Trademark Office

Registered Aug. 8, 2006

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK MULTICLIX

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

OWNER OF INTERNATIONAL REGISTRATION
0860345 DATED 10-27-2004, EXPIRES 10-27-2014.

FOR: LANCET DEVICES AND LANCETS FOR
OBTAINING BLOOD, IN CLASS 10 (U.S. CLS. 26, 39
AND 44).

OWNER OF U.S. REG. NOS. 1,277,867, 2,417,957
AND OTHERS.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 79-014,739, FILED 10-27-2004.

PRIORITY DATE OF 4-30-2004 IS CLAIMED.

LINDA ORNDORFF, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 3,194,287

United States Patent and Trademark Office

Registered Jan. 2, 2007

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK SPIRIT

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LTD LIAB CO)
SANDHOFER STRABE 116
D-68305 MANNHEIM
FED REP GERMANY

FOR: INSULIN PUMPS AND ACCESSORIES
THEREOF, NAMELY, CATHETERS, INFUSION
SETS AND TUBING, PEN NEEDLES, SYRINGES,
ADAPTERS, AMPOULES, BATTERIES, FILLING
DEVICES USED FOR FILLING AMPOULES FOR
INSULIN PUMPS WITH INSULIN, STERILE DRES-
SINGS AND CARRYING CASES, IN CLASS 10 (U.S.
CLS. 26, 39 AND 44).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 7-13-2004 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0836316 DATED 8-27-2004, EXPIRES 8-27-2014.

OWNER OF U.S. REG. NOS. 1,277,867, 2,732,629
AND OTHERS.

SER. NO. 79-006,404, FILED 8-27-2004.

CHRISIE B. KING, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39, and 44

Reg. No. 3,199,675

United States Patent and Trademark Office

Registered Jan. 16, 2007

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK TENDER

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LTD LIAB CO)
SANDHOFER STRASSE 116
D-68305 MANNHEIM, FED REP GERMANY

FOR: MEDICAL INSTRUMENTS AND APPARA-
TUSES, NAMELY, CATHETERS AND INFUSION
SETS AND ACCESSORIES THEREOF, NAMELY,
ADAPTERS AND AMPOULES, ALL FOR THE SUB-
CUTANEOUS ADMINISTRATION OF DRUGS, IN
CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 7-26-2005; IN COMMERCE 7-26-2005.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 2,651,417,
AND OTHERS.

SN 78-615,863, FILED 4-25-2005.

TARAH HARDY, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

United States Patent and Trademark Office

Reg. No. 3,202,402

Registered Jan. 23, 2007

TRADEMARK
PRINCIPAL REGISTER

ACCU-CHEK LINKASSIST

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY GMBH (GESELLSCHAFT MIT BES-
CHRÄNKTER HAFTUNG))
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

FOR: MEDICAL INSTRUMENTS, NAMELY, IN-
SERTION TOOLS FOR THE INSERTION OF NEE-
DLES AND INFUSION SETS ALL FOR THE
SUBCUTANEOUS ADMINISTRATION OF INSU-
LIN, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 3-15-2005 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0875024 DATED 9-9-2005, EXPIRES 9-9-2015.

OWNER OF U.S. REG. NOS. 1,277,867, 3,071,846
AND OTHERS.

SER. NO. 79-020,212, FILED 9-9-2005.

TANYA AMOS, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

Reg. No. 3,256,740

United States Patent and Trademark Office

Registered June 26, 2007

TRADEMARK
PRINCIPAL REGISTER

ACCU-CHEK 360°

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY GMBH (GESELLSCHAFT MIT BES-
CHRÄNKTER HAFTUNG/LIMITED
LIABILITY COMPANY))
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

FOR: COMPUTER HARDWARE AND COMPU-
TER SOFTWARE FOR EVALUATION, VERIFICA-
TION AND ADMINISTRATION, OF MEDICAL
DATA; COMPUTER SOFTWARE FOR MEDICAL
AND DIAGNOSTIC PURPOSES, NAMELY, FOR
USE IN TRANSFERRING DATA FROM BLOOD
GLUCOSE MONITORS OR INSULIN PUMPS TO
ELECTRONIC DATA MANAGEMENT SYSTEMS
SUCH AS PERSONAL COMPUTERS, ELECTRONIC
DIARIES, INTERFACES, MODEMS AND CABLES

FOR CLINICAL MEDICAL USE, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 2-16-2006 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0901958 DATED 8-16-2006, EXPIRES 8-16-2016.

SER. NO. 79-030,312, FILED 8-16-2006.

REBECCA GILBERT, EXAMINING ATTORNEY

Int. Cl.: 9

Prior U.S. Cls.: 21, 23, 26, 36 and 38

United States Patent and Trademark Office

Reg. No. 3,411,797

Registered Apr. 15, 2008

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK SMART PIX

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED COMPANY)

SANDHOFER STRASSE 116

MANNHEIM, FED REP GERMANY 68305

FOR: ELECTRONIC APPARATUS FOR RECORD-
ING, TRANSMISSION AND PRESENTATION OF
MEDICAL DATA, NAMELY, ELECTRONIC READ-
ERS FOR BLOOD GLUCOSE METERS AND INSU-
LIN PUMPS; SOFTWARE FOR MEDICAL
PURPOSES, NAMELY, FOR FORMATTING, VIEW-
ING AND TRANSMITTING MEDICAL DATA COL-
LECTED AND STORED ON BLOOD GLUCOSE
METERS AND INSULIN PUMPS TO A PERSONAL
COMPUTER AND VICE VERSA, IN CLASS 9 (U.S.
CLS. 21, 23, 26, 36 AND 38).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 6-7-2005 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0896134 DATED 12-2-2005, EXPIRES 12-2-2015.

OWNER OF U.S. REG. NOS. 3,071,846, 3,127,170
AND OTHERS.

SER. NO. 79-027,969, FILED 12-2-2005.

CHARISMA HAMPTON, EXAMINING ATTORNEY

Int. Cl.: 44

Prior U.S. Cls.: 100 and 101

United States Patent and Trademark Office

Reg. No. 3,481,185

Registered Aug. 5, 2008

**SERVICE MARK
PRINCIPAL REGISTER**

ACCU-CHEK INNER CIRCLE

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM, FED REP GERMANY

FOR: PROVIDING CUSTOMIZED MEDICAL
HEALTH CARE CONSULTANCY IN THE FIELD
OF DIABETES, NAMELY, MAINTAINING FILES
AND RECORDS CONCERNING THE MEDICAL
CONDITION OF INDIVIDUALS AND PROVIDING
INFORMATION ABOUT DIABETES VIA A WEB-
SITE ON THE INTERNET, IN CLASS 44 (U.S. CLS.
100 AND 101).

FIRST USE 3-31-2007; IN COMMERCE 3-31-2007.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 3,076,905,
AND OTHERS.

SN 77-012,287, FILED 10-3-2006.

WILLIAM VERHOSEK, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 3,602,825

United States Patent and Trademark Office

Registered Apr. 7, 2009

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK AVIVA EXPERT

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

PRIORITY DATE OF 1-22-2008 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0973609 DATED 5-16-2008, EXPIRES 5-16-2018.

FOR: INSTRUMENTS, DEVICES AND APPARA-
TUS FOR MEDICAL AND DIAGNOSTIC PURPO-
SES, NAMELY, BLOOD GLUCOSE METERS, IN
CLASS 10 (U.S. CLS. 26, 39 AND 44).

OWNER OF U.S. REG. NOS. 1,277,867, 2,403,536,
AND 3,071,846.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 79-057,457, FILED 5-16-2008.

LEIGH LOWRY, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 3,602,826

United States Patent and Trademark Office

Registered Apr. 7, 2009

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK AVIVA COMBO

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

PRIORITY DATE OF 2-15-2008 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0973610 DATED 5-15-2008, EXPIRES 5-15-2018.

FOR: INSTRUMENTS, DEVICES AND APPARA-
TUS FOR MEDICAL AND DIAGNOSTIC PURPO-
SES, NAMELY, BLOOD GLUCOSE METERS, IN
CLASS 10 (U.S. CLS. 26, 39 AND 44).

OWNER OF U.S. REG. NOS. 1,277,867, 2,403,536,
AND 3,071,846.

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

SER. NO. 79-057,458, FILED 5-15-2008.

LEIGH LOWRY, EXAMINING ATTORNEY

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

United States Patent and Trademark Office

Reg. No. 3,609,052

Registered Apr. 21, 2009

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK SPIRIT COMBO

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY (GE-
SELLSCHAFT MIT BESCHRÄNKTER
HAFTUNG).)

SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

FOR: INSULIN PUMPS AND ACCESSORIES
THEREFOR, NAMELY, CATHETERS, PEN NEE-
DLES, SYRINGES AND PATCHES; INFUSION SETS,
IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 2-25-2008 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION
0979316 DATED 8-19-2008, EXPIRES 8-19-2018.

OWNER OF U.S. REG. NO. 3,194,287.

SER. NO. 79-059,707, FILED 8-19-2008.

ZACHARY BELLO, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office

ACCU-CHEK TESTING IN PAIRS

Reg. No. 3,703,434 ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
Registered Oct. 27, 2009 SANDHOFER STRASSE 116
68305 MANNHEIM, FED REP GERMANY

Int. Cl.: 16 FOR: PRINTED MATTER, NAMELY, PERSONAL LOG SHEETS FOR RECORDING AND TRACKING MEDICAL DATA RELATING TO DIABETES, IN CLASS 16 (U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

TRADEMARK
PRINCIPAL REGISTER FIRST USE 4-15-2009; IN COMMERCE 4-15-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 3,348,704, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TESTING IN PAIRS", APART FROM THE MARK AS SHOWN.

SN 77-650,326, FILED 1-15-2009.

JERI J. FICKES, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

United States of America

United States Patent and Trademark Office

ACCU-CHEK AVIVA INSIGHT

Reg. No. 3,991,903

Registered July 12, 2011

Int. Cl.: 10

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY
(GERMAN GMBH))
SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

TRADEMARK

PRINCIPAL REGISTER

FOR: INSTRUMENTS, DEVICES AND APPARATUS FOR MEDICAL AND DIAGNOSTIC PURPOSES, NAMELY, BLOOD GLUCOSE METERS; LANCET AND LANCET DEVICES, NAMELY, A BLOOD-LETTING DEVICE FOR OBTAINING A CAPILLARY BLOOD SAMPLE; INSULIN PUMPS AND INFUSION SETS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

PRIORITY DATE OF 6-21-2010 IS CLAIMED.

OWNER OF INTERNATIONAL REGISTRATION 1053151 DATED 9-3-2010, EXPIRES 9-3-2020.

OWNER OF U.S. REG. NOS. 1,277,867, 3,127,170 AND OTHERS.

SER. NO. 79-088,094, FILED 9-3-2010.

TINA BROWN, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

United States of America
United States Patent and Trademark Office

ACCU-CHEK NANO

Reg. No. 4,214,217

Registered Sep. 25, 2012

Int. Cl.: 10

TRADEMARK

PRINCIPAL REGISTER

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM, FED REP GERMANY

FOR: BLOOD GLUCOSE METERS, IN CLASS 10 (U.S. CLS. 26, 39 AND 44).

FIRST USE 5-1-2012; IN COMMERCE 5-1-2012.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 2,651,417, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "NANO", APART FROM THE MARK AS SHOWN.

SN 77-623,851, FILED 12-1-2008.

BARBARA A. GOLD, EXAMINING ATTORNEY



David J. Kappas

Director of the United States Patent and Trademark Office

United States of America

United States Patent and Trademark Office

ACCU-CHEK SMARTVIEW

Reg. No. 4,230,563

Registered Oct. 23, 2012

Int. Cl.: 5

TRADEMARK

PRINCIPAL REGISTER

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANNHEIM, FED REP GERMANY

FOR: DIAGNOSTIC TEST STRIPS FOR DETERMINING THE LEVEL OF GLUCOSE IN BLOOD FOR MEDICAL AND CLINICAL USE; AND CONTROL SOLUTIONS USED FOR QUALITY CHECKS ON BLOOD GLUCOSE MONITORS AND DIAGNOSTIC TEST STRIPS FOR MEDICAL AND CLINICAL USE, IN CLASS 5 (U.S. CLS. 6, 18, 44, 46, 51 AND 52).

FIRST USE 5-1-2012; IN COMMERCE 5-1-2012.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 3,411,797, AND OTHERS.

SN 85-210,685, FILED 1-5-2011.

CHARLOTTE CORWIN, EXAMINING ATTORNEY



David S. Kappas

Director of the United States Patent and Trademark Office

Int. Cl.: 35

Prior U.S. Cls.: 100, 101, and 102

Reg. No. 3,016,330

United States Patent and Trademark Office

Registered Nov. 15, 2005

**SERVICE MARK
PRINCIPAL REGISTER**

ACCU-CHEK

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY CORPORATION)
SANDHOFER STRASSE 116
MANNHEIM, FED REP GERMANY D-68305

FOR: ONLINE RETAIL STORE SERVICES, FEATURING PRODUCTS FOR USE IN DIABETES MANAGEMENT; ADMINISTRATION OF A DISCOUNT AND REBATE PROGRAM FOR ENABLING PARTICIPANTS TO OBTAIN DISCOUNTS AND REBATES ON PRODUCTS FOR USE IN DIABETES MANAGEMENT, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 11-1-2004; IN COMMERCE 11-1-2004.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,403,536, 2,732,629, AND OTHERS.

SN 78-414,430, FILED 5-6-2004.

KATHERINE STOIDES, EXAMINING ATTORNEY

United States of America
United States Patent and Trademark Office

ACCU-CHEK TO

Reg. No. 4,709,608

Registered Mar. 24, 2015

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANHEIM, FED REP GERMANY

FOR: ADMINISTRATION OF A CONSUMER LOYALTY PROGRAM ENTITLING PARTICIPANTS TO RECEIVE PRODUCT SAMPLES AND POINT DISCOUNT AWARDS; ON-LINE SHOPPING MALL WITH LINKS TO THE RETAIL WEB SITES OF OTHERS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 7-16-2014; IN COMMERCE 7-16-2014.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,277,867, 3,016,330, AND OTHERS.

SN 86-285,453, FILED 5-19-2014.

KATHERINE M. DUBRAY, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

Int. Cl.: 10

Prior U.S. Cls.: 26, 39 and 44

Reg. No. 3,676,782

United States Patent and Trademark Office

Registered Sep. 1, 2009

**TRADEMARK
PRINCIPAL REGISTER**

ACCU-CHEK FLEXLINK

ROCHE DIAGNOSTICS GMBH (FED REP GER-
MANY LIMITED LIABILITY COMPANY (GE-
SELLSCHAFT MIT BESCHRÄNKTER
HAFTUNG))

SANDHOFER STRASSE 116
68305 MANNHEIM
FED REP GERMANY

FOR: INFUSION SETS FOR THE SUBCUTA-
NEOUS ADMINISTRATION OF INSULIN, IN CLASS
10 (U.S. CLS. 26, 39 AND 44).

THE MARK CONSISTS OF STANDARD CHAR-
ACTERS WITHOUT CLAIM TO ANY PARTICULAR
FONT, STYLE, SIZE, OR COLOR.

OWNER OF INTERNATIONAL REGISTRATION
0863653 DATED 8-8-2005, EXPIRES 8-8-2015.

SER. NO. 79-067,610, FILED 1-22-2009.

DANIEL CAPSHAW, EXAMINING ATTORNEY

United States of America

United States Patent and Trademark Office

ACCU-CHEK CONNECT

Reg. No. 4,846,710

Registered Nov. 3, 2015

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

ROCHE DIABETES CARE GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANHEIM, FED REP GERMANY

FOR: SOFTWARE FOR MEDICAL PURPOSES, NAMELY, FOR FORMATTING, VIEWING AND TRANSMITTING MEDICAL DATA COLLECTED AND STORED ON BLOOD GLUCOSE METERS AND INSULIN PUMPS TO PORTABLE ELECTRONIC DEVICES AND VICE VERSA, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 9-1-2015; IN COMMERCE 9-1-2015.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,651,417, 3,348,704, AND OTHERS.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "CONNECT", APART FROM THE MARK AS SHOWN.

SN 86-185,145, FILED 2-5-2014.

SUI DUONG, EXAMINING ATTORNEY



Michelle K. Lee

Director of the United States
Patent and Trademark Office

United States of America

United States Patent and Trademark Office

ACCU-CHEK CONNECT

Reg. No. 4,592,941

Registered Aug. 26, 2014

Int. Cl.: 44

SERVICE MARK

PRINCIPAL REGISTER

ROCHE DIAGNOSTICS GMBH (FED REP GERMANY LIMITED LIABILITY COMPANY)
SANDHOFER STRASSE 116
68305 MANHEIM, FED REP GERMANY

FOR: SERVICES RELATED TO THE FIELD OF DIABETES FOR PROFESSIONALS AND PATIENTS, NAMELY, MEDICAL CONSULTATION, DOCUMENTATION IN THE NATURE OF MAINTAINING FILES AND RECORDS CONCERNING THE MEDICAL CONDITION OF INDIVIDUALS, AND PROVIDING INFORMATION ABOUT DIABETES VIA A WEBSITE ON THE INTERNET, IN CLASS 44 (U.S. CLS. 100 AND 101).

FIRST USE 4-13-2010; IN COMMERCE 4-13-2010.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 2,403,536, 3,481,185 AND OTHERS.

SER. NO. 86-185,123, FILED 2-5-2014.

SUI DUONG, EXAMINING ATTORNEY



Michelle K. Lee

Deputy Director of the United States
Patent and Trademark Office

EXHIBIT B



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Typed Drawing

Word Mark	ACCU-CHEK
Goods and Services	IC 009. US 026 044. G & S: a Blood Glucose Monitor. FIRST USE: 19811109. FIRST USE IN COMMERCE: 19811109
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73340850
Filing Date	December 10, 1981
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	February 21, 1984
Registration Number	1277867
Registration Date	May 15, 1984
Owner	(REGISTRANT) Boehringer Mannheim GmbH CORPORATION FED REP GERMANY Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20140513.
Renewal	2ND RENEWAL 20140513
Live/Dead Indicator	LIVE

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ACCU-CHEK

Word Mark	ACCU-CHEK
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use. FIRST USE: 19980401. FIRST USE IN COMMERCE: 19980401 IC 010. US 026 039 044. G & S: blood glucose monitors, lancets and a blood glucose monitoring kit consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions. FIRST USE: 19980401. FIRST USE IN COMMERCE: 19980401
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75688347
Filing Date	April 22, 1999
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	August 22, 2000
Registration Number	2403536
Registration Date	November 14, 2000
Owner	(REGISTRANT) Roche Diagnostics GmbH FORMERLY Boehringer Mannheim GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68298 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young
Prior Registrations	1277867
Type of Mark	TRADEMARK

http://tmsearch.uspto.gov/bin/showfield?f=doc&state=4806:vy7d6e.3.1

Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20101120.
Renewal 1ST RENEWAL 20101120
Live/Dead Indicator LIVE

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ACCU-CHEK COMPACT

Word Mark	ACCU-CHEK COMPACT
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: blood glucose test strips for medical use; and control solutions for testing the accuracy of a blood glucose monitor for medical and clinical use. FIRST USE: 20011008. FIRST USE IN COMMERCE: 20011008 IC 010. US 026 039 044. G & S: blood glucose monitors, and blood glucose monitoring devices, namely a kit consisting of a blood glucose monitor, glucose test strips, lancets and control solutions for blood glucose monitoring. FIRST USE: 20011008. FIRST USE IN COMMERCE: 20011008
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	75792547
Filing Date	September 3, 1999
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 28, 2001
Registration Number	2628696
Registration Date	October 1, 2002
Owner	(REGISTRANT) ROCHE DIAGNOSTICS GMBH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young
Prior Registrations	1277867
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "COMPACT" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK

http://tmsearch.uspto.gov/bin/showfield?f=doc&state=4806:vy7d6e.4.1

Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20121015.
Renewal 1ST RENEWAL 20121015
Live/Dead Indicator LIVE

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ACCU-CHEK

Word Mark	ACCU-CHEK
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: In-vitro diagnostic agents for medical use; and chemical reagents for the verification of diagnostic findings for medical use IC 009. US 021 023 026 036 038. G & S: Computer hardware and computer software for evaluation, verification and administration of medical data IC 010. US 026 039 044. G & S: Computer hardware sold as a component of blood glucose monitors and computer software for use in operating such apparatus; electronic data management systems comprised of chemical analyzers, personal computers, electronic diaries, interfaces, modems and cables for clinical medical use; surgical and medical instruments, equipment and apparatus, namely, blood glucose monitors IC 041. US 100 101 107. G & S: Education and teaching, namely, providing classes, workshops and seminars in the field of diabetes management, publication of printed products, namely books, brochures, leaflets, and journals related to the field of diabetes for professionals and patients IC 042. US 100 101. G & S: Computer programming in the medical field for others; and services related to the field of diabetes for professionals and patients, namely medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, weight reduction diet planning and supervision, and providing information about diabetes via a website on the Internet
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76254845
Filing Date	May 8, 2001
Current Basis	44E
Original Filing Basis	1B;44E
Published for Opposition	August 27, 2002
Registration Number	2651417
Registration Date	November 19, 2002
Owner	

(REGISTRANT) Roche Diagnostics GmbH CORPORATION FED REP GERMANY Sanderhofer Strasse 116 D-68305 Mannheim FED REP GERMANY

(LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY

Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record D. Michael Young
Prior Registrations 1277867;2336435;2403536
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20121212.
Renewal 1ST RENEWAL 20121212
Live/Dead Indicator LIVE

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ACCU-CHEK COMPASS

Word Mark	ACCU-CHEK COMPASS
Goods and Services	IC 009. US 021 023 026 036 038. G & S: computer software for maintaining a database of blood test results from a blood glucose monitor for use by individuals with diabetes. FIRST USE: 20010316. FIRST USE IN COMMERCE: 20010316
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76070019
Filing Date	June 14, 2000
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	May 14, 2002
Registration Number	2681644
Registration Date	January 28, 2003
Owner	(REGISTRANT) ROCHE DIAGNOSTICS GMBH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young
Prior Registrations	1277867;2403536
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130215.
Renewal	1ST RENEWAL 20130215 LIVE

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ACCU-CHEK ACTIVE

Word Mark	ACCU-CHEK ACTIVE
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips, all sold over-the-counter to consumers for medical diagnostic use. FIRST USE: 20010808. FIRST USE IN COMMERCE: 20010808 IC 010. US 026 039 044. G & S: blood glucose monitor; and a blood glucose monitoring kit consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions, all sold over-the-counter to consumers for medical diagnostics. FIRST USE: 20010808. FIRST USE IN COMMERCE: 20010808
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	76178662
Filing Date	December 11, 2000
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	June 25, 2002
Registration Number	2703048
Registration Date	April 1, 2003
Owner	(REGISTRANT) ROCHE DIAGNOSTICS GMBH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young
Prior Registrations	1277867;2336435;2403536;2417957
Type of Mark	TRADEMARK

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Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130412.
Renewal 1ST RENEWAL 20130412
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ACCU-CHEK INFORM

Word Mark ACCU-CHEK INFORM
Goods and Services IC 010. US 026 039 044. G & S: blood glucose monitor with data management capabilities. FIRST USE: 20010430. FIRST USE IN COMMERCE: 20010430
Mark Drawing Code (1) TYPED DRAWING
Serial Number 76078713
Filing Date June 27, 2000
Current Basis 1A
Original Filing Basis 1B
Published for Opposition September 24, 2002
Registration Number 2732629
Registration Date July 1, 2003
Owner (REGISTRANT) ROCHE DIAGNOSTICS GMBH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68305 Mannheim FED REP GERMANY
(LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record D. Michael Young
Prior Registrations 2336435
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130710.
Renewal 1ST RENEWAL 20130710
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ACCU-CHEK AVIVA

Word Mark	ACCU-CHEK AVIVA
Goods and Services	IC 005. US 006 018 044 046 051 052. G & S: Diagnostic test strips for determining levels of glucose in blood; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips all for medical diagnostic use. FIRST USE: 20050120. FIRST USE IN COMMERCE: 20050715 IC 010. US 026 039 044. G & S: Blood glucose monitors; and blood glucose monitoring kits consisting of a blood glucose monitor, diagnostic test strips, lancets and control solutions all for medical diagnostic use. FIRST USE: 20050120. FIRST USE IN COMMERCE: 20050715
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78343530
Filing Date	December 19, 2003
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	September 28, 2004
Registration Number	3071846
Registration Date	March 21, 2006
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 Mannheim FED REP GERMANY D-68305
Attorney of Record	D. Michael Young
Prior Registrations	1277867;2403536;2618065;2651417;2681644;2703048;2732629;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL

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Affidavit Text SECT 15. SECT 8 (6-YR).

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ACCU-CHEK

Word Mark	ACCU-CHEK
Goods and Services	IC 010. US 026 039 044. G & S: Instruments, devices and apparatus for medical, surgical and veterinary purposes, namely, blood glucose meters, disposable infusion sets, lancets and insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches IC 044. US 100 101. G & S: Medical services in the field of diabetes; health care consultancy in the field of diabetes
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	79007860
Filing Date	August 27, 2004
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	January 10, 2006
Registration Number	3076905
International Registration Number	0840313
Registration Date	April 4, 2006
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer StraÙe 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	April 2, 2004
Prior Registrations	1277867;2651417;2703048;AND OTHERS
Type of Mark	TRADEMARK. SERVICE MARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECTION 71
Live/Dead Indicator	LIVE

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ACCU-CHEK MULTICLIX

Word Mark	ACCU-CHEK MULTICLIX
Goods and Services	IC 010. US 026 039 044. G & S: Lancet devices and lancets for obtaining blood
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	79014739
Filing Date	October 27, 2004
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	May 16, 2006
Registration Number	3127170
International Registration Number	0860345
Registration Date	August 8, 2006
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED COMPANY FED REP GERMANY Sandhofer StraÙe 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	April 30, 2004
Prior Registrations	1277867;2336435;2417957;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECTION 71
Live/Dead Indicator	LIVE

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ACCU-CHEK SPIRIT

Word Mark ACCU-CHEK SPIRIT

Goods and Services IC 010. US 026 039 044. G & S: Insulin pumps and accessories thereof, namely, catheters, infusion sets and tubing, pen needles, syringes, adapters, ampoules, batteries, filling devices used for filling ampoules for insulin pumps with insulin, sterile dressings and carrying cases

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79006404

Filing Date August 27, 2004

Current Basis 66A

Original Filing Basis 66A

Published for Opposition October 17, 2006

Registration Number 3194287

International Registration Number 0836316

Registration Date January 2, 2007

Owner (REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Str. 116 68305 Mannheim FED REP GERMANY
(LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY

Priority Date July 13, 2004

Prior Registrations 1277867;2403536;2732629;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECTION 71

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ACCU-CHEK TENDER

Word Mark	ACCU-CHEK TENDER
Goods and Services	IC 010. US 026 039 044. G & S: medical instruments and apparatuses, namely, catheters and infusion sets and accessories thereof, namely, adapters and ampoules, all for the subcutaneous administration of drugs. FIRST USE: 20050726. FIRST USE IN COMMERCE: 20050726
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	78615863
Filing Date	April 25, 2005
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	January 17, 2006
Registration Number	3199675
Registration Date	January 16, 2007
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 D-68305 Mannheim FED REP GERMANY
Attorney of Record	D. Michael Young
Prior Registrations	1277867;2403536;2651417;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR).
Live/Dead Indicator	LIVE

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ACCU-CHEK LINKASSIST

Word Mark	ACCU-CHEK LINKASSIST
Goods and Services	IC 010. US 026 039 044. G & S: Medical instruments, namely, insertion tools for the insertion of needles and infusion sets all for the subcutaneous administration of insulin
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	79020212
Filing Date	September 9, 2005
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	November 7, 2006
Registration Number	3202402
International Registration Number	0875024
Registration Date	January 23, 2007
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Str. 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	March 15, 2005
Prior Registrations	1277867;3016330;3071846;AND OTHERS
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECTION 71
Live/Dead Indicator	LIVE

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ACCU-CHEK 360°

Word Mark ACCU-CHEK 360°

Goods and Services IC 009. US 021 023 026 036 038. G & S: Computer hardware and computer software for evaluation, verification and administration, of medical data; computer software for medical and diagnostic purposes, namely, for use in transferring data from blood glucose monitors or insulin pumps to electronic data management systems such as personal computers, electronic diaries, interfaces, modems and cables for clinical medical use

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79030312

Filing Date August 16, 2006

Current Basis 66A

Original Filing Basis 66A

Published for Opposition April 10, 2007

Registration Number 3256740

International Registration Number 0901958

Registration Date June 26, 2007

Owner (REGISTRANT) Roche Diagnostics GmbH GmbH (Gesellschaft mit beschränkter Haftung/Limited Liability Company) FED REP GERMANY Sandhofer Str. 116 68305 Mannheim FED REP GERMANY
(LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY

Priority Date February 16, 2006

Type of Mark TRADEMARK

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ACCU-CHEK SMART PIX

Word Mark	ACCU-CHEK SMART PIX
Goods and Services	IC 009. US 021 023 026 036 038. G & S: Electronic apparatus for recording, transmission and presentation of medical data, namely, electronic readers for blood glucose meters and insulin pumps; software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to a personal computer and vice versa
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility	LETTER-3-OR-MORE CHEK-PIX Combination of three or more letters as part of the mark
Classification Code	NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks SHAPES-MISC Miscellaneous shaped designs
Serial Number	79027969
Filing Date	December 2, 2005
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	January 29, 2008
Registration Number	3411797
International Registration Number	0896134
Registration Date	April 15, 2008
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED COMPANY FED REP GERMANY Sandhofer StraÙe 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse .116 68305 Mannheim FED REP GERMANY
Priority Date	June 7, 2005
Prior Registrations	3071846;3076905;3127170;AND OTHERS
Type of Mark	TRADEMARK

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Affidavit Text SECT 15. SECTION 71
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ACCU-CHEK INNER CIRCLE

Word Mark	ACCU-CHEK INNER CIRCLE
Goods and Services	IC 044. US 100 101. G & S: providing customized medical health care consultancy in the field of diabetes, namely, maintaining files and records concerning the medical condition of individuals and providing information about diabetes via a website on the Internet. FIRST USE: 20070331. FIRST USE IN COMMERCE: 20070331
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility Classification Code	NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks
Serial Number	77012287
Filing Date	October 3, 2006
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	March 27, 2007
Registration Number	3481185
Registration Date	August 5, 2008
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED COMPANY FED REP GERMANY Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young

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Prior Registrations 1277867;2651417;3076905;AND OTHERS
Type of Mark SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR).
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ACCU-CHEK AVIVA EXPERT

Word Mark	ACCU-CHEK AVIVA EXPERT
Goods and Services	IC 010. US 026 039 044. G & S: Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility Classification Code	NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks SHAPES-MISC Miscellaneous shaped designs
Serial Number	79057457
Filing Date	May 16, 2008
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	January 20, 2009
Registration Number	3602825
International Registration Number	0973609
Registration Date	April 7, 2009
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Str. 116 Mannheim FED REP GERMANY 68305 (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	January 22, 2008
Prior Registrations	1277867;2403536;3071846
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECTION 71 LIVE

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ACCU-CHEK AVIVA COMBO

Word Mark	ACCU-CHEK AVIVA COMBO
Goods and Services	IC 010. US 026 039 044. G & S: Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility	LETTER-3-OR-MORE ACCU Combination of three or more letters as part of the mark
Classification Code	NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks
Serial Number	79057458
Filing Date	May 15, 2008
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	January 20, 2009
Registration Number	3602826
International Registration Number	0973610
Registration Date	April 7, 2009
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Str. 116 Mannheim FED REP GERMANY 68305 (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	February 15, 2008
Prior Registrations	1277867;2403536;3071846
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECTION 71

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ACCU-CHEK SPIRIT COMBO

Word Mark	ACCU-CHEK SPIRIT COMBO
Goods and Services	IC 010. US 026 039 044. G & S: Insulin pumps and accessories therefor, namely, catheters, pen needles, syringes and patches; infusion sets
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility Classification Code	NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks SHAPES-MISC Miscellaneous shaped designs
Serial Number	79059707
Filing Date	August 19, 2008
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	February 3, 2009
Registration Number	3609052
International Registration Number	0979316
Registration Date	April 21, 2009
Owner	(REGISTRANT) Roche Diagnostics GmbH Limited liability company FED REP GERMANY Sandhofer Str. 116 Mannheim FED REP GERMANY 68305 (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Priority Date	February 25, 2008
Prior Registrations	3194287
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECTION 71 LIVE

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ACCU-CHEK FLEXLINK

Word Mark	ACCU-CHEK FLEXLINK
Goods and Services	IC 010. US 026 039 044. G & S: Infusion sets for the subcutaneous administration of insulin
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility	LETTER-3-OR-MORE ACCU-CHEK Combination of three or more letters as part of the mark NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks
Classification Code	SHAPES-MISC Miscellaneous shaped designs
Serial Number	79067610
Filing Date	January 22, 2009
Current Basis	66A
Original Filing Basis	66A
Published for Opposition	June 16, 2009
Registration Number	3676782
International Registration Number	0863653
Registration Date	September 1, 2009
Owner	(REGISTRANT) Roche Diagnostics GmbH Limited Liability Company (Gesellschaft mit beschränkter Haftung) FED REP GERMANY Sandhofer Str. 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Type of Mark	TRADEMARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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ACCU-CHEK TESTING IN PAIRS

Word Mark	ACCU-CHEK TESTING IN PAIRS
Goods and Services	IC 016. US 002 005 022 023 029 037 038 050. G & S: printed matter, namely, personal log sheets for recording and tracking medical data relating to diabetes. FIRST USE: 20090415. FIRST USE IN COMMERCE: 20090415
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Trademark Search Facility Classification Code	LETTER-3-OR-MORE ACCU-CHEK Combination of three or more letters as part of the mark NOTATION-SYMBOLS Notation Symbols such as Non-Latin characters,punctuation and mathematical signs,zodiac signs,prescription marks
Serial Number	77650326
Filing Date	January 15, 2009
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	April 14, 2009
Registration Number	3703434
Registration Date	October 27, 2009
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer StraÙe 116 68305 Mannheim FED REP GERMANY (LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	D. Michael Young 1277867;3076905;3348704;AND OTHERS

Prior Registrations

Disclaimer NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "TESTING IN PAIRS" APART FROM THE MARK AS SHOWN

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR).

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ACCU-CHEK AVIVA INSIGHT

Word Mark ACCU-CHEK AVIVA INSIGHT
Goods and Services IC 010. US 026 039 044. G & S: Instruments, devices and apparatus for medical and diagnostic purposes, namely, blood glucose meters; lancet and lancet devices, namely, a blood-letting device for obtaining a capillary blood sample; insulin pumps and infusion sets

Standard

Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 79088094

Filing Date September 3, 2010

Current Basis 66A

Original Filing Basis 66A

Published for Opposition April 26, 2011

Registration Number 3991903

International Registration Number 1053151

Registration Date July 12, 2011

Owner (REGISTRANT) Roche Diagnostics GmbH Limited Liability Company (German GmbH) FED REP GERMANY Sandhofer Str. 116 68305 Mannheim FED REP GERMANY

(LAST LISTED OWNER) Roche Diabetes Care GmbH UNKNOWN Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY

Priority Date June 21, 2010

Prior Registrations 1277867;3071846;3127170;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL

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ACCU-CHEK NANO

Word Mark ACCU-CHEK NANO
Goods and Services IC 010. US 026 039 044. G & S: Blood glucose meters. FIRST USE: 20120501. FIRST USE IN COMMERCE: 20120501
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 77623851
Filing Date December 1, 2008
Current Basis 1A
Original Filing Basis 1B
Published for Opposition April 7, 2009
Registration Number 4214217
Registration Date September 25, 2012
Owner (REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
(LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY
Assignment Recorded ASSIGNMENT RECORDED
Attorney of Record D. Michael Young
Prior Registrations 1277867;2403536;2651417;AND OTHERS
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ACCU-CHEK SMARTVIEW

Word Mark ACCU-CHEK SMARTVIEW

Goods and Services IC 005. US 006 018 044 046 051 052. G & S: diagnostic test strips for determining the level of glucose in blood for medical and clinical use; and control solutions used for quality checks on blood glucose monitors and diagnostic test strips for medical and clinical use. FIRST USE: 20120501. FIRST USE IN COMMERCE; 20120501

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 85210685

Filing Date January 5, 2011

Current Basis 1A

Original Filing Basis 1B

Published for Opposition May 3, 2011

Registration Number 4230563

Registration Date October 23, 2012

Owner (REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer StraÙe 116 68305 Mannheim FED REP GERMANY

Attorney of Record D. Michael Young

Prior Registrations 1277867;2403536;3411797;AND OTHERS

Type of Mark TRADEMARK

Register PRINCIPAL

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ACCU-CHEK

Word Mark ACCU-CHEK

Goods and Services IC 035. US 100 101 102. G & S: Online retail store services, featuring products for use in diabetes management; administration of a discount and rebate program for enabling participants to obtain discounts and rebates on products for use in diabetes management. FIRST USE: 20041101. FIRST USE IN COMMERCE: 20041101

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 78414430

Filing Date May 6, 2004

Current Basis 1A

Original Filing Basis 1B

Published for Opposition November 23, 2004

Registration Number **3016330**

Registration Date November 15, 2005

Owner (REGISTRANT) Roche Diagnostics GmbH CORPORATION FED REP GERMANY Sandhofer Strasse 116 Mannheim FED REP GERMANY D-68305

(LAST LISTED OWNER) ROCHE DIABETES CARE GMBH LIMITED LIABILITY COMPANY FED REP GERMANY SANDHOFER STRASSE 116 MANNHEIM 68305 FED REP GERMANY

Attorney of Record D. Michael Young

Prior Registrations 2403536;2651417;2732629;AND OTHERS

Type of Mark SERVICE MARK

Register PRINCIPAL

Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20160128.

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ACCU-CHEK TO

Word Mark	ACCU-CHEK TO
Goods and Services	IC 035. US 100 101 102. G & S: Administration of a consumer loyalty program entitling participants to receive product samples and point discount awards; on-line shopping mall with links to the retail web sites of others. FIRST USE: 20140716. FIRST USE IN COMMERCE: 20140716
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	86285453
Filing Date	May 19, 2014
Current Basis	1A
Original Filing Basis	1B
Published for Opposition	August 5, 2014
Registration Number	4709608
Registration Date	March 24, 2015
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Attorney of Record	D. Michael Young
Prior Registrations	1277867;2403536;3016330;AND OTHERS
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE



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ACCU-CHEK CONNECT

Word Mark ACCU-CHEK CONNECT
Goods and Services IC 009. US 021 023 026 036 038. G & S: Software for medical purposes, namely, for formatting, viewing and transmitting medical data collected and stored on blood glucose meters and insulin pumps to portable electronic devices and vice versa. FIRST USE: 20150901. FIRST USE IN COMMERCE: 20150901
Standard Characters Claimed
Mark Drawing Code (4) STANDARD CHARACTER MARK
Serial Number 86185145
Filing Date February 5, 2014
Current Basis 1A
Original Filing Basis 1B
Published for Opposition May 13, 2014
Registration Number 4846710
Registration Date November 3, 2015
Owner (REGISTRANT) Roche Diabetes Care GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 68305 Manheim FED REP GERMANY
Attorney of Record D. Michael Young
Prior Registrations 2651417;2681644;3348704;AND OTHERS
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ACCU-CHEK CONNECT

Word Mark	ACCU-CHEK CONNECT
Goods and Services	IC 044. US 100 101. G & S: services related to the field of diabetes for professionals and patients, namely, medical consultation, documentation in the nature of maintaining files and records concerning the medical condition of individuals, and providing information about diabetes via a website on the internet. FIRST USE: 20100413. FIRST USE IN COMMERCE: 20100413
Standard Characters Claimed	
Mark Drawing Code	(4) STANDARD CHARACTER MARK
Serial Number	86185123
Filing Date	February 5, 2014
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	May 6, 2014
Registration Number	4592941
Registration Date	August 26, 2014
Owner	(REGISTRANT) Roche Diagnostics GmbH LIMITED LIABILITY COMPANY FED REP GERMANY Sandhofer Strasse 116 68305 Mannheim FED REP GERMANY
Attorney of Record	D. Michael Young
Prior Registrations	2403536;3348704;3481185;AND OTHERS
Type of Mark	SERVICE MARK
Register	PRINCIPAL
Live/Dead Indicator	LIVE

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