

ESTTA Tracking number: **ESTTA739219**

Filing date: **04/11/2016**

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 party opposes registration of the indicated application.

Opposer Information

Name	Groupon, Inc.
Granted to Date of previous extension	04/10/2016
Address	600 West Chicago Avenue Chicago, IL 60654 UNITED STATES

Attorney information	Eric J. Maiers Greenberg Traurig, LLP 77 W. Wacker Drive Suite 3100 Chicago, IL 60601 UNITED STATES chiipmail@gtlaw.com, maierse@gtlaw.com, horwitzb@gtlaw.com, malloyd@gtlaw.com Phone:312.456.8400
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Applicant Information

Application No	86638062	Publication date	10/13/2015
Opposition Filing Date	04/11/2016	Opposition Period Ends	04/10/2016
Applicant	Eventa Global, Inc. Suite 312 Celebration, FL 34747 UNITED STATES		

Goods/Services Affected by Opposition

Class 042. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Providing non-downloadable software for hotels, conference centers, and operators of meeting facilities for group search and business prospecting utilizing group-specific data on customer group type, booking window, average rate, space used, geographic region, peak room nights, total room nights, and other customer group-specific data

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.	3685954	Application Date	03/10/2009
Registration Date	09/22/2009	Foreign Priority Date	NONE

Word Mark	GROUPON
Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2008/10/21 First Use In Commerce: 2008/10/21 promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information

U.S. Registration No.	4867729	Application Date	04/03/2014
Registration Date	12/08/2015	Foreign Priority Date	NONE

Word Mark	GROUPON
Design Mark	
Description of Mark	NONE
Goods/Services	Class 009. First use: First Use: 2014/12/18 First Use In Commerce: 2014/12/18 Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer software for promoting goods and services, for online retail store services featuring goods and services, for providing information and reviews concerning travel services and destinations, and for providing a website featuring ratings, reviews, and recommendations on events and activities in entertainment; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for promoting goods and services, for online retail store services featuring goods and services, for providing information and reviews concerning travel services and destinations, and for providing a website featurin-

	gratings, reviews, and recommendations on events and activities in entertainment; downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet
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U.S. Registration No.	4874693	Application Date	07/03/2012
Registration Date	12/22/2015	Foreign Priority Date	NONE
Word Mark	GROUPON		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2014/12/18 First Use In Commerce: 2014/12/18 Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers</p> <p>Class 042. First use: First Use: 2014/12/18 First Use In Commerce: 2014/12/18 Providing use of cloud-based non-downloadable software for processing payment transactions, voucher redemption, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services</p>		

U.S. Registration No.	4744246	Application Date	07/03/2012
Registration Date	05/26/2015	Foreign Priority Date	NONE
Word Mark	GROUPON		
Design Mark			

Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2012/03/09 First Use In Commerce: 2012/03/09 downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet</p> <p>Class 035. First use: First Use: 2008/10/21 First Use In Commerce: 2008/10/21 Business planning and management for the marketing, promoting or advertising the goods and services of others; online retail store services via computer featuring a wide variety of consumer goods of others; administration of a customer loyalty reward program for participants to obtain benefits from purchases of a company's goods and services; providing marketplace information, namely, commercial information on merchants, consumer products, business events and services; arranging for the sale of event admission vouchers via a website and wireless devices; and appointment scheduling services; providing a web site featuring ratings, reviews and recommendations on merchants, consumer products, business events and services</p> <p>Class 036. First use: First Use: 2012/09/19 First Use In Commerce: 2012/09/19 Credit and debit card transaction processing services</p> <p>Class 039. First use: First Use: 2011/07/12 First Use In Commerce: 2011/07/12 Providing information and providing reviews concerning travel services and destination stays</p> <p>Class 041. First use: First Use: 2012/03/09 First Use In Commerce: 2012/03/09 Online ticket agency services, namely, providing tickets and vouchers for admission to sporting, cultural and entertainment events</p> <p>Class 043. First use: First Use: 2011/07/12 First Use In Commerce: 2011/07/12 Providing information and reviews regarding hotels and temporary housing accommodations</p>

U.S. Registration No.	3994088	Application Date	01/27/2011
Registration Date	07/12/2011	Foreign Priority Date	NONE

Word Mark	GROUPONICUS
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Design Mark	
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Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 2010/11/22 First Use In Commerce: 2010/11/22 promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information

U.S. Registration No.	3965842	Application Date	09/23/2010
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Registration Date	05/24/2011	Foreign Priority Date	NONE
Word Mark	GROUPONWORKS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2009/06/08 First Use In Commerce: 2009/06/08 promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information		

U.S. Registration No.	4068591	Application Date	01/20/2011
Registration Date	12/06/2011	Foreign Priority Date	NONE
Word Mark	GROUPONLIVE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 2011/05/09 First Use In Commerce: 2011/05/09 Promoting the goods and services of others by providing a web site featuring coupons, rebates, price-comparison information, product reviews, links to the retail web sites of others, and discount information		

U.S. Registration No.	4580428	Application Date	03/22/2011
Registration Date	08/05/2014	Foreign Priority Date	NONE
Word Mark	GROUPON NOW		

Design Mark	GROUPON NOW
Description of Mark	NONE
Goods/Services	<p>Class 009. First use: First Use: 2014/04/23 First Use In Commerce: 2014/04/23 computer application software for mobile digital devices, namely, software that allows users to access coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information</p> <p>Class 035. First use: First Use: 2014/04/23 First Use In Commerce: 2014/04/23 promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information; advertising and marketing services, namely, promoting the brands, goods and services of others; arranging online sales campaigns for business and advertising purposes of others; planning and management for marketing, promoting or advertising the goods and services of others</p> <p>Class 041. First use: First Use: 2014/04/23 First Use In Commerce: 2014/04/23 electronic publication of information relating to the products and services of others, namely, price-comparison information, product reviews and discount information</p>

U.S. Application No.	85668414	Application Date	07/03/2012
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	GROUPON
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Design Mark	
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Description of Mark	The mark consists of the word "GROUPON" inside a trapezium that is surrounded by a border.
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Goods/Services	<p>Class 009. First use: First Use: 0 First Use In Commerce: 0</p> <p>Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic</p>
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card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet

Class 035. First use: First Use: 0 First Use In Commerce: 0
 Business planning and management for the marketing, promoting or advertising the goods and services of others; online retail store services via computer featuring a wide variety of consumer goods of others; administration of a customer loyalty reward program for participants to obtain benefits from purchases of a company's goods and services; providing marketplace information, namely, commercial information on merchants, consumer products, business events and services; arranging for the sale of event admission vouchers via a website and wireless devices; and appointment scheduling services; providing a web site featuring ratings, reviews and recommendations on merchants, consumer products, business events and services

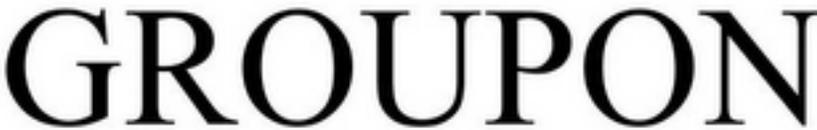
Class 036. First use: First Use: 0 First Use In Commerce: 0
 Credit and debit card transaction processing services

Class 039. First use: First Use: 0 First Use In Commerce: 0
 Providing information and providing reviews concerning travel services and destination stays

Class 041. First use: First Use: 0 First Use In Commerce: 0
 Online ticket agency services, namely, providing tickets and vouchers for admission to sporting, cultural and entertainment events

Class 042. First use: First Use: 0 First Use In Commerce: 0
 Providing use of cloud-based non-downloadable software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services

Class 043. First use: First Use: 0 First Use In Commerce: 0
 Providing information and reviews regarding hotels and temporary housing accommodations

U.S. Application No.	86961190	Application Date	04/01/2016
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	GROUPON		
Design Mark			
Description of Mark	NONE		

Goods/Services	Class 039. First use: First Use: 0 First Use In Commerce: 0 food delivery; providing a website featuring information regarding transportation services and bookings for transportation services; transport by motorized vehicles; travel arrangement, namely, arranging vehicle transportation
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Attachments	77687604#TMSN.png(bytes) 86240902#TMSN.png(bytes) 85668357#TMSN.png(bytes) 85979543#TMSN.png(bytes) 85228084#TMSN.png(bytes) 85136402#TMSN.png(bytes) 85222076#TMSN.png(bytes) 85273141#TMSN.png(bytes) 85668414#TMSN.png(bytes) 86961190#TMSN.png(bytes) Notice of Opposition.pdf(1925426 bytes)
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Certificate of Service

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

Signature	/Eric J. Maiers/
Name	Eric J. Maiers
Date	04/11/2016

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

In the Matter of Trademark Application Serial No. 86/638,062
Published October 13, 2015.

GROUPON, INC.,)	
)	
Opposer,)	
)	
v.)	OPPOSITION NO.
)	
EVENTA GLOBAL, INC.)	
)	
Applicant.)	
)	

NOTICE OF OPPOSITION

Groupon, Inc. (“Groupon”), a corporation duly organized and existing under the laws of the State of Delaware, with its principal place of business at 600 West Chicago Avenue, Chicago, Illinois 60654, believes it will be damaged by the registration of the mark GROUPONOMICS (the “GROUPONOMICS Mark”), as shown in U.S. Appl. No. 86/638,062 (the “GROUPONOMICS Application”), in the name of Eventa Global, Inc. (“Applicant”), 1420 Celebration Blvd. Suite 312, Celebration, FL 34747, and accordingly opposes same.

In support of this Opposition, Groupon states as follows:

1. Groupon is a global leader in the online collective buying marketplace. Groupon connects merchants to consumers and vice versa by promoting the goods and services of merchants through its website and mobile applications, which feature deal vouchers, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information, as well as other services, including providing online dashboards to enable merchants to view and customize, and access analytics for, their deals (the “Groupon Services”). Groupon owns and uses in commerce the distinctive mark GROUPON and several GROUPON-

formative marks, including GROUPON NOW, GROUPON PAYMENTS, GROUPON GOODS, GROUPON RESERVE, GROUPONICUS, GROUPONWORKS, GROUPONLIVE, and others (collectively the “GROUPON Marks”) in connection with the Groupon Services. Groupon has continuously used at least some of the GROUPON Marks in commerce since at least as early as October 21, 2008, in connection with the Groupon Services.

2. Each day, Groupon features daily deals on the best things to do, see, eat, and buy throughout the locales it serves. For example, Groupon has featured offers for helicopter rides, skydiving trips, fitness classes, horse and carriage rides, photography sessions, spa treatments and restaurant meals, travel packages and tickets to live events. Groupon delivers these deals to customers, and provides the Groupon Services under one or more GROUPON Marks through its website at www.groupon.com, through e-mail marketing, and through its mobile application software.

4. Groupon also offers a variety of travel-related packages and services, such as (1) providing to consumers information and user reviews relating to third party travel services, hotels, destination stays, and temporary housing accommodations, and (2) offering to consumers hotel and travel packages, including airfare and accommodations, by featuring deal vouchers, rebates, price-comparison information, product reviews, links to the websites of others, and discount information (collectively, the “Groupon Travel Services”). Groupon delivers these travel deals and services to customers, and provides the Groupon Travel Services under one or more GROUPON Marks, through its website at www.groupon.com/getaways, through e-mail marketing, and through its mobile application software. Groupon has continuously used at least some of the GROUPON Marks in commerce in connection with the Groupon Travel Services since at least as early as July 12, 2011.

5. In addition to its website and email marketing, Groupon offers computer software in the nature of downloadable mobile applications and non-downloadable software under various GROUPON Marks (the “Groupon Software”). Among other services, Groupon provides the Groupon Services and the Groupon Travel Services to customers and merchants through the Groupon Software. The Groupon Software not only allows consumers to view deals and other information, but also gives the merchants business planning and management tools. Specifically, the Groupon Software allows them to view, offer, and analyze deals and information about them. This enables Merchants to review performance and other metrics among their customers.

6. Groupon owns a number of federal trademark registrations for the GROUPON Marks as set forth below:

Mark	Reg. No.	Reg. Date	Goods/Services
GROUPON	3,685,954	September 22, 2009	Class 35: Promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information.
GROUPON	4,867,729	December 8, 2015	Class 9: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer software for promoting goods and services, for online retail store services featuring goods and services, for providing information and reviews concerning travel services and destinations, and for providing a website featuring ratings, reviews, and recommendations on events and activities in entertainment; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for promoting goods and services, for online retail store services featuring goods and services, for providing information and reviews concerning travel services and destinations, and for providing a website featuring ratings, reviews, and recommendations on events and activities in entertainment; downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet

GROUPON	4,874,693	December 22, 2015	<p>Class 9: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers</p> <p>Class 42: Providing use of cloud-based non-downloadable software for processing payment transactions, voucher redemption, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services</p>
GROUPON	4,744,246	May 26, 2015	<p>Class 9: downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet.</p> <p>Class 35: Business planning and management for the marketing, promoting or advertising the goods and services of others; online retail store services via computer featuring a wide variety of consumer goods of others; administration of a customer loyalty reward program for participants to obtain benefits from purchases of a company's goods and services; providing marketplace information, namely, commercial information on merchants, consumer products, business events and services; arranging for the sale of event admission vouchers via a website and wireless devices; and appointment scheduling services; providing a web site featuring ratings, reviews and recommendations on merchants, consumer products, business events and services.</p> <p>Class 36: Credit and debit card transaction processing services.</p> <p>Class 39: Providing information and providing reviews concerning travel services and destination stays.</p> <p>Class 41: Online ticket agency services, namely, providing tickets and vouchers for admission to sporting, cultural and entertainment events.</p> <p>Class 43: Providing information and reviews regarding hotels and temporary housing accommodations.</p>
GROUPONICUS	3,994,088	July 12, 2011	<p>Class 35: Promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information.</p>
GROUPONWORKS	3,965,842	May 24, 2011	<p>Class 35: Promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information.</p>
GROUPONLIVE	4,068,591	December 6, 2011	<p>Class 35: Promoting the goods and services of others by providing a web site featuring coupons, rebates, price-comparison information, product reviews, links to the retail web sites of others, and discount information.</p>

GROUPON NOW	4,580,428	August 5, 2014	<p>Class 9: computer application software for mobile digital devices, namely, software that allows users to access coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information.</p> <p>Class 35: promoting the goods and services of others by providing a website featuring coupons, rebates, price-comparison information, product reviews, links to the retail websites of others, and discount information; advertising and marketing services, namely, promoting the brands, goods and services of others; arranging online sales campaigns for business and advertising purposes of others; planning and management for marketing, promoting or advertising the goods and services of others.</p> <p>Class 41: electronic publication of information relating to the products and services of others, namely, price-comparison information, product reviews and discount information.</p>
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7. Copies of the federal registration certificates for the above-referenced registrations are attached as Exhibit 1. These federal registrations are valid, subsisting and in full force and effect. Groupon’s federal registration certificates are prima facie evidence of the validity of these marks as well as Groupon’s ownership and exclusive right to use these marks in connection with the identified services. 15 U.S.C. § 1057(b). Moreover, the first registration listed above, U.S. Reg. No. 3,685,954, has become incontestable. 15 U.S.C. § 1065.

8. Groupon also owns a number of federal trademark applications for the GROUPON Marks as set forth below:

Mark	Appl. No.	Filing Date	Relevant Goods/Services
GROUPON	85/668,357	July 3, 2012	<p>Class 9: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers</p> <p>Class 42: Providing use of cloud-based non-downloadable software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services</p>

	85/668,414	July 3, 2012	<p>Class 9: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet</p> <p>Class 35: Business planning and management for the marketing, promoting or advertising the goods and services of others; online retail store services via computer featuring a wide variety of consumer goods of others; administration of a customer loyalty reward program for participants to obtain benefits from purchases of a company's goods and services; providing marketplace information, namely, commercial information on merchants, consumer products, business events and services; arranging for the sale of event admission vouchers via a website and wireless devices; and appointment scheduling services; providing a web site featuring ratings, reviews and recommendations on merchants, consumer products, business events and services</p> <p>Class 39: Providing information and providing reviews concerning travel services and destination stays</p> <p>Class 42: Providing use of cloud-based non-downloadable software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services</p> <p>Class 43: Providing information and reviews regarding hotels and temporary housing accommodations</p>
GROUPON	86/961,190	April 1, 2016	<p>Class 39: food delivery; providing a website featuring information regarding transportation services and bookings for transportation services; transport by motorized vehicles; travel arrangement, namely, arranging vehicle transportation</p>

9. Copies of the TSDR printouts for the above-referenced applications are attached as Exhibit 2.

10. Groupon has invested considerable money, time, and effort into the development of the GROUPON Marks for use in connection with the Groupon Services, the Groupon Software, and the Groupon Travel Services. The GROUPON Marks have become assets of immense value for Groupon, are immediately recognizable, and serve as well-known indicators of source of the company's high quality goods and services.

11. By reason of the extensive advertising, promotion and sale of the Groupon Services, the Groupon Software and the Groupon Travel Services under the GROUPON Marks, Groupon has developed enormous goodwill in connection with the GROUPON Marks.

12. Groupon also uses, but has yet not registered, other GROUPON-formative marks for use in connection with services that are related to the Groupon Services, the Groupon Software and the Groupon Travel Services, for which Groupon owns common law rights. Groupon also owns common law rights in the marks listed above in Paragraphs 6 and 8.

13. Applicant filed the GROUPONOMICS Application on May 21, 2015, pursuant to Section 1(b) of the Lanham Act, representing that the Applicant had a *bona fide* intent to use the mark in commerce as of the filing date. 15 U.S.C. § 1051(b). The GROUPONOMICS Application covers the following services: “Providing non-downloadable software for hotels, conference centers, and operators of meeting facilities for group search and business prospecting utilizing group-specific data on customer group type, booking window, average rate, space used, geographic region, peak room nights, total room nights, and other customer group-specific data” in Class 42 (the “GROUPONOMICS Services”).

14. The filing date for the GROUPONOMICS Application occurred (1) after Groupon’s first use of the GROUPON Marks for the Groupon Services, the Groupon Software, and the Groupon Travel Services; (2) after the U.S. Patent & Trademark Office had already issued several federal registrations for the GROUPON Marks listed above in Paragraph 6 for the Groupon Services and the Groupon Software; and (3) after Groupon filed certain applications listed above in Paragraph 8 and each of the applications listed above in Paragraph 8 for the Groupon Services, the Groupon Software and/or the Groupon Travel Services.

15. The GROUPONOMICS Mark is confusingly similar in sight, sound, and commercial impression to the GROUPON Marks, most importantly because it prominently begins with and contains the famous GROUPON mark in its entirety.

16. The GROUPONOMICS Services are very similar to the Groupon Services, Groupon Travel Services and the Groupon Software, all of which are the subject of earlier-filed U.S. trademark applications and registrations for GROUPON-formative marks, as set forth above in Paragraphs 6 and 8. As stated above, Groupon provides many services to merchants to provide analytics about their sales and businesses, and Groupon provides travel packages by working with travel merchants, including hoteliers and their agents. Such services provided by Groupon are highly similar and closely related to the GROUPONOMICS Services, specifically, the “group-specific data” (i.e., analytics), provided to hoteliers and other similar merchants.

17. At the time it filed the GROUPONOMICS Application, Applicant had constructive knowledge of Groupon’s rights in the GROUPON Marks with respect to the Groupon Services, the Groupon Software and the Groupon Travel Services. Further, Applicant may then have had actual knowledge of Groupon’s rights in the GROUPON Marks in connection with the Groupon Services, the Groupon Software and/or the Groupon Travel Services.

18. Registration of the GROUPONOMICS Mark for the GROUPONOMICS Services is likely to cause confusion in the minds of the public, is likely to deceive purchasers as to the source or origin of those goods and services, and is likely to mislead consumers, all to Groupon’s damage. The public and consumers, upon seeing the GROUPONOMICS Mark in connection with the GROUPONOMICS Services, would believe that such services originate, are affiliated with, or are endorsed by Groupon. Accordingly, registration of the GROUPONOMICS Mark

would damage Groupon, and registration should therefore be refused pursuant to 15 U.S.C. §1052.

WHEREFORE, Groupon believes that it will be damaged by registration of the GROUPONOMICS Mark, which is the subject of United States Trademark Application Serial No. 86/638,062, and therefore respectfully requests that such registration be refused.

Respectfully submitted,

GREENBERG TRAURIG, LLP

Dated: April 11, 2015

/s/ Eric J. Maiers

Eric J. Maiers

One of Attorneys for Opposer

Mark R. Galis
Eric J. Maiers
Barry R. Horwitz
Greenberg Traurig, LLP
77 West Wacker Drive, Suite 3100
Chicago, IL 60601
(312) 456-8400

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing NOTICE OF OPPOSITION has been served via first class mail this 11th day of April, 2016, to:

Charles G. Zug
Nelson Mullins Riley & Scarborough LLP
Meridian, 17th Floor
1320 Main Street, Columbia, SC 29201
Geordie.Zug@nelsonmullins.com

/s/ Kristin Matthews _____
Kristin Matthews

EXHIBIT 1

United States of America

United States Patent and Trademark Office

GROUPON

Reg. No. 3,685,954 THE POINT, INC. (DELAWARE CORPORATION)
Registered Sep. 22, 2009 600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

Int. Cl.: 35 FOR: PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING A WEBSITE
FEATURING COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT
REVIEWS, LINKS TO THE RETAIL WEBSITES OF OTHERS, AND DISCOUNT INFORMATION,
IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

**SERVICE MARK
PRINCIPAL REGISTER**

FIRST USE 10-21-2008; IN COMMERCE 10-21-2008.

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

OWNER OF U.S. REG. NO. 3,513,882.

SER. NO. 77-687,604, FILED 3-10-2009.

JASON TURNER, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

United States of America
United States Patent and Trademark Office

GROUPON

Reg. No. 4,867,729

Registered Dec. 8, 2015

Int. Cl.: 9

TRADEMARK

PRINCIPAL REGISTER

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

FOR: COMPUTER HARDWARE AND SOFTWARE FOR PROCESSING PAYMENT TRANSACTIONS, PROCESSING POINT OF SALE TRANSACTIONS, VOUCHER REDEMPTION, APPOINTMENT SCHEDULING, ANALYZING MERCHANT TRANSACTIONS, AND FOR EVALUATING AND MANAGING INFORMATION ON BUSINESS PERFORMANCE AND CUSTOMERS; COMPUTER SOFTWARE FOR PROMOTING GOODS AND SERVICES, FOR ONLINE RETAIL STORE SERVICES FEATURING GOODS AND SERVICES, FOR PROVIDING INFORMATION AND REVIEWS CONCERNING TRAVEL SERVICES AND DESTINATIONS, AND FOR PROVIDING A WEBSITE FEATURING RATINGS, REVIEWS, AND RECOMMENDATIONS ON EVENTS AND ACTIVITIES IN ENTERTAINMENT; COMPUTER HARDWARE, NAMELY, ELECTRONIC CARD READERS FOR ELECTRONICALLY READABLE CARDS; COMPUTER APPLICATION SOFTWARE FOR MOBILE PHONES, SMART PHONES, PC TABLETS, AND ELECTRONIC TABLETS FOR PROCESSING PAYMENT TRANSACTIONS, PROCESSING POINT OF SALE TRANSACTIONS, VOUCHER REDEMPTION, APPOINTMENT SCHEDULING, ANALYZING MERCHANT TRANSACTIONS, AND FOR EVALUATING AND MANAGING INFORMATION ON BUSINESS PERFORMANCE AND CUSTOMERS; COMPUTER APPLICATION SOFTWARE FOR MOBILE PHONES, SMART PHONES, PC TABLETS, AND ELECTRONIC TABLETS FOR PROMOTING GOODS AND SERVICES, FOR ONLINE RETAIL STORE SERVICES FEATURING GOODS AND SERVICES, FOR PROVIDING INFORMATION AND REVIEWS CONCERNING TRAVEL SERVICES AND DESTINATIONS, AND FOR PROVIDING A WEBSITE FEATURING RATINGS, REVIEWS, AND RECOMMENDATIONS ON EVENTS AND ACTIVITIES IN ENTERTAINMENT; DOWNLOADABLE VOUCHERS IN THE NATURE OF TICKETS FOR ADMISSION TO SPORTING, CULTURAL, AND ENTERTAINMENT EVENTS, VIA THE INTERNET, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).



Michelle K. Lee

Director of the United States
Patent and Trademark Office

FIRST USE 12-18-2014; IN COMMERCE 12-18-2014.

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

OWNER OF U.S. REG. NOS. 3,685,954, 4,302,184, AND OTHERS.

SN 86-240,902, FILED 4-3-2014.

Reg. No. 4,867,729 ANNIE NOBLE, EXAMINING ATTORNEY

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

United States of America
United States Patent and Trademark Office

GROUPON

Reg. No. 4,874,693

Registered Dec. 22, 2015

Int. Cls.: 9 and 42

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

FOR: COMPUTER HARDWARE AND SOFTWARE FOR PROCESSING PAYMENT TRANSACTIONS, PROCESSING POINT OF SALE TRANSACTIONS, VOUCHER REDEMPTION, APPOINTMENT SCHEDULING, ANALYZING MERCHANT TRANSACTIONS, AND FOR EVALUATING AND MANAGING INFORMATION ON BUSINESS PERFORMANCE AND CUSTOMERS; COMPUTER HARDWARE, NAMELY, ELECTRONIC CARD READERS FOR ELECTRONICALLY READABLE CARDS; COMPUTER APPLICATION SOFTWARE FOR MOBILE PHONES, SMART PHONES, PC TABLETS, AND ELECTRONIC TABLETS FOR PROCESSING PAYMENT TRANSACTIONS, PROCESSING POINT OF SALE TRANSACTIONS, VOUCHER REDEMPTION, APPOINTMENT SCHEDULING, ANALYZING MERCHANT TRANSACTIONS, AND FOR EVALUATING AND MANAGING INFORMATION ON BUSINESS PERFORMANCE AND CUSTOMERS, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 12-18-2014; IN COMMERCE 12-18-2014.

FOR: PROVIDING USE OF CLOUD-BASED NON-DOWNLOADABLE SOFTWARE FOR PROCESSING PAYMENT TRANSACTIONS, VOUCHER REDEMPTION, ANALYZING MERCHANT TRANSACTIONS, AND FOR EVALUATING AND MANAGING INFORMATION ON BUSINESS PERFORMANCE AND CUSTOMERS AND ADVERTISING AND MARKETING SERVICES, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 12-18-2014; IN COMMERCE 12-18-2014.

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

OWNER OF U.S. REG. NOS. 3,685,954, 4,068,591, AND OTHERS.

SN 85-668,357, FILED 7-3-2012.

WILLIAM VERHOSEK, EXAMINING ATTORNEY



Michelle K. Lee
Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*
What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*
What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

United States of America
United States Patent and Trademark Office

GROUPON

Reg. No. 4,744,246

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

Registered May 26, 2015

**Int. Cls.: 9, 35, 36, 39, 41,
and 43**

FOR: DOWNLOADABLE VOUCHERS IN THE NATURE OF TICKETS FOR ADMISSION TO SPORTING, CULTURAL, AND ENTERTAINMENT EVENTS, VIA THE INTERNET, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

TRADEMARK

FIRST USE 3-9-2012; IN COMMERCE 3-9-2012.

SERVICE MARK

FOR: BUSINESS PLANNING AND MANAGEMENT FOR THE MARKETING, PROMOTING OR ADVERTISING THE GOODS AND SERVICES OF OTHERS; ONLINE RETAIL STORE SERVICES VIA COMPUTER FEATURING A WIDE VARIETY OF CONSUMER GOODS OF OTHERS; ADMINISTRATION OF A CUSTOMER LOYALTY REWARD PROGRAM FOR PARTICIPANTS TO OBTAIN BENEFITS FROM PURCHASES OF A COMPANY'S GOODS AND SERVICES; PROVIDING MARKETPLACE INFORMATION, NAMELY, COMMERCIAL INFORMATION ON MERCHANTS, CONSUMER PRODUCTS, BUSINESS EVENTS AND SERVICES; ARRANGING FOR THE SALE OF EVENT ADMISSION VOUCHERS VIA A WEBSITE AND WIRELESS DEVICES; AND APPOINTMENT SCHEDULING SERVICES; PROVIDING A WEB SITE FEATURING RATINGS, REVIEWS AND RECOMMENDATIONS ON MERCHANTS, CONSUMER PRODUCTS, BUSINESS EVENTS AND SERVICES, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

PRINCIPAL REGISTER

FIRST USE 10-21-2008; IN COMMERCE 10-21-2008.

FOR: CREDIT AND DEBIT CARD TRANSACTION PROCESSING SERVICES, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 9-19-2012; IN COMMERCE 9-19-2012.

FOR: PROVIDING INFORMATION AND PROVIDING REVIEWS CONCERNING TRAVEL SERVICES AND DESTINATION STAYS, IN CLASS 39 (U.S. CLS. 100 AND 105).

FIRST USE 7-12-2011; IN COMMERCE 7-12-2011.



Michelle K. Lee

Director of the United States
Patent and Trademark Office

Reg. No. 4,744,246 FOR: ONLINE TICKET AGENCY SERVICES, NAMELY, PROVIDING TICKETS AND VOUCHERS FOR ADMISSION TO SPORTING, CULTURAL AND ENTERTAINMENT EVENTS, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 3-9-2012; IN COMMERCE 3-9-2012.

FOR: PROVIDING INFORMATION AND REVIEWS REGARDING HOTELS AND TEMPORARY HOUSING ACCOMMODATIONS, IN CLASS 43 (U.S. CLS. 100 AND 101).

FIRST USE 7-12-2011; IN COMMERCE 7-12-2011.

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

OWNER OF U.S. REG. NOS. 3,685,954, 4,068,591, AND OTHERS.

SN 85-979,543, FILED 7-3-2012.

WILLIAM VERHOSEK, EXAMINING ATTORNEY

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.* See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the United States Patent and Trademark Office (USPTO). The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

NOTE: A courtesy e-mail reminder of USPTO maintenance filing deadlines will be sent to trademark owners/holders who authorize e-mail communication and maintain a current e-mail address with the USPTO. To ensure that e-mail is authorized and your address is current, please use the Trademark Electronic Application System (TEAS) Correspondence Address and Change of Owner Address Forms available at <http://www.uspto.gov>.

United States of America

United States Patent and Trademark Office

GROUPONICUS

Reg. No. 3,994,088

Registered July 12, 2011

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

FOR: PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING A WEBSITE FEATURING COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS, LINKS TO THE RETAIL WEBSITES OF OTHERS, AND DISCOUNT INFORMATION, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 11-22-2010; IN COMMERCE 11-22-2010.

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

OWNER OF U.S. REG. NOS. 3,513,882 AND 3,685,954.

SER. NO. 85-228,084, FILED 1-27-2011.

MARK SHINER, EXAMINING ATTORNEY



David J. Kyffers

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

United States of America

United States Patent and Trademark Office

GROUPONWORKS

Reg. No. 3,965,842

Registered May 24, 2011

Int. Cl.: 35

SERVICE MARK

PRINCIPAL REGISTER

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

FOR: PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING A WEBSITE FEATURING COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS, LINKS TO THE RETAIL WEBSITES OF OTHERS, AND DISCOUNT INFORMATION, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 6-8-2009; IN COMMERCE 6-8-2009.

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

OWNER OF U.S. REG. NOS. 3,513,882 AND 3,685,954.

SER. NO. 85-136,402, FILED 9-23-2010.

GINA FINK, EXAMINING ATTORNEY



David J. Kyjars

Director of the United States Patent and Trademark Office

United States of America
United States Patent and Trademark Office

GROUPONLIVE

Reg. No. 4,068,591

GROUPON, INC. (DELAWARE CORPORATION)
600 WEST CHICAGO AVENUE
CHICAGO, IL 60654

Registered Dec. 6, 2011

Int. Cl.: 35

FOR: PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING A WEB SITE FEATURING COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS, LINKS TO THE RETAIL WEB SITES OF OTHERS, AND DISCOUNT INFORMATION, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

SERVICE MARK

PRINCIPAL REGISTER

FIRST USE 5-9-2011; IN COMMERCE 5-9-2011.

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

OWNER OF U.S. REG. NOS. 3,513,882 AND 3,685,954.

SN 85-222,076, FILED 1-20-2011.

MARK SHINER, EXAMINING ATTORNEY



David J. Kyfos

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*

What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*

What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

***ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. *See* 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. *See* 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

United States of America

United States Patent and Trademark Office

GROUPON NOW

Reg. No. 4,580,428

Registered Aug. 5, 2014

Int. Cls.: 9, 35, and 41

TRADEMARK

SERVICE MARK

PRINCIPAL REGISTER

GROUPON, INC. (DELAWARE CORPORATION)
600 W. CHICAGO AVENUE
CHICAGO, IL 60654

FOR: COMPUTER APPLICATION SOFTWARE FOR MOBILE DIGITAL DEVICES, NAMELY, SOFTWARE THAT ALLOWS USERS TO ACCESS COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS, LINKS TO THE RETAIL WEBSITES OF OTHERS, AND DISCOUNT INFORMATION, IN CLASS 9 (U.S. CLS. 21, 23, 26, 36 AND 38).

FIRST USE 4-23-2014; IN COMMERCE 4-23-2014.

FOR: PROMOTING THE GOODS AND SERVICES OF OTHERS BY PROVIDING A WEBSITE FEATURING COUPONS, REBATES, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS, LINKS TO THE RETAIL WEBSITES OF OTHERS, AND DISCOUNT INFORMATION; ADVERTISING AND MARKETING SERVICES, NAMELY, PROMOTING THE BRANDS, GOODS AND SERVICES OF OTHERS; ARRANGING ONLINE SALES CAMPAIGNS FOR BUSINESS AND ADVERTISING PURPOSES OF OTHERS; PLANNING AND MANAGEMENT FOR MARKETING, PROMOTING OR ADVERTISING THE GOODS AND SERVICES OF OTHERS, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 4-23-2014; IN COMMERCE 4-23-2014.

FOR: ELECTRONIC PUBLICATION OF INFORMATION RELATING TO THE PRODUCTS AND SERVICES OF OTHERS, NAMELY, PRICE-COMPARISON INFORMATION, PRODUCT REVIEWS AND DISCOUNT INFORMATION, IN CLASS 41 (U.S. CLS. 100, 101 AND 107).

FIRST USE 4-23-2014; IN COMMERCE 4-23-2014.

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

OWNER OF U.S. REG. NOS. 3,513,882 AND 3,685,954.

SN 85-273,141, FILED 3-22-2011.

CHERYL CLAYTON, EXAMINING ATTORNEY



Michelle K. Lee

Deputy Director of the United States
Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

Requirements in the First Ten Years*
What and When to File:

First Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. *See* 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

Second Filing Deadline: You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between the 9th and 10th years after the registration date.*
See 15 U.S.C. §1059.

Requirements in Successive Ten-Year Periods*
What and When to File:

You must file a Declaration of Use (or Excusable Nonuse) **and** an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.*

Grace Period Filings*

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or
reminder of these filing requirements.**

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NOTE: Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

EXHIBIT 2

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Mark: GROUPON

GROUPON

US Serial Number: 85668357

Application Filing Date: Jul. 03, 2012

US Registration Number: 4874693

Registration Date: Dec. 22, 2015

Register: Principal

Mark Type: Trademark, Service Mark

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

Status Date: Dec. 22, 2015

Publication Date: Feb. 18, 2014

Notice of Allowance Date: Apr. 15, 2014

Mark Information

Mark Literal Elements: GROUPON

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

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

Related Properties Information

International Registration Number: 1206094

International Application(s) /Registration(s) Based on this Property: A0041892/1206094

Claimed Ownership of US Registrations: 3685954, 4010592, 4068591 and others

Parent Of: 85979543

Goods and Services

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

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

For: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 18, 2014

Use in Commerce: Dec. 18, 2014

For: Providing use of cloud-based non-downloadable software for processing payment transactions, voucher redemption, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 18, 2014

Use in Commerce: Dec. 18, 2014

Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

Current Owner(s) Information

Owner Name: Groupon, Inc.

Owner Address: 600 West Chicago Avenue
Chicago, ILLINOIS 60654
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where Organized: DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mark R. Galis

Attorney Primary Email Address: chiipmail@gtlaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Mark R. Galis
Greenberg Traurig, LLP
77 W. Wacker Drive
Suite 3100
Chicago, ILLINOIS 60601
UNITED STATES

Phone: 312.456.8400

Fax: 312.456.8435

Correspondent e-mail: chiipmail@gtlaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Dec. 22, 2015	REGISTERED-PRINCIPAL REGISTER	
Nov. 19, 2015	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Nov. 18, 2015	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Nov. 10, 2015	STATEMENT OF USE PROCESSING COMPLETE	66530
Oct. 07, 2015	USE AMENDMENT FILED	66530
Oct. 23, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66530
Oct. 08, 2015	TEAS STATEMENT OF USE RECEIVED	
Oct. 07, 2015	TEAS STATEMENT OF USE RECEIVED	
Apr. 22, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Apr. 22, 2015	CORRECTED NOA E-MAILED	

Apr. 21, 2015	EXTENSION 2 GRANTED	76538
Mar. 12, 2015	EXTENSION 2 FILED	76538
Apr. 21, 2015	DIVISIONAL PROCESSING COMPLETE	
Mar. 12, 2015	DIVISIONAL REQUEST RECEIVED	
Apr. 21, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76538
Mar. 12, 2015	TEAS REQUEST TO DIVIDE RECEIVED	
Mar. 12, 2015	TEAS EXTENSION RECEIVED	
Feb. 26, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 26, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 02, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 30, 2014	EXTENSION 1 GRANTED	98765
Sep. 30, 2014	EXTENSION 1 FILED	98765
Sep. 30, 2014	TEAS EXTENSION RECEIVED	
Apr. 15, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 18, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 18, 2014	PUBLISHED FOR OPPOSITION	
Jan. 29, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 10, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Jan. 10, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 10, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 10, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2014	EXAMINERS AMENDMENT -WRITTEN	77304
Jan. 09, 2014	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 21, 2013	WITHDRAWN FROM PUB - OG REVIEW QUERY	76621
Dec. 06, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Dec. 05, 2013	ASSIGNED TO LIE	70884
Nov. 12, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 04, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 04, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 04, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
May 02, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
May 02, 2013	FINAL REFUSAL E-MAILED	
May 02, 2013	FINAL REFUSAL WRITTEN	77304
Apr. 26, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Apr. 25, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Apr. 25, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Oct. 25, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 25, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 25, 2012	NON-FINAL ACTION WRITTEN	77304
Oct. 23, 2012	ASSIGNED TO EXAMINER	77304
Jul. 11, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 06, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Nov. 18, 2015

Proceedings

Summary

**Number of 2
Proceedings:**

Type of Proceeding: Opposition

Proceeding [91209480](#)
Number:

Filing Date: Aug 26, 2015

Status: Terminated

Status Date: Nov 23, 2015

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: 7180799 Canada Inc.

Correspondent Address: GOVINDA M DAVIS
COLLEN IP
80 S HIGHLAND AVE, THE HOLYOKE-MANHATTAN BUILDING
OSSINING NY , 10562
UNITED STATES

Correspondent e-mail: gdavis@collenip.com , docket@collenip.com , pmulhern@collenip.com , jcollen@collenip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPNGO	SU - Registration Review Complete	85559426	

Plaintiff(s)

Name: Groupon, Inc.

Correspondent Address: ERIC J MAIERS
GREENBERG TRAUIG LLP
77 W WACKER DRIVE, SUITE 3100
CHICAGO IL , 60601
UNITED STATES

Correspondent e-mail: maierse@gtlaw.com , horwitzb@gtlaw.com , matthewsk@gtlaw.com , chiipmail@gtlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPON	Registered	85668357	4874693
GROUPON	Third Extension - Granted	85668414	
GROUPON	Section 8 and 15 - Accepted and Acknowledged	77687604	3685954
GROUPON	Registered	85266548	4222645
GROUPONICUS	Registered	85228084	3994088
GROUPONWORKS	Registered	85136402	3965842
GROUPON RESERVE	Registered	85450098	4283740
GROUPONLIVE	Registered	85222076	4068591

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 25, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 25, 2013	Apr 06, 2013
3	PENDING, INSTITUTED	Feb 25, 2013	
4	D MOT FOR EXT W/ CONSENT	Mar 27, 2013	
5	EXTENSION OF TIME GRANTED	Mar 27, 2013	
6	D CHANGE OF CORRESP ADDRESS	May 03, 2013	
7	D MOT FOR EXT W/ CONSENT	May 03, 2013	
8	EXTENSION OF TIME GRANTED	May 03, 2013	
9	ANSWER	Jul 03, 2013	
10	P CHANGE OF CORRESP ADDRESS	Nov 06, 2013	
11	P MOTION FOR PROTECTIVE ORDER	Dec 10, 2013	
12	D MOT FOR EXT TO RESPOND W/OUT CONSENT	Dec 27, 2013	
13	P MOT FOR EXT OF SCHEDULE W/ CONSENT	Dec 28, 2013	
14	#13 GRANTED VIA ESTTA	Dec 28, 2013	
15	D CONSENT TO #12	Jan 06, 2014	
16	D OPP TO PROTECT; X-MOT TO COMPEL	Jan 14, 2014	
17	P REPLY FOR PROTECTIVE ORDER	Feb 06, 2014	

18	P MOT FOR EXT TO RESPOND W/CONSENT	Feb 09, 2014
19	P OPP TO COMPEL	Feb 21, 2014
20	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 06, 2014
21	TRIAL DATES RESET	Jun 17, 2014
22	P REQ FOR RECON	Jul 15, 2014
23	P MOT TO SUSP PEND DISP OUTSTNDNG MOT	Jul 15, 2014
24	TRIAL DATES RESET	Jul 18, 2014
25	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 04, 2014
26	SUSPENDED	Aug 07, 2014
27	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 20, 2014
28	SUSPENDED	Aug 20, 2014
29	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 01, 2014
30	SUSPENDED	Oct 01, 2014
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Nov 11, 2014
32	SUSPENDED	Nov 12, 2014
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 12, 2015
34	SUSPENDED	Jan 12, 2015
35	CHANGE OF CORRESP ADDRESS	Feb 05, 2015
36	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 09, 2015
37	SUSPENDED	Feb 09, 2015
38	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 10, 2015
39	SUSPENDED	Mar 16, 2015
40	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	May 14, 2015
41	SUSPENDED	May 20, 2015
42	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 16, 2015
43	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jul 20, 2015
44	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 26, 2015
45	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 25, 2015
46	SUSPENDED	Sep 29, 2015
47	P MOT FOR EXT W/ CONSENT	Oct 21, 2015
48	SUSPENDED	Oct 26, 2015
49	W/DRAW OF OPPOSITION	Nov 20, 2015
50	BD DECISION: DISMISSED W/ PREJ	Nov 23, 2015
51	TERMINATED	Nov 23, 2015

Type of Proceeding: Opposition

Proceeding Number: [91222081](#)

Filing Date: May 26, 2015

Status: Terminated

Status Date: May 26, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Team Inn, LLC

Correspondent Address: JEFFREY J NEIN
KEGLER BROWN HILL & RITTER CO LPA
65 E STATE ST , STE 1800
COLUMBUS OH , 43215-4294
UNITED STATES

Correspondent e-mail: trademarks@keglerbrown.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPINN	Abandoned - After Inter-Partes Decision	86328004	

Plaintiff(s)

Name: Groupon, Inc.

Correspondent Address: ERIC J MAIERS
GREENBERG TRAURIG LLP

77 W WACKER DRIVE, SUITE 3100
CHICAGO IL , 60601
UNITED STATES

Correspondent e-mail: chiipmail@gtlaw.com , horwitzb@gtlaw.com , maierse@gtlaw.com

Associated marks			
Mark	Application Status	Serial Number	Registration Number
GROUPON	Registered	85979543	4744246
GROUPON	Section 8 and 15 - Accepted and Acknowledged	77687604	3685954
GROUPON	Registered	85266548	4222645
GROUPONICUS	Registered	85228084	3994088
GROUPONWORKS	Registered	85136402	3965842
GROUPON RESERVE	Registered	85450098	4283740
GROUPONLIVE	Registered	85222076	4068591
GROUPON NOW	Registered	85273141	4580428
GROUPON	Registered	85668357	4874693
GROUPON	Third Extension - Granted	85668414	
GROUPON	Registered	86240902	4867729

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 26, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 26, 2015	Jul 05, 2015
3	PENDING, INSTITUTED	May 26, 2015	
4	P MOT FOR DEFAULT JUDGMENT	Jul 16, 2015	
5	BD DECISION: SUSTAINED	Aug 27, 2015	
6	TERMINATED	Aug 27, 2015	
7	BD DECISION: SUSTAINED	Aug 27, 2015	

Generated on: This page was generated by TSDR on 2016-04-07 16:08:10 EDT

Mark: GROUPON



US Serial Number: 85668414

Application Filing Date: Jul. 03, 2012

Register: Principal

Mark Type: Trademark, Service Mark

Status: A third request for extension of time to file a Statement of Use has been granted.

Status Date: Sep. 09, 2015

Publication Date: Feb. 18, 2014

Notice of Allowance Date: Apr. 15, 2014

Mark Information

Mark Literal Elements: GROUPON

Standard Character Claim: No

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

Description of Mark: The mark consists of the word "GROUPON" inside a trapezium that is surrounded by a border.

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

Design Search Code(s): 26.13.21 - Quadrilaterals that are completely or partially shaded

Related Properties Information

Claimed Ownership of US Registrations: 3685954, 4010592, 4068591 and others

Goods and Services

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

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

For: Computer hardware and software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; computer hardware, namely, electronic card readers for electronically readable cards; computer application software for mobile phones, smart phones, PC tablets, and electronic tablets for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers; downloadable vouchers in the nature of tickets for admission to sporting, cultural, and entertainment events, via the Internet

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(b)

For: Business planning and management for the marketing, promoting or advertising the goods and services of others; online retail store services via computer featuring a wide variety of consumer goods of others; administration of a customer loyalty reward program for participants to obtain benefits from purchases of a company's goods and services; providing marketplace information, namely, commercial information on merchants, consumer products, business events and services; arranging for the sale of event admission vouchers via a website and wireless devices; and appointment scheduling services; providing a web site featuring ratings, reviews and recommendations on merchants, consumer products, business events and services

International 035 - Primary Class

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

Class(es):**Class Status:** ACTIVE**Basis:** 1(b)**For:** Credit and debit card transaction processing services**International Class(es):** 036 - Primary Class**U.S Class(es):** 100, 101, 102**Class Status:** ACTIVE**Basis:** 1(b)**For:** Providing information and providing reviews concerning travel services and destination stays**International Class(es):** 039 - Primary Class**U.S Class(es):** 100, 105**Class Status:** ACTIVE**Basis:** 1(b)**For:** Online ticket agency services, namely, providing tickets and vouchers for admission to sporting, cultural and entertainment events**International Class(es):** 041 - Primary Class**U.S Class(es):** 100, 101, 107**Class Status:** ACTIVE**Basis:** 1(b)**For:** Providing use of cloud-based non-downloadable software for processing payment transactions, processing point of sale transactions, voucher redemption, appointment scheduling, analyzing merchant transactions, and for evaluating and managing information on business performance and customers and advertising and marketing services**International Class(es):** 042 - Primary Class**U.S Class(es):** 100, 101**Class Status:** ACTIVE**Basis:** 1(b)**For:** Providing information and reviews regarding hotels and temporary housing accommodations**International Class(es):** 043 - Primary Class**U.S Class(es):** 100, 101**Class Status:** ACTIVE**Basis:** 1(b)

Basis Information (Case Level)

Filed Use: No**Currently Use:** No**Amended Use:** No**Filed ITU:** Yes**Currently ITU:** Yes**Amended ITU:** No**Filed 44D:** No**Currently 44D:** No**Amended 44D:** No**Filed 44E:** No**Currently 44E:** No**Amended 44E:** No**Filed 66A:** No**Currently 66A:** No**Filed No Basis:** No**Currently No Basis:** No

Current Owner(s) Information

Owner Name: Groupon, Inc.**Owner Address:** 600 West Chicago Avenue
Chicago, ILLINOIS 60654
UNITED STATES**Legal Entity Type:** CORPORATION**State or Country Where Organized:** DELAWARE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Mark R. Galis**Attorney Primary:** chiipmail@gtlaw.com**Attorney Email:** Yes

Email Address: _____

Authorized:

Correspondent

Correspondent Name/Address: Mark R. Galis
Greenberg Traurig, LLP
77 W. Wacker Drive
Suite 3100
Chicago, ILLINOIS 60601
UNITED STATES

Phone: 312.456.8400

Fax: 312.456.8435

Correspondent e-mail: chiipmail@gtlaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Sep. 10, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Sep. 09, 2015	EXTENSION 3 GRANTED	71906
Aug. 26, 2015	EXTENSION 3 FILED	71906
Sep. 09, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71906
Aug. 26, 2015	TEAS EXTENSION RECEIVED	
May 19, 2015	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 16, 2015	EXTENSION 2 GRANTED	66303
Apr. 15, 2015	EXTENSION 2 FILED	66303
May 16, 2015	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66303
Apr. 15, 2015	TEAS EXTENSION RECEIVED	
Feb. 26, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Feb. 26, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 17, 2014	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 15, 2014	EXTENSION 1 GRANTED	98765
Oct. 15, 2014	EXTENSION 1 FILED	98765
Oct. 15, 2014	TEAS EXTENSION RECEIVED	
Apr. 15, 2014	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Feb. 18, 2014	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Feb. 18, 2014	PUBLISHED FOR OPPOSITION	
Jan. 29, 2014	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Jan. 10, 2014	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Jan. 10, 2014	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jan. 10, 2014	EXAMINER'S AMENDMENT ENTERED	88888
Jan. 10, 2014	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2014	EXAMINERS AMENDMENT E-MAILED	6328
Jan. 10, 2014	EXAMINERS AMENDMENT -WRITTEN	77304
Jan. 09, 2014	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Dec. 21, 2013	WITHDRAWN FROM PUB - OG REVIEW QUERY	76621
Dec. 09, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	70884
Dec. 05, 2013	ASSIGNED TO LIE	70884
Nov. 12, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Nov. 04, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Nov. 04, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Nov. 04, 2013	TEAS REQUEST FOR RECONSIDERATION RECEIVED	
May 02, 2013	NOTIFICATION OF FINAL REFUSAL EMAILED	
May 02, 2013	FINAL REFUSAL E-MAILED	
May 02, 2013	FINAL REFUSAL WRITTEN	77304
Apr. 26, 2013	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Apr. 25, 2013	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Apr. 25, 2013	TEAS RESPONSE TO OFFICE ACTION RECEIVED	

Oct. 25, 2012	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Oct. 25, 2012	NON-FINAL ACTION E-MAILED	6325
Oct. 25, 2012	NON-FINAL ACTION WRITTEN	77304
Oct. 23, 2012	ASSIGNED TO EXAMINER	77304
Jul. 12, 2012	NOTICE OF DESIGN SEARCH CODE AND PSEUDO MARK MAILED	
Jul. 11, 2012	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jul. 06, 2012	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information

TM Attorney: VERHOSEK, WILLIAM T

Law Office Assigned: LAW OFFICE 114

File Location

Current Location: INTENT TO USE SECTION

Date in Location: Sep. 09, 2015

Proceedings

Summary

Number of Proceedings: 2

Type of Proceeding: Opposition

Proceeding Number: [91209480](#)

Filing Date: Aug 26, 2015

Status: Terminated

Status Date: Nov 23, 2015

Interlocutory Attorney: CHRISTEN M ENGLISH

Defendant

Name: 7180799 Canada Inc.

Correspondent Address: GOVINDA M DAVIS
COLLEN IP
80 S HIGHLAND AVE, THE HOLYOKE-MANHATTAN BUILDING
OSSINING NY , 10562
UNITED STATES

Correspondent e-mail: gdavis@collenip.com , docket@collenip.com , pmulhern@collenip.com , jcollen@collenip.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPNGO	SU - Registration Review Complete	85559426	

Plaintiff(s)

Name: Groupon, Inc.

Correspondent Address: ERIC J MAIERS
GREENBERG TRAUIG LLP
77 W WACKER DRIVE, SUITE 3100
CHICAGO IL , 60601
UNITED STATES

Correspondent e-mail: maierse@gtlaw.com , horwitzb@gtlaw.com , matthewsk@gtlaw.com , chiipmail@gtlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPON	Registered	85668357	4874693
GROUPON	Third Extension - Granted	85668414	
GROUPON	Section 8 and 15 - Accepted and Acknowledged	77687604	3685954
GROUPON	Registered	85266548	4222645
GROUPONICUS	Registered	85228084	3994088
GROUPONWORKS	Registered	85136402	3965842
GROUPON RESERVE	Registered	85450098	4283740

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Feb 25, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Feb 25, 2013	Apr 06, 2013
3	PENDING, INSTITUTED	Feb 25, 2013	
4	D MOT FOR EXT W/ CONSENT	Mar 27, 2013	
5	EXTENSION OF TIME GRANTED	Mar 27, 2013	
6	D CHANGE OF CORRESP ADDRESS	May 03, 2013	
7	D MOT FOR EXT W/ CONSENT	May 03, 2013	
8	EXTENSION OF TIME GRANTED	May 03, 2013	
9	ANSWER	Jul 03, 2013	
10	P CHANGE OF CORRESP ADDRESS	Nov 06, 2013	
11	P MOTION FOR PROTECTIVE ORDER	Dec 10, 2013	
12	D MOT FOR EXT TO RESPOND W/OUT CONSENT	Dec 27, 2013	
13	P MOT FOR EXT OF SCHEDULE W/ CONSENT	Dec 28, 2013	
14	#13 GRANTED VIA ESTTA	Dec 28, 2013	
15	D CONSENT TO #12	Jan 06, 2014	
16	D OPP TO PROTECT; X-MOT TO COMPEL	Jan 14, 2014	
17	P REPLY FOR PROTECTIVE ORDER	Feb 06, 2014	
18	P MOT FOR EXT TO RESPOND W/CONSENT	Feb 09, 2014	
19	P OPP TO COMPEL	Feb 21, 2014	
20	SUSP PEND DISP OF OUTSTNDNG MOT	Mar 06, 2014	
21	TRIAL DATES RESET	Jun 17, 2014	
22	P REQ FOR RECON	Jul 15, 2014	
23	P MOT TO SUSP PEND DISP OUTSTNDNG MOT	Jul 15, 2014	
24	TRIAL DATES RESET	Jul 18, 2014	
25	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 04, 2014	
26	SUSPENDED	Aug 07, 2014	
27	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 20, 2014	
28	SUSPENDED	Aug 20, 2014	
29	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Oct 01, 2014	
30	SUSPENDED	Oct 01, 2014	
31	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Nov 11, 2014	
32	SUSPENDED	Nov 12, 2014	
33	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jan 12, 2015	
34	SUSPENDED	Jan 12, 2015	
35	CHANGE OF CORRESP ADDRESS	Feb 05, 2015	
36	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Feb 09, 2015	
37	SUSPENDED	Feb 09, 2015	
38	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Mar 10, 2015	
39	SUSPENDED	Mar 16, 2015	
40	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	May 14, 2015	
41	SUSPENDED	May 20, 2015	
42	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jun 16, 2015	
43	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Jul 20, 2015	
44	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Aug 26, 2015	
45	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Sep 25, 2015	
46	SUSPENDED	Sep 29, 2015	
47	P MOT FOR EXT W/ CONSENT	Oct 21, 2015	
48	SUSPENDED	Oct 26, 2015	
49	W/DRAW OF OPPOSITION	Nov 20, 2015	
50	BD DECISION: DISMISSED W/ PREJ	Nov 23, 2015	
51	TERMINATED	Nov 23, 2015	

Type of Proceeding: Opposition

Proceeding [91222081](#)
Number:

Filing Date: May 26, 2015

Status: Terminated

Status Date: May 26, 2015

Interlocutory Attorney: ELIZABETH A DUNN

Defendant

Name: Team Inn, LLC

Correspondent Address: JEFFREY J NEIN
KEGLER BROWN HILL & RITTER CO LPA
65 E STATE ST , STE 1800
COLUMBUS OH , 43215-4294
UNITED STATES

Correspondent e-mail: trademarks@keglerbrown.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPINN	Abandoned - After Inter-Partes Decision	86328004	

Plaintiff(s)

Name: Groupon, Inc.

Correspondent Address: ERIC J MAIERS
GREENBERG TRAUIG LLP
77 W WACKER DRIVE, SUITE 3100
CHICAGO IL , 60601
UNITED STATES

Correspondent e-mail: chiipmail@gtlaw.com , horwitzb@gtlaw.com , maierse@gtlaw.com

Associated marks

Mark	Application Status	Serial Number	Registration Number
GROUPON	Registered	85979543	4744246
GROUPON	Section 8 and 15 - Accepted and Acknowledged	77687604	3685954
GROUPON	Registered	85266548	4222645
GROUPONICUS	Registered	85228084	3994088
GROUPONWORKS	Registered	85136402	3965842
GROUPON RESERVE	Registered	85450098	4283740
GROUPONLIVE	Registered	85222076	4068591
GROUPON NOW	Registered	85273141	4580428
GROUPON	Registered	85668357	4874693
GROUPON	Third Extension - Granted	85668414	
GROUPON	Registered	86240902	4867729

Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	May 26, 2015	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	May 26, 2015	Jul 05, 2015
3	PENDING, INSTITUTED	May 26, 2015	
4	P MOT FOR DEFAULT JUDGMENT	Jul 16, 2015	
5	BD DECISION: SUSTAINED	Aug 27, 2015	
6	TERMINATED	Aug 27, 2015	
7	BD DECISION: SUSTAINED	Aug 27, 2015	

Generated on: This page was generated by TSDR on 2016-04-07 16:21:30 EDT

Mark: GROUPON

GROUPON

US Serial Number: 86961190

Application Filing Date: Apr. 01, 2016

Filed as TEAS RF: Yes

Currently TEAS RF: Yes

Register: Principal

Mark Type: Service Mark

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

Status Date: Apr. 06, 2016

Mark Information

Mark Literal Elements: GROUPON

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

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 3685954, 4744246, 4874693

Goods and Services

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

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

For: food delivery; providing a website featuring information regarding transportation services and bookings for transportation services; transport by motorized vehicles; travel arrangement, namely, arranging vehicle transportation

International Class(es): 039 - Primary Class

U.S Class(es): 100, 105

Class Status: ACTIVE

Basis: 1(b)

Basis Information (Case Level)

Filed Use: No

Currently Use: No

Amended Use: No

Filed ITU: Yes

Currently ITU: Yes

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Groupon, Inc.

Owner Address: 600 West Chicago Avenue
Chicago, ILLINOIS UNITED STATES 60654

Legal Entity Type: CORPORATION

State or Country DELAWARE
Where Organized:

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Eric J. Maiers

Docket Number: 156688.01380

Attorney Primary Email Address: chiipmail@gtlaw.com

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: ERIC J. MAIERS
GREENBERG TRAURIG, LLP
77 W. WACKER DRIVE
SUITE 3100
CHICAGO, ILLINOIS UNITED STATES 60601

Phone: 312.456.8400

Fax: 312.456.8435

Correspondent e-mail: chiipmail@gtlaw.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

Date	Description	Proceeding Number
Apr. 06, 2016	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Apr. 05, 2016	NEW APPLICATION ENTERED IN TRAM	

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: NEW APPLICATION PROCESSING

Date in Location: Apr. 06, 2016