

ESTTA Tracking number: **ESTTA743798**

Filing date: **05/02/2016**

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	Duke University
Granted to Date of previous extension	05/01/2016
Address	Office of Counsel 310 Blackwell St., 4th Floor Durham, NC 27701 UNITED STATES

Attorney information	Susan Freya Olive Olive & Olive, P.A. 500 Memorial Street Durham, NC 27701 UNITED STATES emailboxTTAB@oliveandolive.com, solive@oliveandolive.com
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Applicant Information

Application No	86388389	Publication date	11/03/2015
Opposition Filing Date	05/02/2016	Opposition Period Ends	05/01/2016
Applicant	Duke, Anticio T. 1723 W. Devon Chicago, IL 60660 UNITED STATES		

Goods/Services Affected by Opposition

Class 009. First Use: 2000/01/01 First Use In Commerce: 2000/01/01 All goods and services in the class are opposed, namely: Audio and video recordings featuring music and artistic performances

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
Dilution by blurring	Trademark Act Sections 2 and 43(c)
Dilution by tarnishment	Trademark Act Sections 2 and 43(c)
False suggestion of a connection with persons, living or dead, institutions, beliefs, or national symbols, or brings them into contempt, or disrepute	Trademark Act Section 2(a)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration	1701827	Application Date	10/01/1991
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No.			
Registration Date	07/21/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 020. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 pillows Class 021. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 cups Class 025. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 shirts		

U.S. Registration No.	1702350	Application Date	09/30/1991
Registration Date	07/21/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY STORES		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 1940/00/00 First Use In Commerce: 1940/00/00 retail store and mail order services inthe field of clothing, furniture, toys,games, sports equipment, school and office supplies, educational materials, computers, books, photography, housewares, towels, floor coverings, jewelry, ornaments, stationery, prints, camping equipment, pennants, decals, memorabilia, items-bearing Duke University trademarks, andittems depicting Duke University or its students, faculty, or campus life		

U.S. Registration No.	1702830	Application Date	10/01/1991
Registration Date	07/28/1992	Foreign Priority Date	NONE
Word Mark	DUKE UNIVERSITY		

Design Mark	Duke University
Description of Mark	NONE
Goods/Services	<p>Class 006. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 key rings made primarily of metal and metal license plates</p> <p>Class 016. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 business card holders, decals, postcards, notepaper, envelopes, stationery, notebooks, loose leaf binders, pens, pencils, pen and pencil sets and paper bags</p> <p>Class 018. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 trunks for traveling, travel bags, and toiletry cases sold empty</p> <p>Class 024. First use: First Use: 1925/00/00 First Use In Commerce: 1965/00/00 tablecloths not of paper, blankets, and cloth flags</p>

U.S. Registration No.	1713473	Application Date	10/01/1991
Registration Date	09/08/1992	Foreign Priority Date	NONE

Word Mark	UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO
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Design Mark	
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Description of Mark	NONE
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Goods/Services	<p>Class 014. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 jewelry; namely, class rings</p> <p>Class 041. First use: First Use: 1965/00/00 First Use In Commerce: 1965/00/00 educational services; namely, providing courses of study at the undergraduate and graduate level</p>
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U.S. Registration No.	2026492	Application Date	06/27/1995
Registration Date	12/31/1996	Foreign Priority Date	NONE
Word Mark	DKE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1995/02/17 First Use In Commerce: 1995/02/17 clothing, namely, T-shirts		

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

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

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

U.S. Registration No.	2122067	Application Date	06/28/1995
Registration Date	12/16/1997	Foreign Priority Date	NONE
Word Mark	DKE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 016. First use: First Use: 1996/11/05 First Use In Commerce: 1996/11/05 decals, stickers, stationery, and note pads Class 021. First use: First Use: 1996/11/06 First Use In Commerce: 1996/11/06 drinking glasses, cups, and mugs		

U.S. Registration No.	2203764	Application Date	07/01/1997
Registration Date	11/17/1998	Foreign Priority Date	NONE
Word Mark	DUKE CENTER FOR LIVING		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 041. First use: First Use: 1991/08/00 First Use In Commerce: 1991/08/00 educational services, namely, conducting classes, individualized programs, re-		

	<p>treats, seminars, and workshops in the fields of health, medicine, nutrition, physical fitness, and stress and lifestyle management; and providing facilities for exercise</p> <p>Class 042. First use: First Use: 1991/08/00 First Use In Commerce: 1991/08/00 counseling in the fields of health care, nutrition, physical fitness, and stress and lifestyle management; medical services; restaurant services; and weight management diet planning and supervision</p>
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U.S. Registration No.	2317603	Application Date	08/26/1997
Registration Date	02/15/2000	Foreign Priority Date	NONE
Word Mark	DUKE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 041. First use: First Use: 1935/01/00 First Use In Commerce: 1935/01/00 Educational services and teaching hospital services, namely, conducting classes, seminars, workshops, conferences and exhibitions, and distributing course materials therewith, in the field of medicine and health care, and conducting medical and health care training in the use of medical and health care devices, all provided via live sessions, interactive and/or on-line computer networks, television, and/or video-conferencing</p> <p>Class 042. First use: First Use: 1935/01/00 First Use In Commerce: 1935/01/00 providing hospital, medical, and healthcare services; providing medical services delivered by mobile unit; conducting clinical and experimental research in the fields of health care and medicine; and providing health-related support group services</p>		

U.S. Registration No.	2415817	Application Date	01/07/2000
Registration Date	12/26/2000	Foreign Priority Date	NONE
Word Mark	DUKECARD		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1985/08/00 First Use In Commerce: 1985/08/00 magnetically encoded debit cards, security access cards, admission cards, iden-		

	<p>tification cards and telephone calling cards for use in debit and stored-value transactions, library material rentals, purchase of goods and services from contracting vendors and for gaining access to facilities and events</p> <p>Class 036. First use: First Use: 1985/08/00 First Use In Commerce: 1985/08/00 financial services namely, providing and administering issuance, redemption and processing of transactions related to debit and stored value cards, and issuing statements of account and payment processing, and transactions related thereto</p>
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U.S. Registration No.	3936096	Application Date	10/08/1998
Registration Date	03/29/2011	Foreign Priority Date	NONE
Word Mark	DUKE		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 025. First use: First Use: 1926/00/00 First Use In Commerce: 1926/00/00 clothing for men, women and children, namely, cloth and plastic bibs, booties, cheerleading costumes, dresses, hats, jackets, jerseys, mittens, neckties, night-shirts, pajamas, pants, playsuits, shirts, shoes, shorts, slippers, socks, sun visors, sweatbands, sweatpants, sweatshirts, sweaters, T-shirts and vests, and headwear, namely, earbands</p>		

U.S. Registration No.	4323346	Application Date	06/21/2012
Registration Date	04/23/2013	Foreign Priority Date	NONE
Word Mark	DUKE CHILDREN'S		
Design Mark	 <p>The design mark consists of the words "DUKE CHILDREN'S" in a large, bold, serif font, centered within a rectangular border.</p>		
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2009/06/17 First Use In Commerce: 2009/06/17 Downloadable electronic publications in the nature of bulletins in the field of healthcare</p> <p>Class 016. First use: First Use: 2009/06/17 First Use In Commerce: 2009/06/17 Bulletins concerning healthcare</p> <p>Class 035. First use: First Use: 1974/00/00 First Use In Commerce: 1974/00/00 Retail pharmacy services; retail gift shop services</p> <p>Class 036. First use: First Use: 1974/00/00 First Use In Commerce: 1974/00/00 Charitable fundraising services</p> <p>Class 041. First use: First Use: 1996/00/00 First Use In Commerce: 1996/00/00 Educational services, namely, conducting programs and training in the fields</p>		

	<p>of medicine and healthcare; charitable services, namely, providing recreational activities for children suffering from illness in the nature of swimming, hiking, fishing, climbing, tennis, dance, photography, arts and crafts, and boating, and conducting field trips in the fields of arts, culture and science</p> <p>Class 042. First use: First Use: 1996/00/00 First Use In Commerce: 1996/00/00 Scientific research</p> <p>Class 044. First use: First Use: 1990/00/00 First Use In Commerce: 1990/00/00 Healthcare; providing information in the field of healthcare</p>
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U.S. Registration No.	4342645	Application Date	10/17/2012
Registration Date	05/28/2013	Foreign Priority Date	NONE
Word Mark	WASHINGTON DUKE INN & GOLF CLUB		
Design Mark	<p style="text-align: center;">WASHINGTON DUKE INN & GOLF CLUB</p>		
Description of Mark	NONE		
Goods/Services	<p>Class 035. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 Retail gift shop; retail sporting goods store</p> <p>Class 041. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 Providing sports facilities</p> <p>Class 043. First use: First Use: 1988/10/00 First Use In Commerce: 1988/10/00 Hotel services; restaurant services; provision of banquet and social function facilities for special occasions; provision of conference, exhibition and meeting facilities</p>		

U.S. Registration No.	4760204	Application Date	11/05/2014
Registration Date	06/23/2015	Foreign Priority Date	NONE
Word Mark	IRON DUKES		
Design Mark	<p style="text-align: center;">IRON DUKES</p>		

Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 1971/07/01 First Use In Commerce: 1971/07/01 Charitable services, namely, promoting public awareness of the need for supporting athletic activities, facilities and events; Club services, namely, promoting the interests of supporters of athletic activities, facilities and events Class 036. First use: First Use: 1971/07/01 First Use In Commerce: 1971/07/01 Charitable fundraising to support athletic activities, facilities and events

U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE
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Word Mark	DUKE
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Goods/Services	Used as a house mark and as a trademark to identify a wide range of products sold and licensed by Duke University, in virtually all areas of endeavor, to men, women and children of all ages. For purposes of this proceeding, the products can generally defined as consumer goods, and those asserted herein are the following: # Cosmetics, skin care products, personal bathing and grooming products, and toiletries (including, by way of example, body and nail art, decorative transfers, face paint, glitter, personal care packs comprising containers with toiletries therein, and toothbrushes); # Clothing of all types for babies, children, men and women (including, by way of example, belts and suspenders; bibs; bottoms including pants, shorts, and other bottoms, separately or in combination with tops; footwear; hairwear; headwear and neckwear; loungewear, nightwear and sleepwear; outerwear including blazers, coats, foul weather gear, jackets, sweatshirts, and other outerwear; tops including shirts, blouses, and other tops; undergarments and other lingerie; and specialty wear including athletic apparel, bike shorts, exercise wear, performance wear, skiwear, swimwear, and uniforms); # Clothing accessories and hair accessories; # Fabric for sewing; # Personal accessories (including, by way of example, hair holders and hair ornaments, key holders, sunglasses, and wallets); # Jewelry for men and women (including both costume jewelry and jewelry of precious metal); # Time-keeping instruments (including clocks and watches); # Electronic and computer accessories (including, by way of example, data storage devices, earphones, mouse pads, protective storage for computers and computer accessories, speakers); # Computer application software (including, by way of example, web-based information and applications for use on common mobile platforms; and educational programs) # Containers for personal and household items, and luggage (including, by way of example, backpacks; bags and cases adapted to hold electronic devices and computers; baskets; containers to hold personal care, skin care, grooming, and cosmetic items; coolers; duffels; piggy banks; sport bags; suitcases; totes); luggage tags # Beverageware, barware, insulating covers for beverage containers, coolers, decanters, flasks, drinkware; feeding wares for children; kitchenware; kitchen, cooking and grilling accessories; picnicware; tableware # Foods and beverages # Housewares and household furnishings (including by way of example candles, cushions, curtains, mats, picture frames, rugs, and trash cans); bedding and pillows; bathware (the latter including, by way of example, towels, washcloths, bath mats, shower curtains, toiletry holders, and bathing accessories); # Décor and ornaments; holiday ornaments and holiday décor; household ornaments; sports ornaments; decorative items for home, vehicle, business and garden adornment; banners, decals, flags and pen-
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	<p>nants; # Automobile and other vehicular decorative accessories (including by way of example banners bumper stickers, decals, flags, fins, key holders, license plate holders; mirror ornaments, ornamental license plates, pennants); # Writing instruments and paper goods (the latter including by way of example artworks of paper; books; cards; memo pads, paper napkins; paper plates; wrapping paper; collectibles) # Desk and office accessories (including by way of example business card holders, desk sets, memo pad holders, pencil holders, paper clip holders, paper weights, photo albums); # Furniture (including by way of example chairs, canopies, stools, and tables); # Lighting and accessories therefor (including by way of example lamps, lampshades, and flashlights); # Games and toys (including, by way of example, action figures, dolls, stuffed and plush toys, board games, card games, electronic and video games, tabletop games, outdoor games and equipment for such games); game tables; # Sports equipment and sports accessories (including by way of example balls, ball markers, bats, carabiners, golf bags, golf headcovers, helmets, sports bags, tees, sports towels, sports umbrellas); bicycles and bicycle accessories (the latter including by way of example bicycle clothing, gear, and bags); # Sports memorabilia; university memorabilia; fanware; gift items intended to remind recipients of Duke University or some aspect of the services and entertainment provided by Duke University and its affiliates # Pet accessories (including by way of example apparel, costumes, restraint devices, and toys); # Pre-recorded musical, audio, and audiovisual works; cell phone ringtones; streaming live musical performances; streaming live athletic performances; streaming live educational programs and performances # Publications in the nature of books, booklets, brochures, magazines, periodicals, and documents, and information provided via the Internet, such publications relating to Duke University, its programs, research, staff, students, fans, and alumni, and/or concerning subjects of general human interest and/or of interest to students, professors, alumni and/or fans, and/or concerning subjects of interest to professionals in fields of study taught at Duke University, including by way of example, recipe books, website and blogs featuring content related to fields of diet, nutrition, health, and wellness; # And, all products listed in the trademark registrations recited in the Notice of Opposition.</p>
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE		
Goods/Services	<p>Used as a house mark and as a service mark to identify a wide range of services provided and licensed by Duke University, including all services typically provided by a major research university with an associated medical center, professional schools, top tier athletic teams, and trademark licensing program. For purposes of this proceeding, those asserted herein are the following: # Charitable and fundraising services; # Educational services for men, women and children (including the provision of classes, conferences, courses, seminars, tutoring, training, and workshops, both in traditional formats and via broadcast and online media, at the pre- university, university, graduate and post-graduate levels); # Educational and training services in the fields of art, business, economics, education, engineering, environmental studies, foreign languages, health and wellness, diet, nutrition, law, liberal arts, mathematics, medicine, military science, music, nursing, public policy, religion, science, social sciences, sports, tech-</p>		

	<p>nology, the performance arts, and auxiliary skills necessary to success in life and in a career; # Entertainment services, namely sponsoring athletic events, artistic performances, and cultural affairs, including musical concerts and performances; organizing and conducting collegiate and pre-collegiate sport competitions and athletic events; # Museums and museum services; # Musical and theatrical performances, training, and education; # Personal care services in the nature of spa, gym, salon and barber shop services; # Photography services; # Providing athletic performances, providing and/or sponsoring athletic teams and clubs, and engaging in athletic competitions in the fields of badminton, baseball, basketball, crew, cross country, cycling, dancing, diving, endurance events, equestrian, fencing, field hockey, football, golf, ice hockey, ice skating, lacrosse, martial arts, motor sports (including automobile racing), racing, racquetball, rowing, rugby, sailing, skiing, soccer, softball, snowboard, swimming, table tennis, tennis, track and field, ultimate Frisbee, volleyball, water polo, and wrestling, and in all sports regulated by the NCAA; # Providing counseling services, hospital services, medical and nursing services, diet and fitness services, mental and physical health and wellness services, psychological and psychiatric services, pharmaceutical services; # Providing, on-line and through live, broadcast and pre-recorded media, information relating to Duke University, its programs, research, employees, students, fans, and alumni, information concerning subjects of general human interest, information of interest to students, employees, alumni and/or fans, and information concerning subjects of interest to professionals in fields of study taught at Duke University; # Publishing services; # Religious instruction, teaching, counseling and services including divinity school services and church services; # Research in the fields of art, business, economics, education, engineering, environmental studies, foreign languages, law, liberal arts, health and wellness, diet, nutrition, mathematics, medicine, music, nursing, public policy, religion, science, social sciences, sports, technology, the performance arts, and auxiliary skills necessary to success in a career, and in all fields in which Duke University provides educational services; # Restaurant services, hospitality services, bar services, provision of food and beverages, and supervision of third-party provision of food and beverages; # Sports camp, sports club, sports medicine, sports rehabilitation, and sports training services; # Retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring a wide variety of consumer goods of others; retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring a wide variety of goods bearing the marks of Duke University; retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring those goods identified in the list of common law goods recited in this Notice of Opposition, as well as soaps and other bath and grooming products # Retail store services in the fields of personal care, grooming, cosmetics and health and wellness; # Student volunteer services; # And, all services listed in the service mark registrations recited in the Notice of Opposition.</p>
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE UNIVERSITY		
Goods/Services	Substantially the same goods as provided herein with respect to DUKE; substantially the same services as provided herein with re-		

	spect to DUKE		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE BLUE DEVILS		
Goods/Services	Substantially the same goods as provided herein with respect to DUKE; substantially the same entertainment, education, and sports related services as provided herein with respect to DUKE		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE MUSIC		
Goods/Services	Teaching and entertainment in the field of music, including the provision of live and recorded musical performances; streaming musical and audiovisual performances		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE CHAPEL CHOIR		
Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE CHORALE		
Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE NEW MUSIC ENSEMBLE		
Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE JAZZ ENSEMBLE		
Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE OPERA WORKSHOP		

Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE SYMPHONY ORCHESTRA		
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Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE VESPERS ENSEMBLE		
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Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE WIND SYMPHONY		
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Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE UNIVERSITY MARCHING BAND		
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Goods/Services	Live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE UNIVERSITY STRING SCHOOL		
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Goods/Services	Teaching and entertainment in the field of music, including the provision of live and recorded musical performances; streaming musical and audiovisual performances		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUJ DUKE STUDENT BROADCASTING		
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Goods/Services	Entertainment services consisting of broadcasting and video recordings regarding student life and athletic events		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
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Registration Date	NONE		
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Word Mark	DUKE DINING		
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Goods/Services	Restaurant services; provision of food and drink at Duke University and facilities associated with Duke University; provision of food and drink to students, employees, patients, visitors, and others affiliated with Duke University; supervision of third parties who provide food and drink at Duke University and facilities associated with Duke University; supervision of third parties who provide food and drink to students, employees, patients, visitors, and others affiliated with Duke University		
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE VENDING		
Goods/Services	Provision of food and drink, and delivery of same		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE DIET		
Goods/Services	Medical, psychological, wellness, fitness, diet, and nutrition services; education in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition; provision of food and beverages for consumption on and off premises; assistance with travel and lodging; online and printed publications in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE DIET & FITNESS CENTER		
Goods/Services	Medical, psychological, wellness, fitness, diet, and nutrition services; education in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition; provision of food and beverages for consumption on and off premises; assistance with travel and lodging; online and printed publications in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	IRON DUKE		
Goods/Services	Clothing in the nature of footwear, head wear, tops, bottoms, foul weather gear, and athletic apparel; sports equipment and accessories; decals and other items indicating affiliation with an athletic support organization; membership services related to an athletic support organization		

U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	IRON DUKES		
Goods/Services	Clothing in the nature of footwear, head wear, tops, bottoms, foul weather gear, and athletic apparel; sports equipment and accessor-		

	ies; decals and other items indicating affiliation with an athletic support organization; membership services related to an athletic support organization; operating a website with links to purchase a variety of consumer goods; operating a website with links to purchase prerecorded music and audiovisual works, and to obtain access to streaming entertainment in the nature of musical and sports performances
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U.S. Application/ Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	DUKE WEB SERVICES		
Goods/Services	Web design, strategy and consultation, website and application development, information architecture and user research, print design, and project management		

Attachments	74208935#TMSN.png(bytes) 74208934#TMSN.png(bytes) 74208924#TMSN.png(bytes) 74693793#TMSN.png(bytes) 75976141#TMSN.png(bytes) 75976140#TMSN.png(bytes) 74694684#TMSN.png(bytes) 75347293#TMSN.png(bytes) 75892149#TMSN.png(bytes) 85658564#TMSN.png(bytes) 85756810#TMSN.png(bytes) 86445421#TMSN.png(bytes) 20160502 NOO.pdf(294689 bytes) Exhibits 1-16.pdf(1657266 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 Facsimile or email (by agreement only) on this date.

Signature	/smh/
Name	Sofia M. Hernandez
Date	05/02/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Before the Trademark Trial and Appeal Board

IN THE MATTER OF Trademark Application of Anticio T. Duke
For Registration of THE SIR DUKE, Serial No. 86388389
Published for Opposition in the Official Gazette on November 3, 2015
Goods/Services Opposed: All

Duke University, Plaintiff-Opposer vs Anticio T. Duke, Defendant-Applicant	OPPOSITION TO REGISTRATION OF MARK
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Attorney Reference: DUKU9402

Duke University, a corporation of the State of North Carolina, with a principal place of business in Durham, North Carolina and business address at Office of University Counsel, Duke University, Durham, North Carolina, believes that it will be damaged by registration of the mark shown in the above-identified application (hereafter referred to as “Applicant’s Application”), and hereby opposes same.

Opposer brings its claims pursuant to Trademark Act Section 2(d), 15 U.S.C. § 1052(d); Trademark Act Section 43(c), 15 U.S.C. § 1125(c); and Trademark Act Section 2(a), 15 U.S.C. § 1052(a). The grounds for opposition are more particularly set out as follows. Headings are interposed for convenience; all allegations are deemed incorporated into each ground for opposition, as though realleged for each.

GENERAL ALLEGATIONS

1. Opposer is a university known to the general public by its famous mark DUKE. Opposer provides, among other things, a first-class academic program, a world-renowned teaching hospital and medical facilities, and a well-known Division 1 athletic program (including a famous basketball program) whose sports programs are followed by sports fans around the

country, all under its mark DUKE. Opposer’s mark DUKE and the goods and services provided under the mark DUKE are viewed by literally millions of fans each year.

2. In connection with its famous mark DUKE , Opposer provides, among other things, a multitude of music concerts, recitals and workshops, and is home to many performing ensembles.
3. Opposer commenced use of its mark DUKE in commerce in or about 1924, and has continued and expanded that use in interstate and foreign commerce, both directly and through licensees, continuously since that time.
4. Opposer uses not only its mark DUKE, but also formatives and variants thereof. The mark DUKE and those additional marks, all of which are more specifically identified below, are collectively referred to hereafter as “Opposer’s Marks.”
5. Opposer’s Marks include each mark set out in the table below, which lists some of the United States Trademark Registrations and applications owned by Opposer covering marks that include the term DUKE or a variant or formative thereof that reminds viewers and customers of DUKE and reinforces the link between Opposer’s Marks and Opposer. Each of the registrations listed below was lawfully issued, and is valid and subsisting; each application is valid and subsisting. Copies of the electronic records provided by the United States Trademark Office for each registration are attached hereto as Exhibits 1 through 15 and are incorporated herein by reference and for purpose of reliance.

Exh.	Registration or Serial No.	Issue Date (for Reg’s)	Mark
1	1,701,827	07/21/92	DUKE UNIVERSITY
2	1,702,350	07/21/92	DUKE UNIVERSITY STORES
3	1,702,830	07/28/92	DUKE UNIVERSITY
4	1,713,473	09/08/92	UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO
5	2,026,492	12/31/96	D[U]KE with Stylized “U”
6	2,082,553	07/22/97	D[U]KE with Stylized “U”

Exh.	Registration or Serial No.	Issue Date (for Reg's)	Mark
7	2,092,314	08/26/97	D[U]KE with Stylized "U"
8	2,122,067	12/16/97	D[U]KE with Stylized "U"
9	2,203,764	11/17/98	DUKE CENTER FOR LIVING
10	2,317,603	02/15/00	DUKE
11	2,415,817	12/26/00	DUKECARD
12	3,936,096	03/29/11	DUKE
13	4,323,346	04/23/13	DUKE CHILDREN'S
14	4,342,645	05/28/13	WASHINGTON DUKE INN & GOLF CLUB
15	4,760,204	06/23/15	IRON DUKES

6. Opposer's Marks also include the common law marks listed on Exhibit 16 attached hereto and incorporated herein by reference.
7. Opposer's Marks are used in a wide variety of fonts and colors, and are not in general limited by appearance, although appearance may be an additional feature of certain marks.
8. As hereinafter set out in more detail, Opposer's mark DUKE has become and is famous and is entitled to the enhanced protection afforded to famous marks.
9. Applicant seeks to register a mark whose prominent term is identical or substantially similar to Opposer's DUKE mark.
10. Applicant claims that it began use of the mark in connection with the applied-for goods at least as early as January 1, 2000, and provides no allegation as to any earlier date of use.
11. Evidence of any limitations with respect to use or appearance of the applied-for mark that allegedly have been or will in the future be adopted by Applicant or its licensees is irrelevant to the claims in this proceeding, as no such limitations are incorporated into the Applicant's Application.
12. For example, Applicant has not incorporated limitations as to size of lettering of the words of its mark, as to coloration of the mark, or as to themes and images that can be used in

association with its mark. Applicant's mark could therefore be used, as presumptively will be the case based on the nature of the application, with the letters DUKE emphasized by size or location as compared to the preceding words; and if registered as currently proposed, Applicant's mark and goods bearing that mark could presumptively be depicted and/or advertised in connection with Opposer's school colors, used in association with themes associated with Opposer including with collegiate teams and athletes, and/or with a devil or parts thereof reminiscent of Opposer's mascot.

13. Moreover, Applicant has not incorporated limitations on channels of trade or on markets, or adopted other such limitations in an attempt to avoid perceptions of a connection or to minimize the likelihood of confusion. The absence of such limitations further enhances both the likelihood of a presumed connection and the likelihood of confusion. Applicant's goods under the mark thus presumptively could be identified as "licensed" (without specification as to the licensor) and offered in commerce to the hundreds of thousands of persons who interact every year with Duke University, its publications, and its medical centers, and they could be targeted to Duke University alumni and to Duke University's fans, including those who attend Duke University music concerts and recitals. The mark sought to be registered, used in connection with goods closely related to goods and services, including musical recordings, provided under Opposer's Marks, presumptively would be targeted at, and marketed through channels of commerce directed to, Opposer's athletes and fans as well as Opposer's alumni, employees, patients, students, potential students, and parents of students past, present, or future. The goods further could be offered for sale on or adjacent to Duke University's campuses and at or adjacent to Duke-branded performing arts centers, educational centers, and medical facilities in North Carolina and in other states. It must be

presumed that the market and the channels of trade through which Applicant will offer its goods in connection with the mark sought to be registered are identical and closely related to those that are currently used by Opposer and that have been used by Opposer since long prior to any priority date to which Applicant might be entitled.

**PRIORITY AND LIKELIHOOD OF CONFUSION
TRADEMARK ACT SECTION 2(d), 15 U.S.C. § 1052(d)**

14. Applicant seeks registration of a mark that contains as a prominent element the word DUKE, without further limitations, pursuant to Section 1(a) of the Trademark Act (15 U.S.C. §1051(a)) for use in connection with:

“Audio and video recordings featuring music and artistic performances”,
in International Class 009.

15. Opposer, directly and through licensees, has used Opposer’s Marks in commerce on or in connection with identical and/or similar goods and associated services, including but not limited to the following:

Audio and video recordings featuring music and artistic performances.

Opposer continues to use Opposer’s Marks in commerce in connection with such goods and associated services.

16. Applicant has not alleged any earlier priority than its first use date of January 1, 2000.

17. Use of Opposer’s Marks in commerce for such substantially similar and closely associated goods and services, including those set out in the exhibits hereto, precedes any priority date that Applicant can claim, and is continuing. Opposer is identified by Opposer’s Marks in connection with these goods and services.

18. By reason of its longstanding use of Opposer’s Marks, which commenced well prior to the date of Applicant’s Application and any date of use on which Applicant is entitled to rely, and by

reason of its pleaded registrations, Opposer has priority with respect to use of Opposer's Marks over Applicant and over Applicant's use and intended use of the mark that is the subject of Applicant's Application.

19. Applicant's mark, used as identified in Applicant's Application, is likely to cause confusion and mistake with respect to Opposer's Marks and their use by Opposer.

DILUTION
TRADEMARK ACT SECTION 43(c), 15 U.S.C. § 1125(c)

20. Opposer, directly and through licensees, has used its mark DUKE and close variants thereof, for nearly a century. During that time, Opposer itself has become famous both for the quality of its education and for the associated goods and services that it provides, including its medical, health, and research goods and services, and its highly respected Division I athletic teams, which have repeatedly won regional and national championships. Opposer's mark DUKE has appeared in lengthy broadcasts of sporting events to millions of consumers every year, and there has been extensive publicity and promotion of Opposer's mark DUKE by national publications and other sources throughout the years.
21. As a result of the above-described and other exposure of Opposer's mark DUKE to the public, Opposer's mark DUKE has become famous.
22. Opposer's mark DUKE became famous prior to the filing date of Applicant's Application, any date of first use of Applicant's mark that Applicant is entitled to assert, and any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought; and said fame continues at present.
23. Opposer's mark DUKE is so well-recognized that the public will associate DUKE with Opposer even when it encounters the term apart from Opposer's core educational services and medical and health services, or indeed any specific goods or services offered by Opposer.

The fame of Opposer's mark DUKE is so widespread and pervasive that consumers will expect and assume that not only identical marks, but also similar marks, are associated with Opposer.

24. Applicant seeks to register and to use a mark that is so similar to Opposer's famous mark DUKE that it is likely to trigger consumers to conjure up Opposer's famous mark DUKE when consumers are confronted with Applicant's similar mark.
25. Despite Applicant's claim of right to use the mark it seeks to register in connection with goods similar or identical to goods and services offered by Opposer, Applicant is not affiliated with, licensed by, or otherwise associated with Opposer. Opposer is not connected with the goods that Applicant provides, offers, or intends to offer under the mark sought to be registered. Applicant's goods are not held to the licensing standards Opposer has established to protect the integrity and reputation of Opposer, yet Applicant's mark would be recognized as connected with Opposer, uniquely and unmistakably pointing to Opposer.
26. Applicant's use of the applied-for mark will cause dilution of the distinctive quality of Opposer's famous mark DUKE. The use will diminish, dilute, and tarnish Opposer's rights in its famous mark DUKE and the distinctive quality thereof and the goodwill associated therewith which presently inures to the benefit of Opposer.

**FALSE SUGGESTION OF A CONNECTION
TRADEMARK ACT SECTION 2(a), 15 U.S.C. § 1052(a)**

27. As hereinabove set out, Applicant's mark is substantially identical to Opposer's famous mark DUKE, and merely appends thereto two words that could aptly indicate the male gender of the musician. Applicant's Mark is a close approximation of Opposer's famous mark DUKE and of Opposer's Marks in general containing the term DUKE.
28. Opposer's mark DUKE functions not only as a trademark and service mark, but also as a house

mark of Opposer, is recognized as such by consumers, and has been so recognized since long prior to the earliest priority date on which Applicant can rely.

29. Opposer's Marks, including Opposer's mark DUKE, serve to identify, and as an identity of, Opposer, such identification beginning long prior to the filing date of Applicant's Application, prior to any first date of use of Applicant's mark that Applicant is entitled to assert, and prior to any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought, and continuing to the present time.
30. Opposer's provision and promotion of its goods and associated services to the public under Opposer's Marks for over three-quarters of a century has caused the public to associate those marks and the goods and services provided thereunder with Opposer, such association beginning long prior to the filing date of Applicant's Application, prior to any first date of use of Applicant's mark that Applicant is entitled to assert, and prior to any other relevant priority date to which Applicant might be entitled with respect to the mark for which registration is sought, and continuing to the present time. Through those efforts Opposer now has built substantial goodwill in Opposer's Marks that inures to the benefit of Opposer.
31. Opposer's fame and excellent and well-known reputation, and the close and long-time association of Opposer's Marks with Opposer are such that a connection with Opposer and Opposer's goods and services is likely to be presumed when the mark Applicant seeks to register is used in connection with the goods identified in the application.
32. The presumption of a connection is particularly likely and is enhanced because Applicant seeks to register and use its mark in a substantially unrestricted manner, presumptively in the same channels of trade, presumptively targeted to the same markets, and presumptively colored and otherwise configured and advertised so as to maximize the likelihood that

consumers will wrongly connect Applicant's mark, used in connection with Applicant's identified goods, with Opposer and Opposer's goods and services offered under Opposer's Marks, including its famous mark DUKE.

33. When used as Applicant would be entitled to use its mark if registration were granted—in a substantially unrestricted manner, presumptively in the same channels of trade, presumptively targeted to the same markets, and presumptively colored and otherwise configured to create a mistaken belief as to the affiliation of Applicant's goods, Applicant's mark would be recognized as the same or as a close approximation of Opposer's previously used name and identity.
34. Consumers seeking to obtain goods and services identified with Opposer are familiar with Opposer's Marks, associate those marks with Opposer, know that third parties are licensed to use Opposer's Marks, assume that products bearing Opposer's Marks are duly authorized for sale by Opposer or otherwise connected with Opposer, and rely on their presumption that a connection exists between Opposer and its licensees and other sources of goods and services branded with Opposer's Marks to inform their purchasing decisions.
35. Applicant's mark, as sought to be registered, would lead consumers to draw false conclusions as to a connection of Applicant's goods with Opposer's goods and services, under circumstances where such a conclusion will be material to the consumer's deliberations regarding purchase of the goods.
36. As alleged above, despite Applicant's claim of right to use the DUKE mark it seeks to register, in connection with goods similar or identical to goods offered by Opposer, Applicant is not affiliated with, licensed by, or otherwise associated with Opposer. Opposer

is not connected with the goods that Applicant provides, offers, or intends to offer under the mark sought to be registered.

37. Nonetheless, Opposer's name, house mark and trademark and service mark DUKE, and Opposer's Marks, are of sufficient fame or reputation that when Applicant's mark is used on or in connection with the goods identified in Applicant's Application, a connection with Opposer would be presumed and Applicant's mark would be recognized as connected with Opposer, uniquely and unmistakably pointing to Opposer.

38. Consumers are likely to be deceived as to the connection, which does not in fact exist, and to make purchasing decisions based on the false suggestion of a connection created by Applicant and its mark.

39. Registration and/or use of Applicant's mark as sought in Applicant's Application is likely to interfere with Opposer's use and exploitation of Opposer's Marks, and to falsely suggest a connection with Opposer.

CONCLUSION

40. In view of the foregoing and the similarity of Opposer's prior-used and not abandoned Opposer's Marks to Applicant's applied-for mark, the similarities between the use made by Opposer and its licensees of Opposer's Marks and the use of Applicant's mark by Applicant as identified in Applicant's Application and shown through Applicant's use and actual and potential channels of commerce, it is alleged that Applicant's mark as currently applied for, identified, and described, so resembles Opposer's marks as to be likely to cause confusion and to cause mistake. Moreover, registration and/or use of Applicant's mark as sought in Applicant's Application is likely to interfere with Opposer's use and exploitation of Opposer's Marks, to

deceptively and falsely suggest a connection with Opposer, and to diminish and dilute Opposer's rights in Opposer's Marks and the distinctive quality thereof and the goodwill associated therewith which presently inures to the benefit of Opposer.

WHEREFORE, Opposer requests that Applicant's Application be denied. The Office is authorized to charge any additional fees associated with the filing of this Notice of Opposition to our deposit account 15-0490.

This 2nd day of May, 2016.

OLIVE & OLIVE, P.A.
Attorneys for Opposer

/Susan Freya Olive/

Susan Freya Olive

NC Bar No. 7252

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Durham, North Carolina 27702

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CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the Notice of Opposition filed herein, together with any and all attachments thereto, has been served upon Applicant by transmitting a complete copy of the same, including all exhibits, by email addressed to Applicant, as expressly agreed by Applicant for service of this document, at the following email addresses:

<thesirduke@gmail.com>

<onlyaduke@gmail.com>

on this the 2nd day of May, 2016.

/Sofia M. Hernandez/

Sofia M. Hernandez
Olive & Olive, P.A.
Attorneys for Opposer

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

Duke University's Notice of Opposition

Exhibit 1:

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

**Duke
University**

Generated on: This page was generated by TSDR on 2015-08-10 19:11:42 EDT

Mark: DUKE UNIVERSITY



US Serial Number: 74208935 Application Filing Date: Oct. 01, 1991
US Registration Number: 1701827 Registration Date: Jul. 21, 1992
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Jun. 26, 2012
Publication Date: Apr. 28, 1992

Mark Information

Mark Literal Elements: DUKE UNIVERSITY
Standard Character Claim: No
Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Goods and Services

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

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

For: pillows

International Class(es): 020 - Primary Class

U.S Class(es): 032

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

For: cups

International Class(es): 021 - Primary Class

U.S Class(es): 002, 030

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

For: shirts

International Class(es): 025 - Primary Class

U.S Class(es): 039

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: 310 Blackwell Street, 4th Floor

Office of Counsel
Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NON-PROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU0412
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
Olive & Olive, P.A.
500 Memorial Street
Durham, NORTH CAROLINA 27701
UNITED STATES
Correspondent e-mail: emailboxtm@oliveandolive.com
Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

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

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 26, 2012

Duke University's Notice of Opposition

Exhibit 2:

TSDR website printout of Reg. No. 1,702,350

DUKE UNIVERSITY STORES

Attorney of Record

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

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 21, 2012

TM Staff and Location Information

TM Staff Information - None
File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 26, 2012

Duke University's Notice of Opposition

Exhibit 3:

TSDR website printout of Reg. No. 1,702,830

Duke University

Generated on: This page was generated by TSDR on 2015-08-10 19:15:21 EDT

Mark: DUKE UNIVERSITY

Duke University

US Serial Number: 74208934
US Registration Number: 1702830
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: May 02, 2012
Publication Date: May 05, 1992

Application Filing Date: Oct. 01, 1991
Registration Date: Jul. 28, 1992

Mark Information

Mark Literal Elements: DUKE UNIVERSITY
Standard Character Claim: No
Mark Drawing Type: 5 - AN ILLUSTRATION DRAWING WITH WORD(S) /LETTER(S)/ NUMBER(S) INSTYLIZED FORM

Goods and Services

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

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

For: key rings made primarily of metal and metal license plates

International Class(es): 006 - Primary Class

U.S Class(es): 013, 025

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

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

International Class(es): 016 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

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

International Class(es): 018 - Primary Class

U.S Class(es): 002, 003

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

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

International Class(es): 024 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1925

Use in Commerce: 1965

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: 310 Blackwell Street
4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES
Legal Entity Type: NON-PROFIT CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU0408
Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
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UNITED STATES
Correspondent e-mail Authorized: emailboxtm@oliveandolive.com Yes

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

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

TM Staff and Location Information

TM Staff Information - None
File Location

Duke University's Notice of Opposition

Exhibit 4:

TSDR website printout of Reg. No. 1,713,473

**UNIVERSITAS DUKIANA ERUDITIO ET
RELIGIO**



Generated on: This page was generated by TSDR on 2015-08-10 19:17:57 EDT

Mark: UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO



US Serial Number: 74208924

Application Filing Date: Oct. 01, 1991

US Registration Number: 1713473

Registration Date: Sep. 08, 1992

Register: Principal

Mark Type: Trademark, Service Mark

Status: The registration has been renewed.

Status Date: Mar. 15, 2012

Publication Date: May 12, 1992

Mark Information

Mark Literal Elements: UNIVERSITAS DUKIANA ERUDITIO ET RELIGIO

Standard Character Claim: No

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

Disclaimer: "UNIVERSITY"

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

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

Goods and Services

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

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

For: jewelry; namely, class rings

International Class(es): 014 - Primary Class

U.S Class(es): 028

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

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

International Class(es): 041 - Primary Class

U.S Class(es): 107

Class Status: ACTIVE

Basis: 1(a)

First Use: 1965

Use in Commerce: 1965

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

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

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU2101
Attorney Email Authorized: Yes

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

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

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Mar. 15, 2012

Duke University's Notice of Opposition

Exhibit 5:

TSDR website printout of Reg. No. 2,026,492

D[U]KE with Stylized "U"

D♥KE

Generated on: This page was generated by TSDR on 2015-08-10 19:19:45 EDT

Mark: DKE

D♥KE

US Serial Number: 74693793 Application Filing Date: Jun. 27, 1995
US Registration Number: 2026492 Registration Date: Dec. 31, 1996
Register: Principal
Mark Type: Trademark
Status: The registration has been renewed.
Status Date: Feb. 26, 2007
Publication Date: Oct. 08, 1996

Mark Information

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

Goods and Services

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

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

For: clothing, namely, T-shirts
International Class(es): 025 - Primary Class U.S Class(es): 022, 039
Class Status: ACTIVE
Basis: 1(a)
First Use: Feb. 17, 1995 Use in Commerce: Feb. 17, 1995

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: Post Office Box 3024
Durham, NORTH CAROLINA 27710
UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive Docket Number: DUKU0416

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 31, 2006

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Feb. 26, 2007

Duke University's Notice of Opposition

Exhibit 6:

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

D[U]KE with Stylized "U"

D♥KE

Generated on: This page was generated by TSDR on 2015-08-10 19:21:27 EDT

Mark: DKE

D♥KE

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

Mark Information

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

Related Properties Information

Claimed Ownership of US Registrations: 74694684
Child Of: 74694684

Goods and Services

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

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

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

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: Post Office Box 3024
Durham, NORTH CAROLINA 27710
UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com

Docket Number: DUKU0427

Attorney Email Authorized: Yes

Correspondent

Correspondent Name/Address: Susan Freya Olive
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POST OFFICE BOX 2049
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UNITED STATES

Phone: (919) 683-5514

Fax: (919) 688-3781

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jul. 22, 2007

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

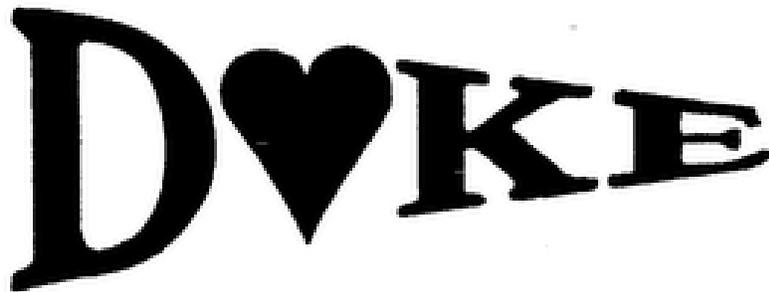
Date in Location: Jun. 11, 2007

Duke University's Notice of Opposition

Exhibit 7:

TSDR website printout of Reg. No. 2,092,314

D[U]KE with Stylized "U"



D♥KE

Generated on: This page was generated by TSDR on 2015-08-10 19:23:32 EDT

Mark: D KE



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

Mark Information

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

Related Properties Information

Claimed Ownership of US Registrations: 74694684
Child Of: 74694684

Goods and Services

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

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

For: pennants not of paper
International Class(es): 024 - Primary Class
U.S Class(es): 042, 050
Class Status: ACTIVE
Basis: 1(a)
First Use: Nov. 22, 1996
Use in Commerce: Nov. 22, 1996

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: POST OFFICE BOX 3024
Durham, NORTH CAROLINA 27710
UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION
State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

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

Correspondent

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

Domestic Representative - Not Found**Prosecution History**

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Aug. 26, 2007

TM Staff and Location Information

TM Staff Information - None
File Location

Duke University's Notice of Opposition

Exhibit 8:

TSDR website printout of Reg. No. 2,122,067

D[U]KE with Stylized "U"

D♥KE

Generated on: This page was generated by TSDR on 2015-08-10 19:25:11 EDT

Mark: DKE



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

Mark Information

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

Related Properties Information

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

Goods and Services

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

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

For: decals, stickers, stationery, and note pads

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

For: drinking glasses, cups, and mugs

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

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: Durham, NORTH CAROLINA 27706

UNITED STATES
Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU0417
Attorney Email Authorized: Yes

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 16, 2007

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: Jun. 23, 2007

Duke University's Notice of Opposition

Exhibit 9:

TSDR website printout of Reg. No. 2,203,764

DUKE CENTER FOR LIVING

Generated on: This page was generated by TSDR on 2015-08-10 19:26:45 EDT

Mark: DUKE CENTER FOR LIVING

US Serial Number: 75321843

Application Filing Date: Jul. 01, 1997

US Registration Number: 2203764

Registration Date: Nov. 17, 1998

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: May 24, 2008

Publication Date: Aug. 25, 1998

Mark Information

Mark Literal Elements: DUKE CENTER FOR LIVING

Standard Character Claim: No

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

Disclaimer: "CENTER"

Goods and Services

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

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

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

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1991

Use in Commerce: Aug. 1991

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

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 1991

Use in Commerce: Aug. 1991

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Duke University

Owner Address: PO BOX 3024

Durham, NORTH CAROLINA 27710
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU0429
Attorney Email Authorized: Yes

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Nov. 17, 2008

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: POST REGISTRATION

Date in Location: May 24, 2008

Duke University's Notice of Opposition

Exhibit 10:

TSDR website printout of Reg. No. 2,317,603

DUKE

Generated on: This page was generated by TSDR on 2015-08-10 19:28:16 EDT

Mark: DUKE

DUKE

US Serial Number: 75347293 Application Filing Date: Aug. 26, 1997
US Registration Number: 2317603 Registration Date: Feb. 15, 2000
Register: Principal
Mark Type: Service Mark
Status: The registration has been renewed.
Status Date: Aug. 12, 2009
Publication Date: Nov. 23, 1999

Mark Information

Mark Literal Elements: DUKE
Standard Character Claim: No
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Related Properties Information

Claimed Ownership of US Registrations: 2203764

Goods and Services

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

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

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

International Class(es): 041 - Primary Class **U.S Class(es):** 100, 101, 107
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 1935 **Use in Commerce:** Jan. 1935

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

International Class(es): 042 - Primary Class **U.S Class(es):** 100, 101
Class Status: ACTIVE
Basis: 1(a)
First Use: Jan. 1935 **Use in Commerce:** Jan. 1935

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: 4th Floor
310 Blackwell Street

Durham, NORTH CAROLINA 27701
UNITED STATES

Legal Entity Type: NONPROFIT CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU0428
Attorney Email Authorized: Yes

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 15, 2010

TM Staff and Location Information

TM Staff Information - None File Location

Current Location: TMEG LAW OFFICE 102

Date in Location: Sep. 14, 2009

Duke University's Notice of Opposition

Exhibit 11:

TSDR website printout of Reg. No. 2,415,817

DUKECARD

Attorney of Record

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

Correspondent

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

Phone: (919) 683-5514

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

Domestic Representative - Not Found**Prosecution History**

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

Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Dec. 26, 2010

TM Staff and Location Information**TM Staff Information - None****File Location**

Current Location: GENERIC WEB UPDATE

Date in Location: Nov. 03, 2010

Duke University's Notice of Opposition

Exhibit 12:

TSDR website printout of Reg. No. 3,936,096

DUKE

Attorney/Correspondence Information

Attorney of Record

Attorney Name: SUSAN FREYA OLIVE

Docket Number: DUKU0433SOBV

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Mar. 29, 2011

Duke University's Notice of Opposition

Exhibit 13:

TSDR website printout of Reg. No. 4,323,346

DUKE CHILDREN'S

Generated on: This page was generated by TSDR on 2015-08-10 19:44:17 EDT

Mark: DUKE CHILDREN'S

DUKE CHILDREN'S

US Serial Number: 85658564
Application Filing Date: Jun. 21, 2012
US Registration Number: 4323346
Registration Date: Apr. 23, 2013
Register: Principal
Mark Type: Trademark, Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Apr. 23, 2013
Publication Date: Feb. 05, 2013

Mark Information

Mark Literal Elements: DUKE CHILDREN'S
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK
Disclaimer: "CHILDREN'S"

Related Properties Information

Claimed Ownership of US Registrations: 2317603

Goods and Services

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

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

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

International Class(es): 009 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 17, 2009

Use in Commerce: Jun. 17, 2009

For: Bulletins concerning healthcare

International Class(es): 016 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jun. 17, 2009

Use in Commerce: Jun. 17, 2009

For: Retail pharmacy services; retail gift shop services

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1974

Use in Commerce: 1974

For: Charitable fundraising services

International Class(es): 036 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1974

Use in Commerce: 1974

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

International Class(es): 041 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: 1996

Use in Commerce: 1996

For: Scientific research

International Class(es): 042 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: 1996

Use in Commerce: 1996

For: Healthcare; providing information in the field of healthcare

International Class(es): 044 - Primary Class

U.S Class(es): 100, 101

Class Status: ACTIVE

Basis: 1(a)

First Use: 1990

Use in Commerce: 1990

Basis Information (Case Level)

Filed Use: Yes

Currently Use: Yes

Amended Use: No

Filed ITU: No

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

Current Owner(s) Information

Owner Name: Duke University

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

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive

Docket Number: DUKU0484

Attorney Primary Email Address: emailboxtm@oliveandolive.com

Attorney Email Authorized: No

Correspondent

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

Correspondent e-mail: emailboxtm@oliveandolive.com

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

Prosecution History

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

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

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Apr. 23, 2013

Duke University's Notice of Opposition

Exhibit 14:

TSDR website printout of Reg. No. 4,342,645

**WASHINGTON DUKE INN &
GOLF CLUB**

Generated on: This page was generated by TSDR on 2015-08-10 19:46:18 EDT

Mark: WASHINGTON DUKE INN & GOLF CLUB

WASHINGTON DUKE INN & GOLF CLUB

US Serial Number: 85756810
Application Filing Date: Oct. 17, 2012
US Registration Number: 4342645
Registration Date: May 28, 2013
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: May 28, 2013
Publication Date: Mar. 12, 2013

Mark Information

Mark Literal Elements: WASHINGTON DUKE INN & GOLF CLUB
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK
Disclaimer: "INN & GOLF CLUB"
Name Portrait Consent: The name "WASHINGTON DUKE" does not identify a living individual.

Goods and Services

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

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

For: Retail gift shop; retail sporting goods store

International Class(es): 035 - Primary Class
U.S Class(es): 100, 101, 102
Class Status: ACTIVE
Basis: 1(a)
First Use: Oct. 1988
Use in Commerce: Oct. 1988

For: Providing sports facilities

International Class(es): 041 - Primary Class
U.S Class(es): 100, 101, 107
Class Status: ACTIVE
Basis: 1(a)
First Use: Oct. 1988
Use in Commerce: Oct. 1988

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

International Class(es): 043 - Primary Class
U.S Class(es): 100, 101
Class Status: ACTIVE
Basis: 1(a)
First Use: Oct. 1988
Use in Commerce: Oct. 1988

Basis Information (Case Level)

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

Current Owner(s) Information

Owner Name: Duke University
Owner Address: Office of Counsel
310 Blackwell Street, 4th Floor
Durham, NORTH CAROLINA 27701
UNITED STATES
Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive
Attorney Primary Email Address: emailboxtm@oliveandolive.com
Docket Number: DUKU2309
Attorney Email Authorized: No

Correspondent

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

Domestic Representative - Not Found

Prosecution History

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

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: May 28, 2013

Duke University's Notice of Opposition

Exhibit 15:

TSDR website printout of Reg. No. 4,760,204

IRON DUKES

Generated on: This page was generated by TSDR on 2015-08-10 19:53:38 EDT

Mark: IRON DUKES

IRON DUKES

US Serial Number: 86445421 Application Filing Date: Nov. 05, 2014
US Registration Number: 4760204 Registration Date: Jun. 23, 2015
Register: Principal
Mark Type: Service Mark
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.
Status Date: Jun. 23, 2015
Publication Date: Apr. 07, 2015

Mark Information

Mark Literal Elements: IRON DUKES
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

Related Properties Information

Claimed Ownership of US Registrations: 1003662, 2317603, 4108223 and others

Goods and Services

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

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

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

International Class(es): 035 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 1971

Use in Commerce: Jul. 01, 1971

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

International Class(es): 036 - Primary Class

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

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 1971

Use in Commerce: Jul. 01, 1971

Basis Information (Case Level)

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

Current Owner(s) Information

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

Legal Entity Type: CORPORATION

State or Country Where Organized: NORTH CAROLINA

Attorney/Correspondence Information

Attorney of Record

Attorney Name: Susan Freya Olive **Docket Number:** DUKU0904
Attorney Primary Email Address: emailboxtm@oliveandolive.com **Attorney Email Authorized:** Yes

Correspondent

Correspondent Name/Address: SUSAN FREYA OLIVE
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UNITED STATES
Phone: 919 683 5514 **Fax:** 919 688 3781
Correspondent e-mail: emailboxtm@oliveandolive.com **Correspondent e-mail Authorized:** Yes

Domestic Representative - Not Found

Prosecution History

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

TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 23, 2015

Duke University's Notice of Opposition

Exhibit 16:

COMMON LAW MARKS

DUKE

Used as a house mark and as a trademark to identify a wide range of products sold and licensed by Duke University, in virtually all areas of endeavor, to men, women and children of all ages. For purposes of this proceeding, the products can generally be defined as consumer goods, and those asserted herein are the following:

- Cosmetics, skin care products, personal bathing and grooming products, and toiletries (including, by way of example, body and nail art, decorative transfers, face paint, glitter, personal care packs comprising containers with toiletries therein, and toothbrushes);
- Clothing of all types for babies, children, men and women (including, by way of example, belts and suspenders; bibs; bottoms including pants, shorts, and other bottoms, separately or in combination with tops; footwear; hairwear; headwear and neckwear; loungewear, nightwear and sleepwear; outerwear including blazers, coats, foul weather gear, jackets, sweatshirts, and other outerwear; tops including shirts, blouses, and other tops; undergarments and other lingerie; and specialty wear including athletic apparel, bike shorts, exercise wear, performance wear, skiwear, swimwear, and uniforms);
- Clothing accessories and hair accessories;
- Fabric for sewing;
- Personal accessories (including, by way of example, hair holders and hair ornaments, key holders, sunglasses, and wallets);
- Jewelry for men and women (including both costume jewelry and jewelry of precious metal);
- Time-keeping instruments (including clocks and watches);
- Electronic and computer accessories (including, by way of example, data storage devices, earphones, mouse pads, protective storage for computers and computer accessories, speakers);
- Computer application software (including, by way of example, web-based information and applications for use on common mobile platforms; and educational programs)
- Containers for personal and household items, and luggage (including, by way of example, backpacks; bags and cases adapted to hold electronic devices and computers; baskets; containers to hold personal care, skin care, grooming, and cosmetic items; coolers; duffels; piggy banks; sport bags; suitcases; totes); luggage tags
- Beverageware, barware, insulating covers for beverage containers, coolers, decanters, flasks, drinkware; feeding wares for children; kitchenware; kitchen, cooking and grilling accessories; picnicware; tableware
- Foods and beverages
- Housewares and household furnishings (including by way of example candles, cushions, curtains, mats, picture frames, rugs, and trash cans); bedding and pillows; bathware (the latter including, by way of example, towels, washcloths, bath mats, shower curtains, toiletry holders, and bathing accessories);

- Décor and ornaments; holiday ornaments and holiday décor; household ornaments; sports ornaments; decorative items for home, vehicle, business and garden adornment; banners, decals, flags and pennants;
- Automobile and other vehicular decorative accessories (including by way of example banners bumper stickers, decals, flags, fins, key holders, license plate holders; mirror ornaments, ornamental license plates, pennants);
- Writing instruments and paper goods (the latter including by way of example artworks of paper; books; cards; memo pads, paper napkins; paper plates; wrapping paper; collectibles)
- Desk and office accessories (including by way of example business card holders, desk sets, memo pad holders, pencil holders, paper clip holders, paper weights, photo albums);
- Furniture (including by way of example chairs, canopies, stools, and tables);
- Lighting and accessories therefor (including by way of example lamps, lampshades, and flashlights);
- Games and toys (including, by way of example, action figures, dolls, stuffed and plush toys, board games, card games, electronic and video games, tabletop games, outdoor games and equipment for such games); game tables;
- Sports equipment and sports accessories (including by way of example balls, ball markers, bats, carabiners, golf bags, golf headcovers, helmets, sports bags, tees, sports towels, sports umbrellas); bicycles and bicycle accessories (the latter including by way of example bicycle clothing, gear, and bags);
- Sports memorabilia; university memorabilia; fanware; gift items intended to remind recipients of Duke University or some aspect of the services and entertainment provided by Duke University and its affiliates
- Pet accessories (including by way of example apparel, costumes, restraint devices, and toys);
- Pre-recorded musical, audio, and audiovisual works; cell phone ringtones; streaming live musical performances; streaming live athletic performances; streaming live educational programs and performances
- Publications in the nature of books, booklets, brochures, magazines, periodicals, and documents, and information provided via the Internet, such publications relating to Duke University, its programs, research, staff, students, fans, and alumni, and/or concerning subjects of general human interest and/or of interest to students, professors, alumni and/or fans, and/or concerning subjects of interest to professionals in fields of study taught at Duke University, including by way of example, recipe books, website and blogs featuring content related to fields of diet, nutrition, health, and wellness;
- And, all products listed in the trademark registrations recited in the Notice of Opposition.

DUKE

Used as a house mark and as a service mark to identify a wide range of services provided and licensed by Duke University, including all services typically provided by a major research university with an associated medical center, professional schools, top tier athletic teams, and trademark licensing program. For purposes of this proceeding, those asserted herein are the following:

- Charitable and fundraising services;
- Educational services for men, women and children (including the provision of classes, conferences, courses, seminars, tutoring, training, and workshops, both in traditional formats and via broadcast and online media, at the pre-university, university, graduate and post-graduate levels);
- Educational and training services in the fields of art, business, economics, education, engineering, environmental studies, foreign languages, health and wellness, diet, nutrition, law, liberal arts, mathematics, medicine, military science, music, nursing, public policy, religion, science, social sciences, sports, technology, the performance arts, and auxiliary skills necessary to success in life and in a career;
- Entertainment services, namely sponsoring athletic events, artistic performances, and cultural affairs, including musical concerts and performances; organizing and conducting collegiate and pre-collegiate sport competitions and athletic events;
- Museums and museum services;
- Musical and theatrical performances, training, and education;
- Personal care services in the nature of spa, gym, salon and barber shop services;
- Photography services;
- Providing athletic performances, providing and/or sponsoring athletic teams and clubs, and engaging in athletic competitions in the fields of badminton, baseball, basketball, crew, cross country, cycling, dancing, diving, endurance events, equestrian, fencing, field hockey, football, golf, ice hockey, ice skating, lacrosse, martial arts, motor sports (including automobile racing), racing, racquetball, rowing, rugby, sailing, skiing, soccer, softball, snowboard, swimming, table tennis, tennis, track and field, ultimate Frisbee, volleyball, water polo, and wrestling, and in all sports regulated by the NCAA;
- Providing counseling services, hospital services, medical and nursing services, diet and fitness services, mental and physical health and wellness services, psychological and psychiatric services, pharmaceutical services;
- Providing, on-line and through live, broadcast and pre-recorded media, information relating to Duke University, its programs, research, employees, students, fans, and alumni, information concerning subjects of general human interest, information of interest to students, employees, alumni and/or fans, and information concerning subjects of interest to professionals in fields of study taught at Duke University;
- Publishing services;
- Religious instruction, teaching, counseling and services including divinity school services and church services;

- Research in the fields of art, business, economics, education, engineering, environmental studies, foreign languages, law, liberal arts, health and wellness, diet, nutrition, mathematics, medicine, music, nursing, public policy, religion, science, social sciences, sports, technology, the performance arts, and auxiliary skills necessary to success in a career, and in all fields in which Duke University provides educational services;
- Restaurant services, hospitality services, bar services, provision of food and beverages, and supervision of third-party provision of food and beverages;
- Sports camp, sports club, sports medicine, sports rehabilitation, and sports training services;
- Retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring a wide variety of consumer goods of others; retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring a wide variety of goods bearing the marks of Duke University; retail store and retail sales services, from fixed premises and online and via catalog and telephone and mail-order, featuring those goods identified in the list of common law goods recited in this Notice of Opposition, as well as soaps and other bath and grooming products
- Retail store services in the fields of personal care, grooming, cosmetics and health and wellness;
- Student volunteer services;
- And, all services listed in the service mark registrations recited in the Notice of Opposition.

DUKE UNIVERSITY

Substantially the same goods as provided herein with respect to DUKE; substantially the same services as provided herein with respect to DUKE

DUKE BLUE DEVILS

Substantially the same goods as provided herein with respect to DUKE; substantially the same entertainment, education, and sports related services as provided herein with respect to DUKE

DUKE MUSIC

Teaching and entertainment in the field of music, including the provision of live and recorded musical performances; streaming musical and audiovisual performances

DUKE CHAPEL CHOIR

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE CHORALE

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE NEW MUSIC ENSEMBLE

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE JAZZ ENSEMBLE

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE OPERA WORKSHOP

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE SYMPHONY ORCHESTRA

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE VESPERS ENSEMBLE

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE WIND SYMPHONY

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE UNIVERSITY MARCHING BAND

Live and recorded musical performances; streaming musical and audiovisual performances

DUKE UNIVERSITY STRING SCHOOL

Teaching and entertainment in the field of music, including the provision of live and recorded musical performances; streaming musical and audiovisual performances

DUU DUKE STUDENT BROADCASTING

Entertainment services consisting of broadcasting and video recordings regarding student life and athletic events

DUKE DINING

Restaurant services; provision of food and drink at Duke University and facilities associated with Duke University; provision of food and drink to students, employees, patients, visitors, and others affiliated with Duke University; supervision of third parties who provide food and drink at Duke University and facilities associated with Duke

University; supervision of third parties who provide food and drink to students, employees, patients, visitors, and others affiliated with Duke University

DUKE VENDING

Provision of food and drink, and delivery of same

DUKE DIET

Medical, psychological, wellness, fitness, diet, and nutrition services; education in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition; provision of food and beverages for consumption on and off premises; assistance with travel and lodging; online and printed publications in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition

DUKE DIET & FITNESS CENTER

Medical, psychological, wellness, fitness, diet, and nutrition services; education in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition; provision of food and beverages for consumption on and off premises; assistance with travel and lodging; online and printed publications in the fields of medicine, psychology, wellness, fitness, diet, cooking, and nutrition

IRON DUKE

Clothing in the nature of footwear, head wear, tops, bottoms, foul weather gear, and athletic apparel; sports equipment and accessories; decals and other items indicating affiliation with an athletic support organization; membership services related to an athletic support organization

IRON DUKES

Clothing in the nature of footwear, head wear, tops, bottoms, foul weather gear, and athletic apparel; sports equipment and accessories; decals and other items indicating affiliation with an athletic support organization; membership services related to an athletic support organization; operating a website with links to purchase a variety of consumer goods; operating a website with links to purchase prerecorded music and audiovisual works, and to obtain access to streaming entertainment in the nature of musical and sports performances

DUKE WEB SERVICES

Web design, strategy and consultation, website and application development, information architecture and user research, print design, and project management