

ESTTA Tracking number: **ESTTA770721**

Filing date: **09/14/2016**

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	The Chamberlain Group, Inc.
Granted to Date of previous extension	09/14/2016
Address	845 Larch Avenue Elmhurst, IL 60126-1196 UNITED STATES
Attorney information	EDWARD E CLAIR, ALISA SIMMONS FITCH EVEN TABIN & FLANNERY LLP 120 S LASALLE STREET SUITE 1600 CHICAGO, IL 60603 UNITED STATES trademark@fitcheven.com, eclair@fitcheven.com Phone:312-577-7000

Applicant Information

Application No	86855061	Publication date	05/17/2016
Opposition Filing Date	09/14/2016	Opposition Period Ends	09/14/2016
Applicant	Shenzhen WeiEr Haixin electronics Co., Ltd. Rm.403, 4/F, Tianyige Industrial Zone Shenzhen,Guangdong, CHINA		

Goods/Services Affected by Opposition

Class 007. First Use: 2013/11/21 First Use In Commerce: 2013/11/21 All goods and services in the class are opposed, namely: Air brushes for applying paint; Alternators; Centrifugal grinding machines; Cutting machines; Dip-dyeing machines; Dynamos; Electroplating machines; Embossing machines; Machines for dyeing textiles; Mechanized horse walkers; Mixing machines; Mufflers for motors and engines; Papermaking machines; Pressure washing machines; Printing machines for commercial or industrial use; Typecasting machines; Window openers, hydraulic; Agricultural machinery, namely, harvesters; Electric welding machines; Hydraulic door closers; Industrial printing machines; Power-operated tools, namely, grinders

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
No bona fide intent to use mark in commerce for identified goods or services	Trademark Act Section 1(b)
Dilution by blurring	Trademark Act Sections 2 and 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	863447	Application Date	06/21/1967
Registration Date	01/14/1969	Foreign Priority Date	NONE
Word Mark	LIFTMASTER		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1967/05/17 First Use In Commerce: 1967/05/17 RESIDENTIAL ELECTRICAL GARAGE DOOR CONTROLLERS		

U.S. Registration No.	1401035	Application Date	11/26/1985
Registration Date	07/15/1986	Foreign Priority Date	NONE
Word Mark	GARAGE MASTER		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1985/09/01 First Use In Commerce: 1985/10/21 ELECTRONIC GARAGE DOOR OPENERS		

U.S. Registration No.	1781236	Application Date	11/16/1992
Registration Date	07/13/1993	Foreign Priority Date	NONE
Word Mark	LIFT-MASTER		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1967/05/17 First Use In Commerce: 1967/05/17 electric door openers and structural parts thereof		

U.S. Registration No.	2034080	Application Date	12/21/1993
Registration Date	01/28/1997	Foreign Priority Date	NONE
Word Mark	ACCESSMASTER		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 009. First use: First Use: 1994/01/21 First Use In Commerce: 1994/01/21 radio receiver units, radio transmitter units, keypads card readers, control panels, and for controlling electronic door and gate openers, and parts therefor		

U.S. Registration No.	2724638	Application Date	09/22/1999
Registration Date	06/10/2003	Foreign Priority Date	NONE
Word Mark	LIFTMASTER		

Design Mark	LIFTMASTER
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Description of Mark	NONE
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Goods/Services	<p>Class 007. First use: First Use: 1967/05/17 First Use In Commerce: 1967/05/17 Electric motors for doors, gates and shutters [; Tubular electric motors for doors, gates and shutters; central vacuum system for residential use, comprised of central vacuum units, tubing and fittings]</p> <p>Class 009. First use: First Use: 1967/05/17 First Use In Commerce: 1967/05/17 Remote control systems and components thereof-namely radio controls for garage and warehouse entrance doors or gates, automatic garage door openers, lights, motors, antennas, transmitters, receivers and controllers responding thereto and used in such systems; electrical safety equipment; namely, an electric eye for sensing obstructions and controlling doors; electronic security devices, namely, electronic controls for granting access and egress through doors or gates; radio receiver units, radio transmitter units, keypads and card readers; a centralized automated system comprising a programmable controller, power line carrier modules, and one or more control modules or control receptacles, for controlling audio equipment, lighting, and other appliances in a residence</p> <p>Class 037. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 Providing technical advice and information in the maintenance and repair in the field of garage door opener installation, remote control systems, electrical safety equipment electronic security systems centralized automation systems and central vacuum systems</p> <p>Class 042. First use: First Use: 1998/01/00 First Use In Commerce: 1998/01/00 [Providing research and design services for other enterprises regarding consumer, industrial, military and construction projects in the field of garage door openers, remote control systems, rolling shutters, awnings, telephone access systems, intercoms, electrical safety equipment, electronic security, centralized automation systems, and central vacuum systems]</p>
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U.S. Registration No.	4380949	Application Date	04/17/2012
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Registration Date	08/06/2013	Foreign Priority Date	NONE
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Word Mark	LIFTMASTER
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Design Mark	LIFTMASTER
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Description of Mark	NONE
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Goods/Services	Class 020. First use: First Use: 2012/09/01 First Use In Commerce: 2012/10/01 Benches; Cabinet network; Chairs; Chests of drawers; Drawer organizers; Filing cabinets; Furniture; Lockers; Metal shelving; Non-metal bins; Shelves; Stools; Storage racks; Tool and tool accessory boxes not made of metal sold empty;
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	Tool and tool accessory trays not made of metal sold empty and parts and fittings therefor; Wall-mounted tool racks; Work surfaces; Workbenches
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Attachments	75806471#TMSN.png(bytes) 85599947#TMSN.png(bytes) 6341-CGI v. Shenzhen WeiEr Opp.pdf(79626 bytes) 6341-CGI v. Shenzhen WeiEr Haixin electronics Co., Ltd. exhibits.pdf(985815 bytes)
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Certificate of Service

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

Signature	/Edward E. Clair/
Name	EDWARD E CLAIR, ALISA SIMMONS
Date	09/14/2016

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

The Chamberlain Group, Inc.,)	
)	
Opposer,)	
)	
v.)	
)	
Shenzhen WeiEr Haixin electronics Co., Ltd.)	
)	
Applicant.)	
<hr style="width: 30%; margin-left: 0;"/>		
Serial No.: 86855061)	
Filed: December 21, 2015)	
Mark: OCAMASTER & Design)	
)	
Published: May 17, 2016)	

NOTICE OF OPPOSITION

The Chamberlain Group, Inc., a Connecticut corporation, located and doing business at 845 Larch Avenue, Elmhurst, Illinois 60126-1196 ("Chamberlain"), believes that it will be damaged by registration of the OCAMASTER & Design trademark Application No. 86855061, and hereby opposes the same on the following grounds:

COUNT I - TRADEMARK INFRINGEMENT

I. In Application Serial No. 86855061 Shenzhen WeiEr Haixin electronics Co., Ltd. ("Applicant"), is seeking to obtain registration on the Principal Register for the mark OCAMASTER & Design for use in connection with "Air brushes for applying paint; Alternators; Centrifugal grinding machines; Cutting machines; Dip-dyeing machines; Dynamos; Electroplating machines; Embossing machines; Machines for dyeing textiles; Mechanized horse walkers; Mixing machines; Mufflers for motors and engines; Papermaking machines; Pressure washing machines; Printing machines for commercial or industrial use; Typecasting machines; Window openers, hydraulic; Agricultural machinery, namely, harvesters; Electric welding

machines; Hydraulic door closers; Industrial printing machines; Power-operated tools, namely, grinders”

2. Since at least as early as May 17, 1967, Chamberlain adopted and began using the mark LIFTMASTER for use on overhead door operating systems which are and have been marketed in commerce throughout the United States.

3. On January 14, 1969, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 863447 for the mark LIFTMASTER for use on “residential electrical garage door controllers.” A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 863447 appears in Exhibit A. Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said mark in commerce on the goods. Said Registration is also incontestible under 15 U.S.C. § 1065.

4. On July 15, 1986, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 1401035 for the mark GARAGE MASTER for use on “electronic garage door openers.” A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 1401035 appears in Exhibit B. Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said mark in commerce on the goods. Said Registration is also incontestible under 15 U.S.C. § 1065. Chamberlain has made substantially continuous use in commerce of the said mark on the said goods since at least as early as September 1, 1985.

5. On July 13, 1993, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 1781236 for the mark LIFT-MASTER for use on “electric door openers and structural parts thereof.” A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 1781236 appears in Exhibit C. Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said

mark in commerce on the goods. Said Registration is also incontestible under 15 U.S.C. § 1065. Chamberlain has made substantially continuous use in commerce of the said mark on the said goods since at least as early as May 17, 1967.

6. On January 28, 1997, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 2034080 for the mark ACCESSMASTER for use on “Radio receiver units, radio transmitter units, keypads card readers, control panels, and for controlling electronic door and gate openers, and parts therefor.” A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 2034080 appears in Exhibit D. Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said mark in commerce on the goods. Said Registration is also incontestible under 15 U.S.C. § 1065. Chamberlain has made substantially continuous use in commerce of the said mark on the said goods since at least as early as January 21, 1994.

7. On June 10, 2003, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 2724638 for the mark LIFTMASTER for use on “electric motors for doors, gates and shutters in International Class 7; “Remote control systems and components thereof-namely radio controls for garage and warehouse entrance doors or gates, automatic garage door openers, lights, motors, antennas, transmitters, receivers and controllers responding thereto and used in such systems; electrical safety equipment; namely, an electric eye for sensing obstructions and controlling doors; electronic security devices, namely, electronic controls for granting access and egress through doors or gates; radio receiver units, radio transmitter units, keypads and card readers; a centralized automated system comprising a programmable controller, power line carrier modules, and one or more control modules or control receptacles, for controlling audio equipment, lighting, and other appliances in a residence” in International Class 9; “Providing technical advice and information in the maintenance and repair in the field of garage door opener installation, remote control systems, electrical safety equipment, electronic security systems and centralized automation systems and

central vacuum systems” in International Class 37; Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said mark in commerce on the goods. A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 2724638 appears in Exhibit E. Said Registration is also incontestible under 15 U.S.C. § 1065. Chamberlain has made substantially continuous use in commerce of the said mark on the said goods since at least as early as May 17, 1967.

8. On August 6, 2013, the United States Patent & Trademark Office registered on the Principal Register and issued Registration No. 4380949 for the mark LIFTMASTER for use on “Benches; Cabinetwork; Chairs; Chests of drawers; Drawer organizers; Filing cabinets; Furniture; Lockers; Metal shelving; Non-metal bins; Shelves; Stools; Storage racks; Tool and tool accessory boxes not made of metal sold empty; Tool and tool accessory trays not made of metal sold empty and parts and fittings therefor; Wall-mounted tool racks; Work surfaces; Workbenches.” A current printout of information from the USPTO electronic database records showing the current status and title of Registration No. 43809496 appears in Exhibit F. Said Registration is presently valid and subsisting and is now owned by Chamberlain and is *prima facie* evidence of Chamberlain's exclusive right to use said mark in commerce on the goods.

9. The aforesaid marks of Chamberlain have been promoted together and constitute the “MASTER” family of marks.

10. Chamberlain is the owner of all right, title and interest in the foregoing Federal trademark registrations.

11. Applicant has used the trademark without the consent of Chamberlain and on information and belief with the intent to trade and capitalize on the goodwill generated by Chamberlain's extensive and exclusive use of its “MASTER” family of marks.

12. Long prior to Applicant's adoption and use of the OCAMASTER & Design mark, Chamberlain was actively engaged in interstate and foreign commerce in the business of

manufacturing, distributing, advertising and selling overhead door operating systems and related products bearing the “MASTER” family of marks.

13. Chamberlain has expended millions of dollars in advertising and promoting its products and services, and has sold millions of dollars of products and services bearing the “MASTER” family of marks in the United States and throughout the world.

14. On information and belief, Applicant’s adoption of the OCAMASTER & Design trademark with full knowledge of Chamberlain’s use of the “MASTER” family of marks and Registrations therefore, at the time Applicant filed Application No. 86855061 for registration of the OCAMASTER & Design mark.

15. In Application No. 86855061 filed December 21, 2015, the Applicant seeks registration of the mark OCAMASTER & Design for “.Air brushes for applying paint; Alternators; Centrifugal grinding machines; Cutting machines; Dip-dyeing machines; Dynamos; Electroplating machines; Embossing machines; Machines for dyeing textiles; Mechanized horse walkers; Mixing machines; Mufflers for motors and engines; Papermaking machines; Pressure washing machines; Printing machines for commercial or industrial use; Typecasting machines; Window openers, hydraulic; Agricultural machinery, namely, harvesters; Electric welding machines; Hydraulic door closers; Industrial printing machines; Power-operated tools, namely, grinders.”

16. On information and belief, the earliest date of actual or constructive use for the services specified in the subject application upon which the Applicant can rely is November 21, 2013.

17. On information and belief, Chamberlain’s priority in its “MASTER” family of marks and Registrations therefore are earlier than any priority that the Applicant can establish in its OCAMASTER& Design mark.

18. Based on the foregoing and upon information and belief, Applicant's intended adoption, use, distribution, offer for sale, and sale of goods bearing the OCAMASTER & Design mark constitutes trademark infringement by causing confusion, mistake or deception as to the origin of the goods among the relevant consuming public. The public is likely to believe that Applicant's products originate with Chamberlain, are licensed by Chamberlain, or are sponsored, authorized, endorsed, or are otherwise related to Chamberlain.

19. The goods for which Applicant seeks registration of the OCAMASTER & Design trademark are similar or related to the goods and services which Chamberlain distributes bearing the "MASTER" family of marks.

20. On information and belief the goods for which Applicant seeks registration of the OCAMASTER & Design mark are likely to be sold to the same customers or channels of trade to which Chamberlain sells its goods and services bearing the "MASTER" family of marks.

21. If the Applicant is granted registration of its OCAMASTER & Design mark as shown in Application No. 86855061, the Applicant will thereby obtain the *prima facie* exclusive right to use the OCAMASTER & Design mark, and such registration of the OCAMASTER & Design mark will impair, diminish, and dilute Chamberlain's goodwill and rights in its "MASTER" family of marks causing irreparable injury to Chamberlain.

COUNT II - FEDERAL TRADEMARK DILUTION

22. Paragraphs 1-21 are incorporated by reference herein.

23. Chamberlain has expended substantial monies in marketing, advertising and promoting its "MASTER" family of marks on its goods and services.

24. Chamberlain possesses extremely valuable goodwill in the "MASTER" family of marks by reason of its extensive use, marketing, publicity, advertising and geographic extent of

its use and promotion. This goodwill was established long prior to the filing of this Application Serial No. 86855061.

25. Chamberlain has sold goods and services bearing the “MASTER” family of marks in excess of millions of dollars.

26. The “MASTER” family of marks are famous and distinctive within the meaning of the Lanham Act, and are entitled to the protection of the anti-dilution provisions of the Lanham Act, including 15 U.S.C. § 1125(c).

27. Applicant filed the Application No. 86855061 after the “MASTER” family of marks became famous and distinctive.

COUNT III – LACK OF OR FAILURE TO USE

28. Paragraphs 22-27 are incorporated by reference herein.

29. On information and belief, Applicant is not using the OCAMASTER & Design mark on all the goods claimed in Application Serial No. 86855061.

PRAYER FOR RELIEF

WHEREFORE, Chamberlain prays that this Opposition be sustained, that Application No. 86855061 be rejected, and that registration of the OCAMASTER & Design trademark for the goods specified therein be refused.

Date: September 14, 2016

Respectfully submitted,

By: /Edward E. Clair/
Edward E. Clair
Alisa C. Simmons
FITCH, EVEN, TABIN & FLANNERY, LLP
120 South LaSalle Street, Suite 1600
Chicago, Illinois 60603-3406
Telephone: (312) 577-7000

Attorneys for Opposer

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing NOTICE OF OPPOSITION was served by first class mail, postage prepaid, upon:

Xiaohui, Peng
5860-3 Place Decelles
Montreal, Quebec CANADA

on this 14th day of September, 2016.

FITCH, EVEN, TABIN & FLANNERY LLP

/Edward E. Clair/

Edward E. Clair
Alisa C. Simmons
FITCH, EVEN, TABIN & FLANNERY LLP
120 South LaSalle, Suite 1600
Chicago, Illinois 60603

Telephone 312.577.7000
Facsimile 312.577.7007

Attorneys for Opposer

746604

Exhibit A



Trademarks > Trademark Electronic Search System (TESS)

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Typed Drawing

Word Mark LIFTMASTER

Goods and Services IC 009. US 021. G & S: RESIDENTIAL ELECTRICAL GARAGE DOOR CONTROLLERS. FIRST USE: 19670517. FIRST USE IN COMMERCE: 19670517

Mark Drawing Code (1) TYPED DRAWING

Serial Number 72275978

Filing Date June 21, 1967

Current Basis 1A

Original Filing Basis 1A

Registration Number 0863447

Registration Date January 14, 1969

Owner (REGISTRANT) CHAMBERLAIN MANUFACTURING CORPORATION CORPORATION IOWA 845 LARCH AVE. ELMHURST ILLINOIS 60127
(LAST LISTED OWNER) CHAMBERLAIN GROUP, INC., THE CORPORATION ASSIGNEE OF CONNECTICUT 847 LARCH AVENUE ELMHURST ILLINOIS 60127

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record Joseph T. Nabor

Type of Mark TRADEMARK

Register PRINCIPAL

Affidavit Text SECT 15. SECTION 8(10-YR) 20090131.

Renewal 2ND RENEWAL 20090131

Live/Dead Indicator LIVE

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**Assignments on the Web > Trademark Query****Trademark Assignment Abstract of Title****Total Assignments: 2**Serial #: [72275978](#)

Filing Dt: 06/21/1967

Reg #: [863447](#)

Reg. Dt: 01/14/1969

Registrant: CHAMBERLAIN MANUFACTURING CORPORATION

Mark: LIFTMASTER

Assignment: 1Reel/Frame: [0161/0854](#)

Recorded: 04/29/1968

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: [PERMA-POWER COMPANY](#)

Exec Dt: 04/01/1968

Entity Type: CORPORATION

Citizenship: ILLINOIS

Entity Type: CORPORATION

Citizenship: IOWA

Assignee: [CHAMBERLAIN MANUFACTURING CORPORATION](#)

845 LARCH AVE.

ELMHURST, ILLINOIS 60127

Correspondent: WALLENSTEIN, SPANGENBERG, ET AL.

135 S. LASALLE ST.

135 S. LA SALLE ST.

CHICAGO, IL 60603

Assignment: 2Reel/Frame: [0593/0812](#)

Recorded: 02/22/1988

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: [CHAMBERLAIN MANUFACTURING CORPORATION](#)

Exec Dt: 02/08/1988

Entity Type: CORPORATION

Citizenship: IOWA

Entity Type: CORPORATION

Citizenship: CONNECTICUT

Assignee: [CHAMBERLAIN GROUP, INC., THE](#)

845 LARCH AVENUE

ELMHURST, ILLINOIS 60126

Correspondent: HILL, VAN SANTEN, ET AL.

70TH FLOOR SEARS TOWER

CHICAGO, IL 60606

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Exhibit B



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Typed Drawing

Word Mark	GARAGE MASTER
Goods and Services	IC 009. US 021. G & S: ELECTRONIC GARAGE DOOR OPENERS. FIRST USE: 19850901. FIRST USE IN COMMERCE: 19851021
Mark Drawing Code	(1) TYPED DRAWING
Serial Number	73570496
Filing Date	November 26, 1985
Current Basis	1A
Original Filing Basis	1A
Published for Opposition	April 22, 1986
Registration Number	1401035
Registration Date	July 15, 1986
Owner	(REGISTRANT) CHAMBERLAIN MANUFACTURING CORPORATION CORPORATION IOWA 845 LARCH AVENUE ELMHURST ILLINOIS 60126 (LAST LISTED OWNER) CHAMBERLAIN GROUP, INC., THE CORPORATION ASSIGNEE OF CONNECTICUT 845 LARCH AVENUE ELMHURST ILLINOIS 60126
Assignment Recorded	ASSIGNMENT RECORDED
Attorney of Record	JOSEPH T. NABOR
Disclaimer	NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "GARAGE" APART FROM THE MARK AS SHOWN
Type of Mark	TRADEMARK
Register	PRINCIPAL
Affidavit Text	SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20060925.
Renewal	1ST RENEWAL 20060925
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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [73570496](#)

Filing Dt: 11/26/1985

Reg #: [1401035](#)

Reg. Dt: 07/15/1986

Registrant: CHAMBERLAIN MANUFACTURING CORPORATION

Mark: GARAGE MASTER

Assignment: 1

Reel/Frame: [0593/0812](#)

Recorded: 02/22/1988

Pages: 2

Conveyance: ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

Assignor: [CHAMBERLAIN MANUFACTURING CORPORATION](#)

Exec Dt: 02/08/1988

Entity Type: CORPORATION

Citizenship: IOWA

Assignee: [CHAMBERLAIN GROUP, INC., THE](#)

Entity Type: CORPORATION

Citizenship: CONNECTICUT

845 LARCH AVENUE

ELMHURST, ILLINOIS 60126

Correspondent: HILL, VAN SANTEN, ET AL.

70TH FLOOR SEARS TOWER

CHICAGO, IL 60606

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Typed Drawing

Word Mark LIFT-MASTER
Goods and Services IC 009. US 021. G & S: electric door openers and structural parts thereof. FIRST USE: 19670517. FIRST USE IN COMMERCE: 19670517
Mark Drawing Code (1) TYPED DRAWING
Serial Number 74331141
Filing Date November 16, 1992
Current Basis 1A
Original Filing Basis 1A
Published for Opposition April 20, 1993
Registration Number 1781236
Registration Date July 13, 1993
Owner (REGISTRANT) Chamberlain Group, Inc., The CORPORATION CONNECTICUT 845 Larch Avenue Elmhurst ILLINOIS 601261196
Attorney of Record JOSEPH T NABOR
Type of Mark TRADEMARK
Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20130727.
Renewal 2ND RENEWAL 20130727
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Typed Drawing

Word Mark ACCESSMASTER

Goods and Services IC 009. US 021 023 026 036 038. G & S: radio receiver units, radio transmitter units, keypads card readers, control panels, and for controlling electronic door and gate openers, and parts therefor. FIRST USE: 19940121. FIRST USE IN COMMERCE: 19940121

Mark Drawing Code (1) TYPED DRAWING

Serial Number 74473915

Filing Date December 21, 1993

Current Basis 1A

Original Filing Basis 1B

Published for December 6, 1994

Opposition

Registration Number 2034080

Registration Date January 28, 1997

Owner (REGISTRANT) Linear Corporation CORPORATION CALIFORNIA 2055 Corte Del Nogal Carlsbad CALIFORNIA 92009
(LAST LISTED OWNER) CHAMBERLAIN GROUP, INC., THE CORPORATION BY ASSIGNMENT CONNECTICUT 845 LARCH AVENUE ELMHURST ILLINOIS 601261196

Assignment Recorded ASSIGNMENT RECORDED

Attorney of Record JOSEPH T NABOR

Type of Mark TRADEMARK

Register PRINCIPAL
Affidavit Text SECT 15. SECT 8 (6-YR). SECTION 8(10-YR) 20070307.
Renewal 1ST RENEWAL 20070307
Live/Dead Indicator LIVE

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Trademark Assignment Abstract of Title

Total Assignments: 1

Serial #: [74473915](#)

Filing Dt: 12/21/1993

Reg #: [2034080](#)

Reg. Dt: 01/28/1997

Registrant: Linear Corporation

Mark: ACCESSMASTER

Assignment: 1

Reel/Frame: [1849/0901](#)

Recorded: 02/01/1999

Pages: 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Assignor: [LINEAR CORPORATION](#)

Exec Dt: 12/30/1998

Entity Type: CORPORATION

Citizenship: CALIFORNIA

Entity Type: CORPORATION

Citizenship: CONNECTICUT

Assignee: [CHAMBERLAIN GROUP, INC., THE](#)

845 LARCH AVENUE

ELMHURST, ILLINOIS 60126

Correspondent: FITCH, EVEN, TABIN ET AL.

JOSEPH T. NABOR

120 S. LASALLE STREET

SUITE 1600

CHICAGO, IL 60603

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Exhibit E



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LIFTMASTER

Word Mark LIFTMASTER

Goods and Services IC 007. US 013 019 021 023 031 034 035. G & S: Electric motors for doors, gates and shutters [; Tubular electric motors for doors, gates and shutters; central vacuum system for residential use, comprised of central vacuum units, tubing and fittings]. FIRST USE: 19670517. FIRST USE IN COMMERCE: 19670517

IC 009. US 021 023 026 036 038. G & S: Remote control systems and components thereof-namely radio controls for garage and warehouse entrance doors or gates, automatic garage door openers, lights, motors, antennas, transmitters, receivers and controllers responding thereto and used in such systems; electrical safety equipment; namely, an electric eye for sensing obstructions and controlling doors; electronic security devices, namely, electronic controls for granting access and egress through doors or gates; radio receiver units, radio transmitter units, keypads and card readers; a centralized automated system comprising a programmable controller, power line carrier modules, and one or more control modules or control receptacles, for controlling audio equipment, lighting, and other appliances in a residence. FIRST USE: 19670517. FIRST USE IN COMMERCE: 19670517

IC 037. US 100 103 106. G & S: Providing technical advice and information in the maintenance and repair in the field of garage door opener installation, remote control systems, electrical safety equipment electronic security systems centralized automation systems and central vacuum systems. FIRST USE: 19980100. FIRST USE IN COMMERCE: 19980100

(CANCELLED) IC 042. US 100 101. G & S: [Providing research and design services for other enterprises regarding consumer, industrial, military and construction projects in the field of garage door openers, remote control systems, rolling shutters, awnings, telephone access systems, intercoms, electrical safety equipment, electronic security, centralized automation systems, and central vacuum systems]. FIRST USE: 19980100. FIRST USE IN COMMERCE: 19980100

Mark Drawing Code (1) TYPED DRAWING

Serial Number 75806471

Filing Date September 22, 1999
Current Basis 1A
Original Filing Basis 1B
Published for Opposition September 5, 2000
Change In Registration CHANGE IN REGISTRATION HAS OCCURRED
Registration Number 2724638
International Registration Number 1160340
Registration Date June 10, 2003
Owner (REGISTRANT) Chamberlain Group, Inc., The CORPORATION CONNECTICUT 845 Larch Avenue Elmhurst ILLINOIS 60126
Attorney of Record Joseph T, Nabor
Prior Registrations 0863447;1781236
Type of Mark TRADEMARK. SERVICE MARK
Register PRINCIPAL
Affidavit Text SECT 15. PARTIAL SECT 8 (6-YR). SECTION 8(10-YR) 20131129.
Renewal 1ST RENEWAL 20131129
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LIFTMASTER

Word Mark LIFTMASTER

Goods and Services IC 020. US 002 013 022 025 032 050. G & S: Benches; Cabinetwork; Chairs; Chests of drawers; Drawer organizers; Filing cabinets; Furniture; Lockers; Metal shelving; Non-metal bins; Shelves; Stools; Storage racks; Tool and tool accessory boxes not made of metal sold empty; Tool and tool accessory trays not made of metal sold empty and parts and fittings therefor; Wall-mounted tool racks; Work surfaces; Workbenches. FIRST USE: 20120901. FIRST USE IN COMMERCE: 20121001

Standard Characters Claimed

Mark Drawing Code (4) STANDARD CHARACTER MARK

Serial Number 85599947

Filing Date April 17, 2012

Current Basis 1A

Original Filing Basis 1B

Published for Opposition September 18, 2012

Registration Number 4380949

International Registration Number 1160340

Registration Date August 6, 2013

Owner (REGISTRANT) The Chamberlain Group, Inc. CORPORATION CONNECTICUT 845 Larch Avenue Elmhurst ILLINOIS 601261196

Attorney of Record Joseph T. Nabor

Prior Registrations 0863447;2724638

Type of Mark TRADEMARK

Register PRINCIPAL

Live/Dead Indicator LIVE

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For Serial Number: 85599947

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