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

Proceeding	92051465
Party	Plaintiff EA Digital Illusions CE AB and Electronic Arts Inc.
Correspondence Address	GAVIN L CHARLSTON COOLEY LLP 101 CALIFORNIA STREET, 5TH FLOOR SAN FRANCISCO, CA 94111-5800 UNITED STATES trademarks@cooley.com
Submission	Opposition/Response to Motion
Filer's Name	Gavin L. Charlston
Filer's e-mail	trademarks@cooley.com, llewallen@cooley.com, gcharlston@cooley.com
Signature	/GLC/
Date	02/25/2011
Attachments	SF- #1210922-v1-EA_Edge_Cancellation_-_Opposition_to_Motion_to_Withdraw_Su rrender.pdf (3 pages)(26762 bytes)

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

In the Matter of Registration No. 3,559,342
For the Trademark THE EDGE
Issued January 13, 2009

In the Matter of Registration No. 3,381,826
For the Trademark GAMER'S EDGE
Issued February 12, 2008

In the Matter of Registration No. 3,105,816
For the Trademark EDGE
Issued June 20, 2006

In the Matter of Registration No. 2,251,584
For the Trademark CUTTING EDGE
Issued June 8, 1999

In the Matter of Registration No. 2,219,837
For the Trademark EDGE
Issued January 26, 1999

EA DIGITAL ILLUSIONS CE AB, a Swedish)	
corporation; ELECTRONIC ARTS INC., a)	
Delaware corporation,)	Cancellation No. 92051465
)	
 Petitioners,)	
)	
v.)	
)	
EDGE GAMES, INC., a California corporation,)	
)	
 Registrant.)	
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Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, Virginia 22313-1451

OPPOSITION TO MOTION TO WITHDRAW (REVERSE)
SECTION 7 SURRENDER OF REG. NO. 3,105,816

Registrant has moved to withdraw its surrender of Reg. No. 3,105,816 (the Subject Registration) on the grounds that it lacked the “power” to do so. The motion must be denied, however, because Registrant has failed to introduce any evidence in support its contentions, such that the motion is legally insufficient.

Further, Registrant has represented throughout these proceedings that it is the sole owner of the registration in question. Registrant’s assignment of a partial interest of that registration to Future Publishing Ltd. was not recorded until after these proceedings were initiated. Accordingly, it was Registrant’s obligation to join any interested parties in the action, and its failure to do so cannot enable it to now challenge the validity of these proceedings with regard to the Subject Registration. Moreover, the parties hereto have entered into a settlement agreement that specifically calls for Registrant’s surrender of the registration in question, such that the reinstatement would result in a breach of Registrant’s contractual obligations.

Notwithstanding the foregoing, Petitioners do not object to the reinstatement of the Subject Registration, provided that the registration is held solely in the name of Future Publishing Ltd. Petitioners are prepared to cooperate as necessary to achieve that end. Any effort by Registrant to retain ownership of the Subject Registration must be refused, however, for the reasons set forth herein.

Date: February 25, 2011

Respectfully submitted,

COOLEY LLP

By: 
Gavin L. Charlston
101 California Street, Fifth Floor
San Francisco, California 94111-5800
Telephone: (415) 693-2000
Email: trademarks@cooley.com

CERTIFICATE OF TRANSMITTAL AND SERVICE

I hereby certify that the foregoing Opposition To Motion To Withdraw (Reverse) Section 7 Surrender Of Reg. No. 3,105,816 is being electronically transmitted in PDF format to the Trademark Trial and Appeal Board through the Electronic System for Trademark Trials and Appeals (ESTTA) on the date indicated below.

I hereby further certify that on the date indicated below, a true and correct copy of the foregoing Opposition To Motion To Withdraw (Reverse) Section 7 Surrender Of Reg. No. 3,105,816 was placed for delivery by Federal Express, addressed to the correspondent for Respondent in this proceeding (as identified in the TTAB database) as follows:

EDGE GAMES, INC.
530 SOUTH LAKE AVENUE #171
PASADENA, CA 91101

Date: February 25, 2011


Gavin L. Charlston