ESTTA Tracking number:

ESTTA531110 04/08/2013

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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<br>Address | VINEETA GAJWANI ELECTRONIC ARTS INC 209 REDWOOD SHORES PARKWAY REDWOOD CITY, CA 94065 UNITED STATES vgajwani@ea.com |
| Submission                | Opposition/Response to Motion   |
| Filer's Name              | Vineeta Gajwani   |
| Filer's e-mail            | vgajwani@ea.com   |
| Signature                 | /Vineeta Gajwani/   |
| Date                      | 04/08/2013  |
| Attachments               | Joint Opposition to Docket Nos. 86-90.pdf ( 3 pages )(85576 bytes )   |

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

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

EA DIGITAL ILLUSIONS CE AB, a Swedish corporation; ELECTRONIC ARTS INC., a Delaware corporation,

Petitioners,

v.

EDGE GAMES, INC., a California corporation and FUTURE PUBLISHING LTD, a UK company,

Co-Defendants.

Trademark Trial and Appeal Board U.S. Patent and Trademark Office P.O. Box 1451 Alexandria, Virginia 22313-1451 EA DIGITAL ILLUSIONS CE AB, ELECTRONIC ARTS INC., AND FUTURE PUBLISHING LTD'S JOINT OPPOSITION TO EDGE GAMES' FILINGS AT DOCKET NOS. 86-90.

Cancellation No. 92051465

It has been two and half years since the District Court issued its Judgment dated October 8, 2010, ordering the Trademark Office to cancel the subject registrations owned by Edge Games. (See Certified Copy of Judgment at Docket No. 85) And it has been more than a year since the Board stated that in the absence of a District Court Order setting aside that Judgment, the Board would cancel the subject registrations as originally ordered. (See Docket No. 67). Edge Games was allowed 20 days to seek and obtain such an Order. Id. Edge Games has not only been unsuccessful in obtaining such an Order (See Certified Copy of Order Granting Motion to Strike at Docket No. 85), it has filed numerous meritless documents with the Board attempting to rehash its rejected arguments regarding the alleged invalidity of the District Court Judgment. These filings are burdensome on the Board, costly to Respondents, and have caused

unnecessary delay. Edge Games' latest filings, at Docket Nos 86-90, are yet another example of Edge Games' effort to distract and burden the Board with irrelevant, meritless submissions. Respondents EA Digital Illusions CE AB, Electronic Arts Inc, and Future Publishing Ltd. respectfully request the Board to bring closure to these proceedings, and promptly issue the cancellations as ordered. (See Docket No. 84)

Respectfully submitted,

Dated: April 8, 2013 **REED SMITH LLP** 

> /s/ Robert N. Phillips Robert N. Phillips By:

Attorneys for Future Publishing Limited

Dated: April 8, 2013 EA DIGITAL ILLUSIONS CE AB

ELECTRONIC ARTS, INC.

By:

/s/ Vineeta Gajwani Vineeta Gajwani

Trademark Counsel

## CERTIFICATE OF SERVICE

In accordance with Rule 2.105(a) of the Trademark Rules of Practice, as amended, its is hereby certified that a true copy of the foregoing EA DIGITAL ILLUSIONS CE AB, ELECTRONIC ARTS INC., AND FUTURE PUBLISHING LTD'S JOINT OPPOSITION TO EDGE GAMES' FILINGS AT DOCKET NOS. 86-90 was served on Edge Games, Inc., by depositing same in the U.S. Mail, first class postage prepaid, this 13<sup>th</sup> day of March, 2013 to:

Tim Langdell Edge Games Inc. 530 South Lake Avenue, #171 Pasadena, CA 91101

> /s/ Deborah L. Kalahele Deborah L. Kalahele