

ESTTA Tracking number: **ESTTA360357**

Filing date: **07/28/2010**

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

Proceeding	92051924
Party	Defendant Colored Planet Connexion
Correspondence Address	Moses Boone Colored Planet Connexion 40 Stimson Road New Haven, CT 06511 UNITED STATES
Submission	Answer
Filer's Name	moses boone
Filer's e-mail	moses.boone@cpconnexion.com
Signature	/Moses Boone/
Date	07/28/2010
Attachments	TTAB # 92051924.pdf (3 pages)(62027 bytes) Request for Extension.pdf (1 page)(73197 bytes) Response to Request from USPTO.pdf (2 pages)(34217 bytes)

Monday 26th July 2010

Ad: USPTO/ Trademark Trial and Appeal Board

Re: Cancellation NO. 92051924

**Colored Planet Connexion
Moses Boone,
.ecopreneur**

vs.

DOTECO LLC

VALIDATION OF TRADEMARK APPLICATION

I acted in good faith when I listed Colored Planet Connexion as the registering entity for “.eco”. Based upon the length of time which it would require to go through the registration process for the Trademark, I calculated that my former business partner would be able to secure the incorporation of CPC within a short period of time. He told me that after some difficulty he had secured incorporation of CPC in the state of Delaware. I developed and retained the Trademark process and he retained the “incorporation papers”.

It was not until November 2009 that things began to unfold and it became apparent that there were no incorporation papers. My former partner acted with unclean hands; which left me to be the sole owner on record.

Therefore I do not agree that the application for .eco was predicated on fraud and should be void. I should retain the ownership of (.eco) as the sole owner

.ECO TRADEMARK WAS IN USE AND FULFILLED SOU PREREQUISITE

I had used the trademark .eco in and around the state of Connecticut to assist other environmental and not for profit entities prior to the date of submitting the SOU in June 2009. I disagree that the mark was not being used and it should not be invalidated based upon erroneous misconceptions and lack of knowledge. There is a concurrent local and global environmental element to the .eco entity and they are not mutually exclusive.

.ECO/dot eco AS A MARK

There are numerous companies using ECO as a mark for their company and products. I chose .ECO/dot eco to conceptualize a unique synergistic relationship between the Economy, the Internet , and Ecology. Therefore it is not merely a generic term unto itself.

THERE CURRENTLY EXISTS CONFUSION BETWEEN .ECO AND DOTEKO

Phonetically and by definition there is an existing confusion between (.eco) from dot eco. They are synonymous although they appear different. In this proceeding it is not I, who is the interloper.

REGARDING REQUEST FOR AN EXTENSION IN FEBRUARY 2010

I did request for an extension prior to the deadline received in January 2010. I refute the claim of being negligent on all counts. See copies of attachments.

To the best of my knowledge all of the statements given by me as answers to the Cancellation Proceedings initiated by representatives for Support Dot Eco LLC are true.

I emphatically reiterate that I am the sole owner of (.eco) and I have executed the right and responsibility as the owner to protect the mark from infringement based upon the existing laws; anything else according to the law would have been negligent.

Moses Boone
sole owner of (.eco)

Requesting an extension of deadline concerning Cancellation #92051924
Registration#3716170

.ECO

Letters

Trademark 2010

Reply

from **Moses Boone** <moses.boone@cpconnection.com>
to TrademarkAssistanceCenter@uspto.gov
date Fri, Feb 5, 2010 at 16:58
subject Requesting an extension of deadline concerning
Cancellation #92051924 Registration#3716170
mailed-by cpconnection.com

[hide](#)
[details](#) Feb
5

I received your correspondence concerning cancellation of mark ".eco". I and my entire family have been pre-occupied with the slow degeneration of my father and his subsequent passing at the beginning of January 2010.

Traumatic and we are still reeling from this event. I am requesting an extension of the deadline and have attached his death certificate to this email.

Thank you before hand for your considerations.

Moses Boone
.ECO-prenuer

----- Forwarded message -----

From: <TrademarkAssistanceCenter@uspto.gov>

Date: Fri, Feb 26, 2010 at 14:54

Subject: RE: Requesting an extension of deadline concerning Cancellation #92051924

Registration#3716170

To: moses.boone@cpconnexion.com

Dear Mr. Boone:

Thank you for contacting the Trademark Assistance Center (TAC) regarding U.S. Registration No. 3716170.

TRADEMARK TRIAL AND APPEAL BOARD:

You can obtain information regarding opposition and cancellation proceedings before the Trademark Trial and Appeal Board by calling 571-272-8500 or toll-free at 1-800-786-9199.

You can also email the TTAB at TTABinfo@uspto.gov

STATUS OF OPPOSITION OR CANCELLATION PROCEEDING:

You can monitor the status of an opposition or cancellation proceeding by checking the Trademark Trial and Appeal Board Inquiry System (TTABVUE) at <http://ttabvue.uspto.gov/ttabvue/>. Using TTABVUE, you can view a TTAB proceeding file by entering the proceeding number, or you can search for proceedings using the application serial number, registration number, the trademark, or the parties to the proceeding. From TTABVUE, you can also print the non-confidential proceeding documents.

If you need more information or have any questions about the records, you can contact the TTAB Assistance Center at 571-272-8500 or toll-free at 1-800-786-9199, and you can view online information at <http://www.uspto.gov/web/offices/dcom/ttab/index.html>.

If you have any further questions or if you require additional information, please contact the Trademark Assistance Center at 571-272-9250 and press "0". You can reference the following Service Request number: 1-164262916.

[THREAD ID:1-2OHYKN]

-----Original Message-----

From: moses.boone@cpconnexion.com

Sent: 2/5/2010 03:58:02 PM

To: Trademark Assistance Center <TrademarkAssistanceCenter@USPTO.GOV>

Subject: Requesting an extension of deadline concerning Cancellation #92051924 Registration#3716170

I received your correspondence concerning cancellation of mark ".eco". I and my entire family have been pre-occupied with the slow degeneration of my father and his subsequent passing at the beginning of January 2010. Traumatic and we are still reeling from this event. I am requesting an extension of the deadline and have attached his death certificate to this email. Thank you before hand for your

considerations.
Moses Boone
.ECO-prenuer