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

In the matter of trademark application: Serial No. 76/066260  
For the mark: "Skin Tight"  
Published in the Official Gazette on: October 30, 2001

GREG THOMPSON PRODUCTIONS, INC.  
(Opposer)



11-16-2001

U.S. Patent & TMO/TM Mail Rpt Dt. #11

v.

SKIN TIGHT INTERNATIONAL, LTD.  
(Applicant)

Opposition No. \_\_\_\_\_

Notice of Opposition

Greg Thompson Productions, Inc., a Washington corporation with offices at:  
921 Elliott Ave. W  
Seattle, WA 98119

The above-identified Opposer believes that it will be damaged by registration of the mark shown in the above-identified application, and hereby opposes the same.

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The grounds for opposition are as follows:

1. Opposer produces a show entitled "Skintight," which consists of entertainment in the form of a dance revue.
2. The show ran in Reno, Nevada from December, 1998 until August, 2000, and then moved to Las Vegas, where it has been running twice nightly since August of 2000.
3. "Skintight" has been heavily advertised on a daily basis in Reno and then in Las Vegas since it began running.

4. "Skintight" has run exclusively in both cities at the popular and well-known casino, Harrah's.

5. By virtue of having been heavily advertised and run twice nightly at high-profile venues, "Skintight" constitutes a common-law mark and a trade identity, and has acquired secondary meaning in both Reno and Las Vegas.

6. Applicant's mark also denotes entertainment services in Nevada in the nature of dancing and singing performances.

7. Applicant's initial trademark application noted that its first use of "Skin Tight" was in November, 1999.

8. As Opposer began using "Skintight" in Nevada in December, 1998, Opposer's use of the mark preceded that of the Applicant's.

9. As Applicant's mark is nearly identical to Opposer's prior mark and promotes similar services, it is likely to cause confusion among consumers in Las Vegas.

10. The registration of Applicant's mark would cause irreparable harm to Opposer's business by diverting confused consumers to Applicant's show and by diluting the value of Opposer's mark.

11. Registration of Applicant's mark would force Opposer to cease using its prior mark in order to prevent such confusion.

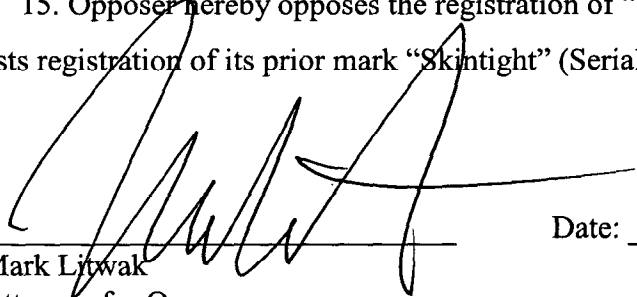
12. Such a change in name would result in significant operational, material and advertising costs to Opposer.

13. Such a change in name would destroy the consumer good will that has attached to Opposer's mark.

14. Opposer's prior use of the mark "Skintight" gives it a superior right to register its mark for trademark protection.

15. Opposer hereby opposes the registration of "Skin Tight" (Serial No. 76/066260) and requests registration of its prior mark "Skintight" (Serial No. 76/276967).

By:

  
Mark Litwak  
Attorney for Opposer

Date:

11/12/01

**Please direct all correspondence in this matter to:**

**Mark Litwak  
9595 Wilshire Blvd., Suite 711  
Beverly Hills, CA 90212  
310-859-9595**

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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to:

BOX TTAB  
Fee  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

on November 12, 2001

  
Mark Litwak, Attorney At Law

MARK LITWAK  
COLE MARTIN  
SHANNON C. HENSLEY

LAW OFFICES  
**MARK LITWAK & ASSOCIATES**

9595 WILSHIRE BOULEVARD  
SUITE 711  
BEVERLY HILLS, CALIFORNIA 90212-2507

OF COUNSEL  
GLENN T. LITWAK  
PETER J. WILKE  
JAMES N. TALBOTT



11-16-2001

U.S. Patent & TMO/TM Mail Rcpt Dt. #11

TEL (310) 859-9595  
FAX (310) 859-0806  
E-MAIL: [atty@marklitwak.com](mailto:atty@marklitwak.com)  
<http://www.marklitwak.com>

November 12, 2001

BOX TTAB  
FEE  
Assistant Commissioner for Trademarks  
2900 Crystal Drive  
Arlington, VA 22202-3513

Re: Serial # 76/066260 – Opposition to Skin Tight International Ltd.'s  
Trademark Application

Dear Trademark Trial and Appeal Board:

Please find enclosed a Notice of Opposition to the above-identified trademark application. For the reasons cited on the Notice, my client, Greg Thompson Productions, Inc., believes that its right to register the trademark "Skintight" is superior to that of the Applicant.

12/30  
gjh  
Enclosed also is a check for \$300.00 made payable to Commissioner for Patents & Trademarks. This represents the fee for opposition to an application for registration in one class.

Should you need to contact me in regard to these applications, please phone me at 310-859-9595. Thank you.

Sincerely,

Shannon C. Hensley  
Attorney At Law

cc: Greg Thompson