



09-27-2001

U.S. Patent & TMO/c/TM Mail Ropt Dt. #40

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

In re Serial No. 76/155,789 – Lamp Design;  
published on July 31, 2001.

GENERAL RE CORPORATION, :

Opposer, :

v. : Opposition No. \_\_\_\_\_

SPENCER DOUGLASS, MGA, :

Applicant. :

**NOTICE OF OPPOSITION**

General Re Corporation, a Delaware corporation, having a place of business at 695 East Main Street, Stamford, Connecticut 06904-2350 ("Opposer"), believes that it will be damaged by the registration of the mark shown in application Serial No. 76/155,789 – Lamp Design for "bail bonding" in Class 36, filed by Spencer Douglass, MGA, a California corporation, having an address at 5963 La Place Court, Suite 200, Carlsbad, California 92008 ("Applicant"), and hereby opposes the same pursuant to Section 13 of the Trademark Act of 1946 (15 U.S.C. § 1063).

As grounds of opposition, it is alleged that:

1. Opposer has adopted and continuously used a Lamp Design in various forms in connection with printed materials relating to insurance and reinsurance services; underwriting and brokerage of all types of property, casualty and life insurance and reinsurance; consulting, risk management and claims adjustment services, actuarial consulting services and computer

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September 27, 2001

*Brenda J. Coffey*

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consultation services relating to insurance and reinsurance underwriting since at least as early as 1921.

2. Opposer is the owner of the following subsisting U.S. registrations:

- A) Reg. No. 1,188,900 – NORTH STAR REINSURANCE & Lamp & Star Design for underwriting and brokerage of all types of property and casualty insurance and reinsurance other than life insurance; registered February 2, 1982. Use since 1963 is alleged.
- B) Reg. No. 1,995,318 – GENERAL RE & Lamp Design for newsletters and booklets dealing with topics of interest to the insurance industry in class 16; and underwriting and brokerage of all types of property, casualty and life insurance and reinsurance; consulting services in the fields of insurance, reinsurance, risk management, financial and investment management, information technology, claims adjustment, and actuarial sciences; risk management services, financial and investment services, information technology services, claims adjustment services, and actuarial science services in class 36; registered August 20, 1996. Use since 1982 is alleged.
- C) Reg. No. 2,000,890 – Lamp Design for newsletters and booklets dealing with topics of interest to the insurance industry in class 16; and underwriting and brokerage of all types of property, casualty and life insurance and reinsurance; consulting services in the fields of insurance, reinsurance, risk management, financial and investment management, information technology, claims adjustment, and actuarial sciences; risk management services; claims adjustment services in class 36; registered September 17, 1996. Use since 1982 is alleged.
- D) Reg. No. 2,086,994 – Lamp Design for underwriting and brokerage of all types of property, casualty, and life insurance and reinsurance; consultation services in the fields of insurance, reinsurance, risk management, financial analysis, investment advice, analysis and management, claims adjustment, and actuarial sciences in the field of insurance; risk management services; claims adjustment services; actuarial science services in the field of insurance; financial analysis services; investment advice analysis and management services; securities brokerage services in class 36; computer consultation services in connection with the fields of insurance, reinsurance, risk management, financial analysis, securities brokerage, investment advice, analysis and management, insurance claims adjustment and actuarial sciences in the field of insurance in class 42; registered August 12, 1997. Use since 1982 is alleged.
- E) Reg. No. 2,122,904 – GENERAL RE ASSET MANAGEMENT & Lamp Design for investment accounting services, tax planning and analysis, and

consultation in the field of investment accounting in class 35; and financial and investment services--namely, investment advice, brokerage and consultation services, asset management services; investment management for others; investment performance evaluation services; asset allocation services; consultation in the fields of insurance, reinsurance, risk management, financial and investment management, asset management, investment performance evaluation, asset allocation and financial planning in class 36; registered December 23, 1997. Use since 1993 is alleged.

Copies of the registrations are attached as Exhibits A-E.

3. On information and belief, the Applicant had not used the Lamp Design mark in connection with any services prior to March 1, 1996.

4. On information and belief, the Applicant had not used its Lamp Design mark in connection with bonding services rendered in interstate commerce prior to March 1, 1996.

5. On information and belief, the Applicant has used the Lamp Design mark shown in application Serial No. 76/155,789 only in connection with bail bonding services.

6. "Bail bonding" is a form of underwriting services.

7. On information and belief, the Applicant's use of a Lamp Design in connection with bonding services is confusingly similar to the Opposer's previously used and registered Lamp Design marks for insurance and reinsurance services, printed materials relating to insurance and reinsurance and computer consultation services in the field of insurance and reinsurance.

8. On information and belief, the Applicant's use of a Lamp Design in connection with bonding services is likely to cause confusion, mistake or deception by having the public erroneously assume or believe that the services emanate from the Opposer or that they are associated with the Opposer, or endorsed, sponsored by or in some other way connected with the Opposer, all to the Opposer's irreparable damage.

For the reasons set forth in ¶¶1-8, the Opposer believes and believing asserts that it will be damaged by the registration of the mark in application Serial No. 76/155,789 – Lamp Design.

Accordingly, the Opposer prays that this opposition be sustained and that the Applicant be refused registration of the Lamp Design mark for the services set forth in application Serial No. 76/155,789.

This opposition is filed in duplicate, accompanied by a check for the required \$300.00 governmental filing fee.

Respectfully submitted,

GENERAL RE CORPORATION

By: 

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Attorneys for Opposer.

Int. Cl.: 36

Prior U.S. Cl.: 102

United States Patent and Trademark Office

Reg. No. 1,188,900

Registered Feb. 2, 1982

SERVICE MARK  
Principal Register



General Reinsurance Corporation (Delaware  
corporation)  
600 Steamboat Rd.  
Greenwich, Conn. 06830

For: UNDERWRITING AND BROKERAGE  
OF ALL TYPES OF PROPERTY AND CASUALTY  
INSURANCE AND REINSURANCE OTHER  
THAN LIFE INSURANCE, in CLASS 36 (U.S. Cl.  
102).

First use 1963; in commerce 1963.

Owner of U.S. Reg. No. 783,382.

The applicant disclaims the term "Reinsurance"  
separate and apart from the mark as shown.

Ser. No. 225,751, filed Aug. 1, 1979.

R. M. FEELEY, Primary Examiner

CARLISLE WALTERS, Examiner

EXHIBIT A

Int. Cls.: 16 and 36



Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100, 101  
and 102

Reg. No. 1,995,318

United States Patent and Trademark Office Registered Aug. 20, 1996

TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER

**General  
& Re**

GENERAL RE CORPORATION (DELAWARE  
CORPORATION)  
695 EAST MAIN STREET  
STAMFORD, CT 069042350

FOR: NEWSLETTERS AND BOOKLETS  
DEALING WITH TOPICS OF INTEREST TO  
THE INSURANCE INDUSTRY, IN CLASS 16  
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 0-0-1982, FIRST USED IN AN-  
OTHER FORM IN 1921; IN COMMERCE  
0-0-1982, FIRST USED IN COMMERCE IN AN-  
OTHER FORM IN 1921.

FOR: UNDERWRITING AND BROKERAGE  
OF ALL TYPES OF PROPERTY, CASUALTY  
AND LIFE INSURANCE AND REINSURANCE;  
CONSULTING SERVICES IN THE FIELDS OF  
INSURANCE, REINSURANCE, RISK MANAGE-  
MENT, FINANCIAL AND INVESTMENT MAN-

AGEMENT, INFORMATION TECHNOLOGY,  
CLAIMS ADJUSTMENT, AND ACTUARIAL  
SCIENCES; RISK MANAGEMENT SERVICES,  
FINANCIAL AND INVESTMENT SERVICES,  
INFORMATION TECHNOLOGY SERVICES,  
CLAIMS ADJUSTMENT SERVICES, AND AC-  
TUARIAL SCIENCE SERVICES, IN CLASS 36  
(U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1982, FIRST USED IN AN-  
OTHER FORM IN 1921; IN COMMERCE  
0-0-1982, FIRST USED IN COMMERCE IN AN-  
OTHER FORM IN 1921.

OWNER OF U.S. REG. NOS. 1,169,585 AND  
1,219,926.

SEC. 2(F).

SER. NO. 74-711,412, FILED 8-4-1995.

CARYN HINES, EXAMINING ATTORNEY

EXHIBIT B

Int. Cls.: 16 and 36

Prior U.S. Cls.: 2, 5, 22, 23, 29, 37, 38, 50, 100,  
101 and 102

**United States Patent and Trademark Office**

Reg. No. 2,000,890

Registered Sep. 17, 1996

**TRADEMARK  
SERVICE MARK  
PRINCIPAL REGISTER**



GENERAL RE CORPORATION (DELAWARE  
CORPORATION)  
695 EAST MAIN STREET  
STAMFORD, CT 069042350

FOR: NEWSLETTERS AND BOOKLETS  
DEALING WITH TOPICS OF INTEREST TO  
THE INSURANCE INDUSTRY, IN CLASS 16  
(U.S. CLS. 2, 5, 22, 23, 29, 37, 38 AND 50).

FIRST USE 0-0-1982, FIRST USED IN AN  
OTHER FORM IN 1921; IN COMMERCE  
0-0-1982.

FOR: UNDERWRITING AND BROKERAGE  
OF ALL TYPES OF PROPERTY, CASUALTY  
AND LIFE INSURANCE AND REINSURANCE;

CONSULTING SERVICES IN THE FIELDS OF  
INSURANCE, REINSURANCE, RISK MANAGE-  
MENT, FINANCIAL AND INVESTMENT MAN-  
AGEMENT, INFORMATION TECHNOLOGY,  
CLAIMS ADJUSTMENT, AND ACTUARIAL  
SCIENCES; RISK MANAGEMENT SERVICES;  
CLAIMS ADJUSTMENT SERVICES, IN CLASS  
36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1982, FIRST USED IN AN  
OTHER FORM IN 1921 ; IN COMMERCE  
0-0-1982.

SER. NO. 74-667,869, FILED 5-1-1995.

CARYN HINES, EXAMINING ATTORNEY

EXHIBIT C

Int. Cls.: 36 and 42

Prior U.S. Cls.: 100, 101 and 102

Reg. No. 2,086,994

**United States Patent and Trademark Office**

Registered Aug. 12, 1997

**SERVICE MARK  
PRINCIPAL REGISTER**



GENERAL RE CORPORATION (DELAWARE CORPORATION)  
695 EAST MAIN STREET  
STAMFORD, CT 069042350

FOR: UNDERWRITING AND BROKERAGE OF ALL TYPES OF PROPERTY, CASUALTY, AND LIFE INSURANCE AND REINSURANCE; CONSULTATION SERVICES IN THE FIELDS OF INSURANCE, REINSURANCE, RISK MANAGEMENT, FINANCIAL ANALYSIS, INVESTMENT ADVICE, ANALYSIS AND MANAGEMENT, CLAIMS ADJUSTMENT, AND ACTUARIAL SCIENCES IN THE FIELD OF INSURANCE; RISK MANAGEMENT SERVICES; CLAIMS ADJUSTMENT SERVICES; ACTUARIAL SCIENCE SERVICES IN THE FIELD OF INSURANCE; FINANCIAL ANALYSIS SERVICES; INVESTMENT ADVICE, ANALYSIS AND MANAGEMENT SERVICES; SECURITIES BRO-

KERAGE SERVICES, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1982; IN COMMERCE 0-0-1982.

FOR: COMPUTER CONSULTATION SERVICES IN CONNECTION WITH THE FIELDS OF INSURANCE, REINSURANCE, RISK MANAGEMENT, FINANCIAL ANALYSIS, SECURITIES BROKERAGE, INVESTMENT ADVICE, ANALYSIS AND MANAGEMENT, INSURANCE CLAIMS ADJUSTMENT AND ACTUARIAL SCIENCES IN THE FIELD OF INSURANCE, IN CLASS 42 (U.S. CLS. 100 AND 101).

FIRST USE 0-0-1982; IN COMMERCE 0-0-1982.

SER. NO. 75-040,702, FILED 1-5-1996.

VIVIAN MICZNIK FIRST, EXAMINING ATTORNEY

EXHIBIT D



Int. Cls.: 35 and 36

Prior U.S. Cls.: 100, 101 and 102

Reg. No. 2,122,904

United States Patent and Trademark Office

Registered Dec. 23, 1997

SERVICE MARK  
PRINCIPAL REGISTER



GENERAL RE CORPORATION (DELAWARE CORPORATION)  
695 EAST MAIN STREET  
STAMFORD, CT 069042350

FOR: INVESTMENT ACCOUNTING SERVICES, TAX PLANNING AND ANALYSIS, AND CONSULTATION IN THE FIELD OF INVESTMENT ACCOUNTING, IN CLASS 35 (U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1993; IN COMMERCE 0-0-1993.

FOR: FINANCIAL AND INVESTMENT SERVICES, NAMELY, INVESTMENT ADVICE, BROKERAGE AND CONSULTATION SERVICES, ASSET MANAGEMENT SERVICES, INVESTMENT MANAGEMENT FOR OTHERS; INVESTMENT PERFORMANCE EVALUATION SERVICES; ASSET ALLOCATION SERVICES;

CONSULTATION IN THE FIELDS OF INSURANCE, REINSURANCE, RISK MANAGEMENT, FINANCIAL AND INVESTMENT MANAGEMENT, ASSET MANAGEMENT, INVESTMENT PERFORMANCE EVALUATION, ASSET ALLOCATION AND FINANCIAL PLANNING, IN CLASS 36 (U.S. CLS. 100, 101 AND 102).

FIRST USE 0-0-1993; IN COMMERCE 0-0-1993.

OWNER OF U.S. REG. NOS. 1,169,585 AND 1,219,926.

NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "ASSET MANAGEMENT", APART FROM THE MARK AS SHOWN.

SER. NO. 75-103,918, FILED 5-14-1996.

VIVIAN MICZNIK FIRST, EXAMINING ATTORNEY

EXHIBIT E