

TTAB

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

OPPOSITION TO THE REGISTRATION OF A MARK

In the matter of trademark application Serial No. 76/061506
Filed June 2, 2000
For the mark TIMECHALLENGE
Published in the Official Gazette on June 11, 2002

Mary Kay, Inc. v. Cosmetique Sans Soucis GmbH
(Name of opposer) (Name of applicant)

Opposition No. _____
(To be inserted by Patent & Trademark Office)



Opposer's Name, Address, and Entity Information:

Mary Kay Inc., a Delaware Corporation
16251 Dallas Parkway
Addison, Texas 75001

07-10-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #61

Representative: Margo Lynn Hablutzel, Senior Attorney
Voice: (972) 687-5725 - email: MargoLynn.Hablutzel@mkcorp.com

NOTICE OF OPPOSITION

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. The grounds for opposition are as follows: *Opposer holds the registration for "TIMEWISE" in the United States, Registration No. 2,414,631, as well as registrations in numerous other countries, and has been using "TIMEWISE" on goods in Class 3 since 2000. Opposer uses its mark on the same goods covered by the instant application. Opposer believes that the general public will be confused and deceived by the use of the opposed mark for cosmetics, skin care preparations, moisturizing lotions, and other items listed in the application, pursuant to 15 USC §1052(d).*

07/15/2002 JHARLEY 00000043 131965 76061506
01 FC:377 300.00 CH

Signature: Margo Lynn Hablutzel
Name: Margo Lynn Hablutzel
Authority: Attorney for Opposer
Date: July 9, 2002

CERTIFICATE OF EXPRESS MAIL DELIVERY UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence is being deposited DHL Worldwide Express courier delivery service under 37 C.F.R. 1.10 in an envelope addressed to: Box TTAB, Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, Virginia, 22202-3513, as well as a copy to Applicant in case of its Attorney of Record, Andrew R. Basile, Young & Basile PC, 3001 West Big Beaver Road, Suite 624, Troy, Michigan 48084-3107 via first-class mail, on the following date: July 9, 2002.

Judy James
Judy James, Administrative Assistant

Label No. EV 079648854 US

JM

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(3-75)

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Margo Lynn Hablutzel
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DESCRIPTION OF ARTICLES OR SERVICES TO BE FURNISHED

NOTICE OF OPPOSITION and CERTIFICATE OF MAILING BY EXPRESS MAIL

TIMECHALLENGE, in International Class 3

SERIAL NO: 76/061506

Fee Code 377

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Margo Lynn Hablutzel
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