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

In re Application No. 76/268976
Published July 2, 2002

Gianni Versace S.p.A.

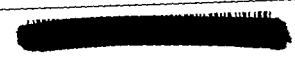
Opposer,

v.

Minerva Collection, Inc.

Applicant.

Opposition No.



12-05-2002

U.S. Patent & TMO/TM Mail Rcpt Dt. #76

Commissioner for Trademarks
2900 Crystal Drive
Arlington, Va 22202-3513

NOTICE OF OPPOSITION

Gianni Versace S.p.A, a corporation organized and existing under the laws of Italy, with an office at Via Manzoni, 38, 20121 Milan, Italy, hereby believes that it will be damaged by registration of the mark shown in Application Serial No. 76/268976 and hereby opposes the same.

As grounds for opposition, it is alleged that:

1. Applicant is seeking to register the mark shown below for clothing, namely ties, pants, shirts, boots, t-shirts, suits, jackets, underwear, belts, socks, hats, shoes and sweaters.

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2. Opposer is the owner of the MEDUSA trademark as shown below, hereinafter referred to as the "Medusa Trademarks:

3. Opposer is the owner of the following registered trademarks:

Trademark	Goods	Registration No. and Date
	<p>Spectacles and spectacle frames in Class 9; Goods of precious metals, medallions, belt buckles of precious metals for clothing, jewelry, precious gemstones, watches, clocks, chronometers in Class 14; Stationery articles, namely notebook paper, letter paper, writing paper, looseleaf paper, paper expanding files, writing and marking instruments, namely fountain pens, roller ballpoint pens, felt tipped pens, roller pens, markers, marking pens, pencil and pencil leads, refills for pens, non-electric erasers in Class 16; Kitchen utensils, namely serving spoons, basting spoons, cork screws, and napkin rings not of precious metal; household containers, namely ice buckets, containers for food and soap, beverage glassware, porcelain dishes in general, earthenware, namely mugs, basins, baskets, beverage ware, bowls, buckets, cakeservers, candle holders, chamber pots, commemorative plates, cookware, decorative plates, dishes, doorknobs made of porcelain or earthenware, figurines made of china, crystal, earthenware, glass, porcelain or terracotta; vases in Class 21; Pastry and confectionery, namely chocolates in Class 30</p>	<p>1,875,093 January 24, 1995</p>

Trademark	Goods	Registration No. and Date
	Lace trim and embroidery, ribbons and braid; clothing buttons, press buttons, hooks and eyes, straight and safety pins and needles; artificial flowers in Class 26	2,078,918 July 15, 1997
	Cosmetics, namely night and day cream, cleaning preparations for the face and body, bathfoam, shaving foam, aftershave, foundation makeup, nail polish, deodorants for men and women, hand and body soap, hair shampoo and rinses, hair spray, toothpaste and fragrances, namely perfume, toilet water and essential oils for personal use for men and women in Class 3	2,081,230 July 22, 1997

3. Opposer's Medusa Trademarks are in use in connection with retail store services.
4. Opposer has used and registered the Medusa Trademarks in commerce since long prior to June 11, 2001, the filing date of Application No. 76/268976, and therefore Opposer has priority.
5. Opposer's Medusa Trademarks are famous.
6. Applicant's mark is substantially similar to Opposer's mark.
7. Applicant's goods are identical to and otherwise commercially related to Opposer's goods, and therefore the respective goods of Applicant and Opposer would travel in the same trade channels, be sold in the same retail outlets, and be purchased by the same class of customers.
8. In view of the substantial similarity of the marks and the commercial relationship between the goods, registration of Applicant's Mark is likely to cause confusion, mistake or

deception to purchasers as to the source of Applicant's goods, and therefore it is requested that registration to Applicant be refused under Section 2(d) of the Trademark Act.

9. Opposer incorporates Paragraphs 1-9 and further alleges that it believes that it will be damaged by registration of Application No. 76090398 because it dilutes The Medusa Trademarks.

11. The Medusa Trademarks are famous.

12. The Medusa Trademarks are distinctive and well-known.

13. Opposer has expended substantial time and money promoting and advertising The Medusa Trademarks throughout the United States.

15. The trade channels in which the goods and services identified under Applicant's mark are commercially related to the trade channels in which the goods and services identified under The Medusa Trademarks move.

16. To the best of Opposer's knowledge, there are no other third parties which are using or which have registered a Medusa Trademark or variation thereof in respect of clothing.

WHEREFORE, Opposer believes that it will be damaged by the registration of Application Serial No. 76/268976 and respectfully requests that registration be refused and this opposition be sustained.

Respectfully submitted,



JULIE/B. SEYLER

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Applicants for Opposer

LEA/JBS:rd

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U.S. Patent & TMO/c/TM Mail Rcpt Dt. #76

December 2, 2002

Commissioner for Trademarks
2900 Crystal Drive
Arlington, VA 22202-3513

Attention: TRADEMARK TRIAL AND APPEAL BOARD

Our Ref: 211300

Re: NOTICE OF OPPOSITION
to Trademark Appln. No. 76/268976
MEDUSA HEAD DEVICE

Dear Sir:


1. We submit herewith two copies of Notice of Opposition to the above-referenced application.
2. The official fee of \$300.00 is covered by the attached check. Please charge Deposit Account No. 01-0035 for any additional fees not fully covered by said check.
3. Kindly acknowledge receipt by returning the attached card.

Respectfully submitted,



JULIE B. SEYLER

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New York, New York, 10017
212-949-9022

CERTIFICATE OF MAILING
Date of Deposit : December 2, 2002
I hereby certify that this paper or fee is being deposited with the United States Postal service as First Class Mail in an envelope addressed to the Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513.
JULIE B. SEYLER
 _____ Signature

LEA/JBS:rd

RDH