

ESTTA Tracking number: **ESTTA3420**

Filing date: **11/24/2003**

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

Notice is hereby given that the following party opposes registration of the indicated application.

<b>Opposer Name</b>	Applied Information Management Institute		
<b>Opposer Entity</b>	Corporation	<b>Citizenship of Opposer</b>	Nebraska
<b>Opposer Address</b>	118 South 19th Street, Suite 1A Omaha, NE 68102-1313 UNITED STATES		

<b>Attorney information</b>	Kathy J. Kirschbaum & Mark J. Peterson Koley Jessen P.C. 1125 South 103 Street, Suite 800 Omaha, NE 68124 UNITED STATES kkirs@koleyjessen.com Phone:402-390-9500		
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**Applicant Information**

<b>Application No</b>	76449940	<b>Publication date</b>	11/18/2003
<b>Opposition Filing Date</b>	11/24/2003	<b>Opposition Period Ends</b>	12/18/2003
<b>Applicant</b>	King, Ralph		
<b>Address</b>	3120 NE Rocky Butte Road Portland, OR 97220 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 035 First Use: 20020812 First Use In Commerce: 20020812

All goods and services in the class are opposed, namely: Providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via a global computer network; Providing on-line employment placement services, namely, resume matching services via a global computer network; Providing on-line interactive employment counseling and recruiting services via a global computer network

**Attachments** 76449940.pdf ( 3 pages )

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
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_____	)	Opposition No. _____
APPLIED INFORMATION MANAGEMENT	)	
INSTITUTE,	)	
	)	Serial No. 76/449,940
	)	
v.	)	
	)	<b>NOTICE OF OPPOSITION</b>
RALPH KING,	)	
	)	
	)	
	)	
_____	)	

In the matter of the application by Ralph King, a citizen of the United States, with an address of 3120 NE Rocky Butte Road, Portland, Oregon 97220, filed on September 16, 2002, under Serial No. 76/449,940, seeking registration of the mark "JOB DANGO (and Design)" for use in connection with providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via a global computer network; providing on-line employment placement services, namely, resume matching services via a global computer network; and providing on-line interactive employment counseling and recruiting services via a global computer network, that application having been published in the Official Gazette on November 18, 2003 ("Applicant's Mark"). Opposer, Applied Information Management Institute, a Nebraska corporation, with a business address at 118 South 19th Street, Suite 1A, Omaha, Nebraska 68102-1313, believes it will be damaged by the registration of the Applicant's Mark, which is the subject of Application Serial No. 76/449,940 and hereby opposes the same.

The grounds for this opposition are as follows:

1. Opposer is a Nebraska corporation with a business address at 118 South 19th Street, Suite 1A, Omaha, Nebraska 68102-1313.

2. Since September 7, 2000, Opposer, itself and through its licensee, has been continuously using the following service mark ("Opposer's Mark") in connection with providing a web site on global computer networks featuring interactive job application services, on-line employment searches, and job information in the field of employment and job recruiting ("Opposer's Services"):



3. Opposer is the owner of U.S. Registration No. 2,661,634 for Opposer's Mark, which is valid and in force.

4. On September 16, 2002, Applicant filed an application to register the mark "JOB DANGO (and Design)", which appears as follows:



which is used in connection with providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via a global computer network; providing on-line employment placement services, namely, resume matching services via a global computer network; providing on-line interactive employment counseling and recruiting services via a global computer network ("Applicant's Services").

5. Applicant claimed first use of the Applicant's Mark on August 12, 2002.

6. Applicant's Mark was published for opposition on November 18, 2003.

7. Applicant's Mark, which is used in connection with Applicant's Services so closely resembles Opposer's Mark used in connection with Opposer's Services as to be likely to cause confusion, to cause mistake, and to deceive and, therefore, registration should be refused under Section 2(d) of the Lanham Act.

WHEREFORE, Opposer requests that Application Serial No. 76/449,940 be denied and this Opposition be sustained.

This Notice of Opposition is filed in duplicate, together with the government filing fee of \$300. Please charge any deficiency in filing fees to Deposit Account No. 50-0771.

**APPLIED INFORMATION MANAGEMENT  
INSTITUTE**

Dated: November 24, 2003

By: 

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**Attorneys for Opposer**