

ESTTA Tracking number: **ESTTA26386**

Filing date: **02/18/2005**

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

Notice of Opposition

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

Opposer Information

Name	Directed Electronics, Inc.
Granted to Date of previous extension	02/23/2005
Address	1 Viper Way Vista, CA 92081 UNITED STATES

Attorney information	Crystal Biggs 1 Viper Way Vista, CA 92081 UNITED STATES christie.biggs@directed.com Phone:(760) 598-6200 ext. #1398
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Applicant Information

Application No	78278181	Publication date	10/26/2004
Opposition Filing Date	02/18/2005	Opposition Period Ends	02/23/2005
Applicant	Unique Forces Company Limited P. O. Box 3152 Road Town Tortola, VIRGIN ISLANDS, BRITISH		

Goods/Services Affected by Opposition

Class 012.

All goods and services in the class are opposed, namely: Non-motorized vehicles namely scooters

Related Proceedings	Opposition no 91162840, Serial No. 78278145
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Attachments	Notice of Opposition 02-18-05 TRIKING PYTHON.pdf (3 pages)
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Signature	//CRYSTAL BIGGS//
Name	Crystal Biggs
Date	02/18/2005

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

DIRECTED ELECTRONICS, INC.)	
)	
Opposer,)	
)	Opposition No.:
vs.)	
)	Serial No.: 78-278,181
UNIQUE FORCES COMPANY)	Mark: TRIKING PYTHON
)	
Applicant.)	

NOTICE OF OPPOSITION

In the matter of Application Serial No. 78-278,181 for registration of the mark TRIKING PYTHON (the “Mark”) in International Class 12 by Unique Forces Company Limited (“Applicant”), which was published in the Official Gazette of October 26, 2004, Directed Electronics, Inc., a corporation having a principal place of business at 1 Viper Way, Vista, California 92081 (“Opposer”), believes it will be damaged by the registration and therefore opposes on the following grounds:

- 1.) Applicant seeks to register the Mark in connection with “non-motorized vehicles, namely, scooters” in International Class 12.
- 2.) The opposed application, Serial No. 78-278,181, was filed on July 24, 2003.
- 3.) Opposer is informed and believes and thereon alleges that Applicant has commenced use of the Mark or intends imminently to do so.

4.) Opposer is informed and believes and thereon alleges that Opposer has superior rights to the Mark based on prior use of a similar Mark, which use has afforded Opposer superior rights in said Mark.

5.) Opposer is the owner of U.S. Trademark Registrations for the mark PYTHON, including U.S. Trademark Registration Nos. 2,895,459; 2,212,832; 2,513,804; 2,324,801; 1,822,606; 2,146,931, which are valid and subsisting.

6.) Opposer has been, and is now, using the mark PYTHON on said goods, including but not limited to, the sale of auto security products, vehicle remote start products, electronic transmitters, toys, vehicle tracking devices, t-shirts, jackets, hats, cups and mugs. Said use has been valid and continuous since said date of first use and has not been abandoned. Opposer's PYTHON mark is symbolic of extensive good will and consumer recognition built up by Opposer through substantial amounts of time and effort in advertising and promotion.

7.) Opposer alleges that the applied-for mark so resembles Opposer's mark that, as used in connection with the applied-for goods, it is likely to cause confusion, mistake, or deception of the relevant trade and public, to the damage of Opposer as described in Section 2(d) of the Lanham Act.

8.) Opposer alleges that the Applicant's use of the applied-for Mark will dilute the unique and distinctive significance of the PYTHON mark to identify and distinguish the Opposer's goods, as described in Section 43(a) and/or (c) of the Lanham Act.

Wherefore, Opposer prays that this opposition be sustained, that Application Serial No. 78-278,181 be rejected and the mark applied-for therein refused registration.

A fee in the amount of \$300.00 is due in connection with this Notice of Opposition. Please charge my deposit account, #041160 with the requisite amount.

DIRECTED ELECTRONICS, INC.

Date: February 18, 2005

Crystal Biggs
Associate Counsel
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Vista, CA 92081
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