

ESTTA Tracking number: **ESTTA72377**

Filing date: **03/23/2006**

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	Quorum, Incorporated
Granted to Date of previous extension	03/25/2006
Address	109 Catherine St. Ann Arbor, MI 48104 UNITED STATES

Attorney information	Susan M. Kornfield Bodman LLP 110 Miller, Suite 300 Ann Arbor, MI 48104 UNITED STATES skornfield@bodmanllp.com Phone:734-761-3780
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**Applicant Information**

Application No	78623064	Publication date	01/24/2006
Opposition Filing Date	03/23/2006	Opposition Period Ends	03/25/2006
Applicant	Six Degrees L.L.C. 14500 N. Northsight Blvd., Suite 233 Scottsdale, AZ 85260 UNITED STATES		

**Goods/Services Affected by Opposition**

Class 042. First Use: 1999/03/01 First Use In Commerce: 1999/03/01 All goods and services in the class are opposed, namely: Product research, development and design consulting services; brand identity design, web site design, print ad design, promotional material design, brochure design, media advertisement design, and multimedia presentation design for others
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Attachments	Q6DEGREESNOP064.pdf ( 3 pages )
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Signature	/susan m. kornfield/
Name	Susan M. Kornfield
Date	03/23/2006

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

In the matter of Application Serial No. 78/623064  
Filed on May 4, 2005  
For the Mark Q (and Design)  
Published in the Official Gazette on January 24, 2006

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QUORUM, INCORPORATED, )  
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Opposer, ) Opposition No. \_\_\_\_\_  
 )  
v. )  
 )  
SIX DEGREES L.L.C., )  
 )  
Applicant. )  
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Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1451  
Alexandria, VA 22313-1451

**NOTICE OF OPPOSITION**

On May 4, 2005, Applicant Six Degrees L.L.C. ("Six Degrees"), applied for U.S. registration of the service mark "Q (and Design)," Application Serial No. 78/623064, for "product research, development and design consulting services; brand identity design, web site design, print ad design, promotional material design, brochure design, media advertisement design, and multimedia presentation design for others," in International Class 42.

Six Degrees' mark was published for opposition in the Official Gazette on January 24, 2006. On February 22, 2006, Quorum, Incorporated, doing business as Q Ltd. ("Q"), a Michigan

corporation with a business address at 109 Catherine Street, Ann Arbor, Michigan 48104 ("Q"), filed a 30-Day Request for Extension of Time to Oppose, extending the time period within which to file an opposition to March 25, 2006. Q believes it would be damaged by registration of the mark claimed by Six Degrees and timely files this Opposition.

The grounds for opposition are as follows:

1. Q is the owner of the service mark "Q" (the "Mark"), U.S. Registration No. 2,049,971, registered on April 1, 1997. The Mark has been used by Q since 1996 and is in use nationwide in connection with a wide range of services, including: "graphic art design; editorial consultation; and marketing communication services, namely, providing consultation in connection with the development of corporate identities such as corporate names, logos, signage, brochures, video presentations, annual reports and global computer network sites."

2. Pursuant to 15 U.S.C. §1065, Q's right to use the Mark in connection with "graphic art design; editorial consultation; and marketing communication services, namely, providing consultation in connection with the development of corporate identities such as corporate names, logos, signage, brochures, video presentations, annual reports and global computer network sites," is incontestable.

3. Six Degrees' mark is nearly identical to Q's Mark in sound, connotation, appearance, and commercial impression, and is likely, when used in connection with Six Degrees' services, to cause confusion, deception, or mistake.


4. The public will be likely to believe that Six Degrees' services are affiliated with, sponsored by, connected with, approved by, or in some other manner associated with Q's services, causing damage to Q by virtue of such confusion, mistake, or deception.

5. Q believes it will be damaged by the registration of Six Degrees' mark, and requests that registration be refused and that this Opposition be sustained.

Angela Alvarez Sujek, attorney for Quorum, Incorporated, states as follows: I am the person authorized to sign for the Opposer named in this opposition; I have read the opposition and know the contents; all statements made of my own knowledge are true and all statements made on information and belief are believed to be true.

Respectfully submitted,  
Bodman LLP

Dated: March 23, 2006

By:   
Susan M. Kornfield  
Alan N. Harris  
Angela Alvarez Sujek  
Attorneys for Opposer Quorum, Incorporated  
110 Miller, Suite 300  
Ann Arbor, Michigan 48104  
734-761-3780