

ESTTA Tracking number: **ESTTA87491**

Filing date: **06/28/2006**

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	easyGroup IP Licensing Limited
Granted to Date of previous extension	07/05/2006
Address	The Rotunda 42-43 Gloucester Crescent Camden, London,, NW1 7DL UNITED KINGDOM
Attorney information	Cynthia Clarke Weber Sughrue Mion, PLLC 2100 Pennsylvania Avenue, N.W. Washington, DC 20037 UNITED STATES trademark@sughrue.com, mwhite@sughrue.com Phone:202-663-7927

Applicant Information

Application No	78646402	Publication date	03/07/2006
Opposition Filing Date	06/28/2006	Opposition Period Ends	07/05/2006
Applicant	eFlight Vacations LLC c/o Crown Travel Service, Inc 200 Broadacres DriveP.O. Box 7012 Bloomfield, NJ 07003 UNITED STATES		

Goods/Services Affected by Opposition

Class 043. All goods and sevicees in the class are opposed, namely: Making reservations and bookings for temporary lodging

Attachments	400045 Notice of Opposition.pdf.PDF (5 pages)(211858 bytes)
-------------	--

Signature	/Cynthia C. Weber/
Name	Cynthia Clarke Weber
Date	06/28/2006

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

In re the Matter of

Applicant: eFlight Vacations LLC

Serial No.: 78646402

Mark: EZFLIGHTS

Filed: June 8, 2005

Published: March 7, 2006

EasyGroup IP Licensing Limited, <p style="text-align: right;">Opposer,</p> <p style="text-align: center;">v.</p> <p>eFlight Vacations LLC, <p style="text-align: right;">Applicant.</p></p>

Opposition No.:

NOTICE OF OPPOSITION

EasyGroup IP Licensing Limited, a British corporation, with an address at The Rotunda, 42-43 Gloucester Crescent, Camden, London, NW1 7DL, United Kingdom, believes that it will be damaged by registration of the mark EZFLIGHTS shown in application Serial No. 78646402 and hereby opposes same.

As grounds for the opposition, it is alleged that:

1. Opposer is engaged in the business of transportation services. Opposer operates the airline EASYJET and a wide variety of travel related goods and services, including making reservations for hotels and temporary lodgings.

2. Opposer is the owner of at least the following U.S. Trademark Registrations:

<i>Trademark</i>	<i>Registration No.</i>	<i>Registration Date</i>	<i>Class</i>
EASYJET	2,197,131	Oct/20/1998	16, 39
EASYJET, THE WEB'S FAVOURITE AIRLINE	2,807,604	Jan/27/2004	39, 41, 42
easyJet & Design	2,818,632	Mar/02/2004	25
EASYJET.COM THE WEB'S FAVOURITE AIRLINE	2,831,096	Apr/13/2004	25
easyJet & Design	2,863,969	Jul/20/2004	14, 16, 18, 28, 29, 3, 30, 32, 33, 34, 35, 38, 39, 41, 42, 9
easyHotel	2,939,965	Apr/12/2005	43
EASYCRUISE, LEAVE THE ROOM CLEAN	2,966,256	Jul/12/2005	39, 43
EASYCRUISE	2,909,566	Dec/14/2004	16, 39, 42, 43
EASYKIOSK	2,432,926	Mar/06/2001	16, 42
EASYJET GIFTS	2,694,614	Mar/11/2003	12, 14, 16, 18, 28, 29, 3, 30, 32, 33, 34, 35, 38, 39, 41, 42, 9
easyCar (Stylized)	2,771,547	Oct/07/2003	16, 39, 42
EASYINTERNETCAFE	2,781,301	Nov/11/2003	35, 38, 42
EASYINTERNETCAFE THE CHEAPEST WAY TO GET ONLINE & Design	2,791,049	Dec/09/2003	38, 42

<i>Trademark</i>	<i>Registration No.</i>	<i>Registration Date</i>	<i>Class</i>
EASYEXTRAS	2,824,241	Mar/23/2004	16, 18, 36, 39, 42
EASYCAR	2,831,948	Apr/13/2004	16, 39, 42
EASYTECH	2,833,478	Apr/20/2004	12, 37, 39, 42
easyCinema(Stylized)	2,834,242	Apr/20/2004	25, 30, 32, 41, 42, 9
easyTruck (Stylized)	2,842,914	May/18/2004	12, 16, 39
EASYJET.COM THE WEB'S FAVOURITE AIRLINE	2,857,171	Jun/29/2004	12, 14, 16, 18, 28, 29, 3, 30, 32, 33, 34, 35, 38, 39, 41, 42, 9
EASYTELECOM	2,954,691	May/24/2005	37, 38, 42, 9
EASY.COM	2,992,717	Sep/06/2005	35, 36

3. Opposer uses these marks on its websites at its various websites, including easyjet.com, easycruise.com and easyhotel.com, which are available to U.S. customers, and promotes its goods and services to potential customers throughout the world, including the United States. Opposer uses and promotes its EASY marks as a family, and it uses them together. By virtue of such use, the relevant consuming public has come to recognize Opposer's family of EASY marks, and recognizes that they indicate a single source of goods and services, particularly in the travel field.

4. By virtue of their use in commerce, Opposer's family of EASY marks, including EASYHOTEL and EASYCRUISE, has become and is known in the United States, and the marks are associated exclusively with Opposer and its goods and services.

5. The application herein opposed seeks to register the mark EZFLIGHTS for "making reservations and bookings for temporary lodging," filed on June 8, 2005.

6. The services in the opposed application are the same as and related to Opposer's services sold and rendered under its EASY marks. Applicant's services would likely be thought to have emanated from the same source as Opposer's services, or to have been approved or sponsored by Opposer.

7. The trademark in Serial No. 78646402 as applied to the services set forth in that application is confusingly and deceptively similar to Opposer's previously used and registered EASY mark as applied to Opposer's goods and services and its family of EASY marks for various goods and services, including hotel reservation services.

8. Opposer believes and therefore alleges that the use and registration of the alleged trademark EZFLIGHTS by Applicant will damage Opposer, for the reasons, among others:

a. That purchasers and persons in the trade will be deceived as to the source and origin of Applicant's services sold under the mark EZFLIGHTS; and

b. Purchasers, persons in the trade and others will assume, contrary to fact, that Applicant's services are associated with, sponsored by or otherwise related to Opposer.

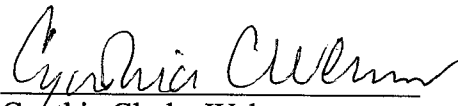
9. Registration of the mark sought by Applicant herein is barred by the provisions of Section 2(d) of the Trademark Act of 1946 for the reason that it consists of or comprises a mark which so resembles Opposer's previously used and registered services marks and its family of EASY marks as to be likely, when applied to the service of Applicant, to cause confusion, mistake or deception.

WHEREFORE, Opposer respectfully prays that the registration sought by Applicant be refused and that this Opposition be sustained.

Please charge the \$300 opposition fee to the undersigned's Deposit Account No. 19-4880. Please charge any deficiency or credit any overpayment to Deposit Account No. 19-4880 as well.

Respectfully submitted,

EASYGROUP IP LICENSING LIMITED

By: 
Cynthia Clarke Weber
Gary D. Krugman
SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3202
Tele.: (202) 663-7927
Attorney for Opposer