

ESTTA Tracking number: **ESTTA211450**

Filing date: **05/14/2008**

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	SteveAlbritton
Granted to Date of previous extension	05/24/2008
Address	412 Albritton Lane Wetumpka, AL 36093 UNITED STATES

Attorney information	Michael B. O'Connor Slaten & O'Connor 105 Tallapoosa Street Suite 101 Montgomery, AL 36104 UNITED STATES mbo@slatenlaw.com Phone:334-396-8882
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Applicant Information

Application No	77296751	Publication date	03/25/2008
Opposition Filing Date	05/14/2008	Opposition Period Ends	05/24/2008
Applicant	Murphy, Michael 324 Lee Road 792 Salem, AL 36874 UNITED STATES		

Goods/Services Affected by Opposition

Class 041. First Use: 2006/07/01 First Use In Commerce: 2006/07/01 All goods and services in the class are opposed, namely: Entertainment in the nature of an on-going special variety, news, music or comedy show featuring outdoor activities such as hunting and fishing broadcast over television, satellite, audio, and video media

Grounds for Opposition

<i>Torres v. Cantine Torresella S.r.l. Fraud</i>	808 F.2d 46, 1 USPQ2d 1483 (Fed. Cir. 1986)
Other	Opposer, Steve Albritton, has had prior use of the mark, "Kids Hooked on the Outdoors." The applicant, Michael Murphy, was previously a vendor or contractor for Opposer, and Mr. Murphy stole the mark and is attempting to register the mark for himself.

Attachments	_0514144056_001.pdf (1 page)(16262 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Michael B. O'Connor/
Name	Michael B. O'Connor
Date	05/14/2008

STATEMENT OF CLAIM

Application Serial Number: 77296751

Mark: **KIDS HOOKED ON THE OUTDOORS**

Statement of Claim submitted by Opposer: Steve Albritton

Opposer has had prior use of the mark "KIDS HOOKED ON THE OUTDOORS" exactly as presented in word mark, goods and services description, mark drawing and design codes. Applicant, Michael Murphy was previously a vendor/contractor for Opposer concerning the activities of KIDS HOOKED ON THE OUTDOORS, and Applicant stole the mark from Opposer and is attempting to use has his own.

RESPECTFULLY SUBMITTED this 14th day of May, 2008.

E.g./Michael B. O'Connor
Attorney for Steve Albritton