

ESTTA Tracking number: **ESTTA242097**

Filing date: **10/12/2008**

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	Cartier International N.V.
Granted to Date of previous extension	10/12/2008
Address	Scharlooweg 33 Curacao, NETHERLANDS ANTILLES
Attorney information	Caroline G. Boehm Kalow & Springut LLP 488 Madison Avenue New York, NY 10022 UNITED STATES cboehm@creativity-law.com, ms@creativity-law.com, tbenschar@creativity-law.com Phone:(212) 813-1600

**Applicant Information**

Application No	77276493	Publication date	04/15/2008
Opposition Filing Date	10/12/2008	Opposition Period Ends	10/12/2008
Applicant	Denman International Limited Clandeboyne Road Bangor, County Down BT20 3JH Northern Ireland, UNITED KINGDOM		

**Goods/Services Affected by Opposition**

Class 003. All goods and services in the class are opposed, namely: Perfumery, non-medicated toiletries, non-medicated cosmetic preparations, soaps and dentifrices
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**Grounds for Opposition**

Priority and likelihood of confusion	Trademark Act section 2(d)
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**Mark Cited by Opposer as Basis for Opposition**

U.S. Registration No.	1426187	Application Date	04/17/1986
Registration Date	01/27/1987	Foreign Priority Date	11/12/1985
Word Mark	PASHA		
Design Mark			

Description of Mark	NONE
Goods/Services	Class 003. First use: [ SOAPS, ] PERFUME, [ NON-MEDICATED HAIR LOTIONS, DENTIFRICES ]

Attachments	73593929#TMSN.gif ( 1 page )( bytes ) pashana - notice of opposition[1].pdf ( 5 pages )(116733 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	/Caroline G. Boehm/
Name	Caroline G. Boehm
Date	10/12/2008

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

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Cartier International N.V.,

*Opposer,*

Opposition No.

v.

Serial No.: 77/276493

Denman International Limited,

Mark: PASHANA

*Applicant.*

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NOTICE OF OPPOSITION

In the matter of Application Serial No. 77/276493 for registration of the mark PASHANA for “perfumery, non-medicated toiletries, non-medicated cosmetic preparations, soaps and dentifrices” in International Class 3, which Application was filed on September 11, 2007 by Denman International Limited (“Applicant”) and which was published in the Official Gazette on April 15, 2008.

Cartier International, N.V., a Limited Liability Company, duly organized and existing under the laws of the Netherlands Antilles, with a principal place of business at Scharlooweg 33 Curaçao, the Netherlands Antilles (“Opposer”) believes it will be damaged by registration of the mark, and hereby opposes same.

The grounds for Opposition are as follows:

1. Opposer, its predecessors in interest and affiliated companies have used the mark PASHA in connection with various luxury goods since at least as early as 1985.

2. Opposer is the owner of the following relevant U.S. Trademark Registrations on the Principal Register in the United States Trademark Office for the mark PASHA which registrations are valid and subsisting:

<b>MARK</b>	<b>REG. NO.</b>	<b>REG. DATE</b>	<b>GOODS</b>
<b>PASHA</b>	1,426,187	January 27, 1987	Perfume
<b>PASHA</b>	1,483,326	April 5, 1988	Watches
<b>PASHA</b>	3,114,431	July 11, 2006	Precious metals and their alloys and goods in precious metals or coated therewith, namely, boxes of precious metal for watches and jewelry and watch straps; jewelry; precious stones; horological and chronometric instruments, namely, watches, chronometers, and clocks.
<b>PASHA</b>	1,446,380	July 7, 1987	Pens
<b>PASHA</b>	1,916,128	September 5, 1995	Ladies handbags, purses, wallets, credit card holders and valises

3. Registration Nos. 1,426,187; 1,483,326; 1,446,380 and 1,916,128 are incontestable.

4. Opposer's affiliated companies have extensively used the mark on the identified

goods in commerce in the United States for many years.

5. By reason of the Opposer's continued and exclusive use, promotion and advertising of the mark PASHA in the United States and throughout the world, the mark PASHA has become identified and recognized as an indicator of the source of the Opposer's high quality luxury goods, including perfume.

6. Applicant proposes to use the mark PASHANA in connection with "perfumery, non-medicated toiletries, non-medicated cosmetic preparations, soaps and dentifrices," goods of the same or similar type as the goods with which Opposer has used the mark PASHA for over twenty (20) years.

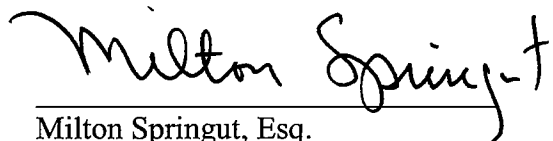
7. Applicant's mark is similar to Opposer's mark to such an extent that consumers are likely to believe that Applicant's and Opposer's goods originate from the same source or are somehow related.

8. Registration of Applicant's mark PASHANA in connection with the identified goods is likely to cause dilution of Opposer's mark and damage the goodwill developed and maintained by Opposer in connection with the mark over the last 20 years and therefore should be denied pursuant to 15 U.S.C. §§ 1052 and 1125(c).

9. Applicant's mark PASHANA is confusingly similar in sound and commercial impression to Opposer's mark, PASHA, such that there is a substantial likelihood that consumers will be confused by Applicant's use of the mark PASHANA in connection with Applicant's goods resulting in irreparable harm and damage to the Opposer.

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

Respectfully Submitted,

A handwritten signature in black ink that reads "Milton Springut". The signature is written in a cursive style with a horizontal line underneath the name.

Milton Springut, Esq.  
Tal S. Benschlar, Esq.  
KALOW & SPRINGUT LLP  
488 Madison Avenue  
New York, New York 10022  
(212) 813-1600

October 10, 2008

CERTIFICATE OF SERVICE

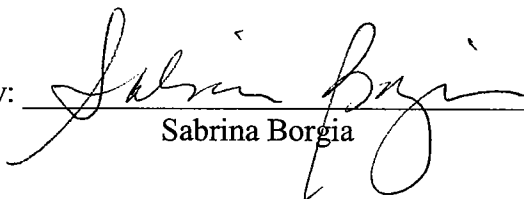
**SABRINA BORGIA** declares that:

1. I am an assistant employed by KALOW & SPRINGUT LLP attorneys for the Opposer in the captioned proceeding, and that on the execution date which appears below, I caused to be served via U.S. Mail the annexed **NOTICE OF OPPOSITION** upon the following addressee:

Ronald E. Greigg, Esq.  
GREIGG & GREIGG, P.L.L.C.  
1423 Powhatan Street, Suite 1  
Alexandria, VA 22314-1389

2. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that all of the foregoing is true and correct.

Executed on October 10, 2008  
New York, New York

By:   
Sabrina Borgia