

ESTTA Tracking number: **ESTTA248552**

Filing date: **11/12/2008**

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	RalphKing
Granted to Date of previous extension	11/12/2008
Address	3120 N.E. Rocky Butte Rd. Portland, OR 97220-3658 UNITED STATES

Attorney information	David P. Cooper Kolisch Hartwell, P.C. 520 S.W. Yamhill Street, Suite 200 Portland, OR 97204 UNITED STATES cooper@khpatent.com,mandi@khpatent.com Phone:(503) 224-6655
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Applicant Information

Application No	77409294	Publication date	07/15/2008
Opposition Filing Date	11/12/2008	Opposition Period Ends	11/12/2008
Applicant	Blessed Through Christ, LLC 14959 SE Stanhope Dr. Clackamas, OR 97015 UNITED STATES		

Goods/Services Affected by Opposition


Class 035. All goods and services in the class are opposed, namely: Internet advertising services

Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)


Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3038825	Application Date	09/16/2002
Registration Date	01/10/2006	Foreign Priority Date	NONE
Word Mark	JOB DANGO		


Design Mark	
Description of Mark	The mark consists of Stylized lettering; the "J" in "Jobdango" is a stick-figure of a man running; another stick figure of a man, holding a briefcase, is jumping off of the "a" in "Jobdango".
Goods/Services	Class 035. First use: First Use: 2002/08/12 First Use In Commerce: 2002/08/12 Providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via a global computer network; Providing on-line employment placement services, namely, resume matching services via a global computer network; Providing on-line interactive employment counseling and recruiting services via a global computer network

U.S. Application No.	77255269	Application Date	08/14/2007
Registration Date	NONE	Foreign Priority Date	NONE

Word Mark	DANGO
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Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via local and global computer networks; providing on-line employment placement services, namely, resume matching services via local and global computer networks; providing on-line interactive employment counseling and recruiting services via local and global computer networks

U.S. Application No.	77255271	Application Date	08/14/2007
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	JOB DANGO		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 035. First use: providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via local and global computer networks; providing on-line employment placement services, namely, resume matching services via local and global computer networks; providing on-line interactive employment counseling and recruiting services via local and global computer networks

Attachments	76449940#TMSN.gif (1 page)(bytes) 77255269#TMSN.jpeg (1 page)(bytes) 77255271#TMSN.jpeg (1 page)(bytes) 20081112 Statement of Basis for Opposition.pdf (2 pages)(70329 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	/David P. Cooper/
Name	David P. Cooper
Date	11/12/2008

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

RALPH KING)	
)	
Opposer,)	
)	
v.)	Opposition No.
)	
BLESSED THROUGH CHRIST, LLC)	
)	
Applicant.)	

Attn: Trademark Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1451
Alexandria, VA 22313-1451

Sir:

STATEMENT OF BASIS FOR OPPOSITION

Opposer, since at least as early as August 12, 2002, has been, and is now using the mark JOBDANGO for “providing on-line information in the fields of employment, recruitment, career, issues related to careers and work life, job resources, job listings, and resumes, all of which is offered via a global computer network; providing n-line employment placement services, namely, resume matching services via a global computer network; providing on-line interactive employment counseling and recruiting services via a global computer network”. The use of opposer's mark has been valid and continuous since the date of first use, and has not been abandoned. Opposer's 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.

Opposer’s trademark rights include a family of marks that begin with its use of the mark JOBDANGO at least as early as August 12, 2002, and continue with opposer’s filing of U.S. Trademark Application Serial No. 77/255,269 for the mark DANGO filed on August 14, 2007 and U.S. Trademark Application Serial No. 77/255,271 for the Mark JOBDANGO filed on August 14, 2007.

Notwithstanding opposer's rights in and to its JOBDANGO and DANGO marks, applicant, on February 28, 2008, filed an application for registration of the mark GRUBDANGO.COM for the following services: "internet advertising services". That application was given Serial No. 77/409,294 and published for opposition in the Official Gazette of July 15, 2008.

Applicant's mark GRUBDANGO.COM, when used in connection with the services set forth in its application, is confusingly similar to opposer's use of its JOBDANGO and DANGO marks, and registration of applicant's mark and continued use by it with its services is likely to cause confusion, mistake and deception. Applicant's services are related to the goods/services set forth in opposer's above registrations/applications. Applicant's use of its mark interferes with opposer's use of its JOBDANGO and DANGO marks, and continued use or registration of applicant's mark will seriously damage opposer.

Dated: November 12, 2008.

Respectfully submitted,

KOLISCH HARTWELL, P.C.

/David P. Cooper/

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CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being filed electronically with the United States Patent and Trademark Office via the Electronic System for Trademark Trials and Appeals this 12th day of November, 2008.

/David P. Cooper/

David P. Cooper
Of Attorneys for Opposer