

ESTTA Tracking number: **ESTTA303279**

Filing date: **08/27/2009**

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	Technical College System of Georgia
Granted to Date of previous extension	09/02/2009
Address	1800 Century Place; Suite 300 Atlanta, GA 30345 UNITED STATES

Attorney information	William H. Needle Ballard Spahr Andrews & Ingersoll, LLP 999 Peachtree Street; Suite 1000 Atlanta, GA 30309-3915 UNITED STATES needlew@ballardspahr.com, odonnellm@ballardspahr.com, williamsmy@ballardspahr.com, tmdocketing@ballardspahr.com Phone:678-420-9300
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Applicant Information

Application No	77648122	Publication date	05/05/2009
Opposition Filing Date	08/27/2009	Opposition Period Ends	09/02/2009
Applicant	Louisiana Economic Development 2nd Floor Capitol Annex Bldg. 1051 N.3rd Street PO Box 94185 Baton Rouge, LA 708049185 UNITED STATES		

Goods/Services Affected by Opposition

Class 041. All goods and services in the class are opposed, namely: BUSINESS TRAINING SERVICES, NAMELY, TRAINING IN THE FIELDS OF HEADQUARTERS OPERATIONS, CALL CENTER OPERATIONS, OPERATION OF DISTRIBUTION CENTERS, TECHNICAL TRAINING RELATED TO PRODUCT MANUFACTURING AND TEAM SKILLS AND LEADERSHIP TRAINING
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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.	1806463	Application Date	02/06/1989
Registration Date	11/23/1993	Foreign Priority Date	NONE

Word Mark	QUICK START
Design Mark	
Description of Mark	NONE
Goods/Services	Class 041. First use: First Use: 1968/07/01 First Use In Commerce: 1970/01/01 EDUCATIONAL SERVICES; NAMELY, INDUSTRIAL TRAINING OF MANAGERS AND OTHER EMPLOYEES OF COMPANIES

Attachments	19038.5001 LOUISIANA FASTSTART Opposition SN 77648122.pdf (3 pages) (105426 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	/William H. Needle/
Name	William H. Needle
Date	08/27/2009

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

In the Matter of Application Serial No. 77648122
Filed January 13, 2009
For the Mark LOUISIANA FASTSTART
Published in the Official Gazette on May 5, 2009

August 27, 2009

Technical College System of Georgia,)	
a Georgia state agency,)	
)	
Opposer,)	
)	
v.)	Opposition No.
)	
Louisiana Economic Development,)	
a Louisiana state agency,)	
)	
Applicant.)	

NOTICE OF OPPOSITION

Opposer, Technical College System of Georgia, a Georgia state agency, believes that it will be damaged by registration of the mark LOUISIANA FASTSTART as shown in the above-identified application, and hereby opposes the same pursuant to Section 13(a) of the Trademark Act of 1946, as amended (the "Lanham Act"), 15 U.S. C. § 1063(a).

As grounds for its opposition, Opposer alleges as follows:

1. Opposer, Technical College System of Georgia, is a Georgia state agency with its principal place of business located at 1800 Century Place, Suite 300, Atlanta, Georgia 30345.

2. Opposer is the owner of the incontestable federal service mark registration for QUICK START®, Registration No. 1,806,463, for “educational services, namely, industrial training of managers and other employees of companies.” Opposer’s registration is valid, subsisting and is in full force and effect.

3. On information and belief, Opposer avers that it has made continuous use of its QUICK START® mark in United States commerce since at least as early as January 1, 1970, a date long prior to any date upon which Applicant may rely.

4. On information and belief, Applicant Louisiana Economic Development, is a Louisiana state agency with its principal place of business located at 2nd Floor, Capitol Annex Building, 1051 N. 3rd Street, Baton Rouge, Louisiana 70804.

5. Pursuant to Section 1(b)(1) of the Trademark Act of 1946, as amended (the “Lanham Act”), 15 U.S.C. § 1(b)(1), Applicant filed an application to register LOUISIANA FASTSTART, Application Serial Number 77648122 on January 13, 2009, for “business training services, namely, training in the fields of headquarters operations, call center operations, operation of distribution centers, technical training related to product manufacturing and team skills and leadership training.”

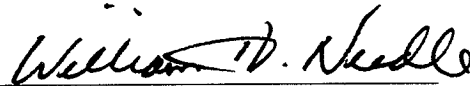
6. In view of the striking similarity of the respective marks and the identical or highly related nature of the services of the respective parties and their customers, channels of trade and advertising media, Applicant's mark so resembles Opposer's mark as to be likely to cause confusion, or to cause mistake, or to deceive. Therefore, registration of the application of

Applicant for the service mark LOUISIANA FASTSTART, Serial No.77648122, should be rejected and refused.

WHEREFORE, Opposer prays that application Serial No. 77648122 be rejected, that no registration be issued therefor to Applicant, and that this opposition be sustained in favor of Opposer.

The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 14-0629.

Respectfully submitted,



William H. Needle
William H. Needle
Attorney for Opposer

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