

ESTTA Tracking number: **ESTTA395263**

Filing date: **02/25/2011**

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	Cargill, Incorporated
Granted to Date of previous extension	02/26/2011
Address	15407 McGinty Road West Wayzata, MN 55391 UNITED STATES

Attorney information	William Schultz Merchant & Gould 80 South Eighth St Suite 3200 Minneapolis, MN 55440-5624 UNITED STATES cargilltm@merchantgould.com Phone:612.332.5300
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**Applicant Information**

Application No	85022361	Publication date	12/28/2010
Opposition Filing Date	02/25/2011	Opposition Period Ends	02/26/2011
Applicant	Sempio Food Service, Inc. 16831 Knott Avenue La Mirada, CA 90638 UNITED STATES		

**Goods/Services Affected by Opposition**


Class 029. All goods and services in the class are opposed, namely: Vegetable oils and fats
Class 030. All goods and services in the class are opposed, namely: Salad dressings


**Grounds for Opposition**

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


U.S. Registration No.	3648878	Application Date	12/09/2005
Registration Date	06/30/2009	Foreign Priority Date	NONE
Word Mark	FONTINA FOODS		

Design Mark			
Description of Mark	NONE		
Goods/Services	Class 030. First use: First Use: 2005/05/06 First Use In Commerce: 2005/05/06 food sauces, excluding cheese and cheese-based sauces		

U.S. Registration No.	3587701	Application Date	01/16/2007
Registration Date	03/10/2009	Foreign Priority Date	NONE
Word Mark	FONTINA FOODS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 030. First use: First Use: 2005/05/06 First Use In Commerce: 2005/05/06 food sauces, excluding cheese and cheese-based sauces		

U.S. Application No.	77652216	Application Date	01/19/2009
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	FONTINA FOODS		

Design Mark	
Description of Mark	The mark consists of a rectangle containing the words "Fontina Foods" above a zig zag design.
Goods/Services	Class 029. First use: First Use: 2010/11/02 First Use In Commerce: 2010/11/02 Edible oils and fats; Shortening

U.S. Application No.	77652218	Application Date	01/19/2009
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	FONTINA FOODS		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 029. First use: First Use: 2010/11/02 First Use In Commerce: 2010/11/02 Edible oils and fats		

Related Proceedings	None
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Attachments	78770428#TMSN.jpeg ( 1 page )( bytes ) 77083449#TMSN.jpeg ( 1 page )( bytes ) 77652216#TMSN.jpeg ( 1 page )( bytes ) 77652218#TMSN.jpeg ( 1 page )( bytes ) Notice of Opposition.pdf ( 22 pages )(415155 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 Schultz/
Name	William Schultz
Date	02/25/2011

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

Cargill, Incorporated	)	
	)	Opposition No. _____
Opposer,	)	
	)	Mark: FONTANA & Design
v.	)	
	)	Application Ser. No. 85-022,361
Sempio Food Service, Inc.	)	
	)	Filed: April 24, 2010
Applicant.	)	
	)	Published: December 28, 2010
	)	

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**NOTICE OF OPPOSITION**

Cargill, Incorporated, a Delaware Corporation, having a principal place of business at 15407 McGinty Road West, Wayzata, Minnesota 55391, believes it will be damaged by registration of FONTANA & Design as a trademark for “vegetable oils and fats” and “salad dressings,” Application Ser. No. 85-022,361, by Sempio Food Service, Inc. (hereinafter referred to as “Applicant”), and hereby opposes the same upon the following grounds.

1. Cargill is the owner of several trademark registrations for “FONTINA FOODS” and derivatives of that mark (hereinafter “FONTINA FOODS Marks”).
2. On December 9, 2005, prior to Applicant’s filing date of April 24, 2010, Cargill filed an application to register the FONTINA FOODS & Design mark in connection with food sauces, excluding cheese and cheese-based sauces in International Class 30. Since at least as early as May 6, 2005, Cargill began using the mark FONTINA FOODS and derivatives of that mark on or in connection with food sauces, excluding cheese and cheese-based sauces, which has been continuously used and marketed in interstate commerce by Cargill.
3. On June 30, 2009, the United States Patent & Trademark Office registered on the Principal Register and issued to Cargill Registration No. 3,648,878 for the mark FONTINA

FOODS & Design. Registration No. 3,648,878 is presently valid and subsisting and is now owned by Cargill and is prima facie evidence of Cargill's exclusive right to use the FONTINA FOODS mark in commerce to market "food sauces, excluding cheese and cheese-based sauces." Pursuant to 37 C.F.R § 2.122(d), Opposer hereby attaches a current printout of information from the TARR database related to U.S. Trademark Registration No. 3,648,878.

4. On January 16, 2007, prior to Applicant's filing date of April 24, 2010, Cargill filed an application to register the FONTINA FOODS mark in connection with food sauces, excluding cheese and cheese-based sauces in International Class 30. Since at least as early as May 6, 2005, Cargill began using the mark FONTINA FOODS and derivatives of that mark on or in connection with food sauces, excluding cheese and cheese-based sauces, which has been continuously used and marketed in interstate commerce by Cargill.

5. On March 10, 2009, the United States Patent & Trademark Office registered on the Principal Register and issued to Cargill Registration No. 3,587,701 for the mark FONTINA FOODS. Registration No. 3,587,701 is presently valid and subsisting and is now owned by Cargill and is prima facie evidence of Cargill's exclusive right to use the FONTINA FOODS mark in commerce to market "food sauces, excluding cheese and cheese-based sauces." Pursuant to 37 C.F.R § 2.122(d), Opposer hereby attaches a current printout of information from the TARR database related to U.S. Trademark Registration No. 3,587,701.

6. On January 19, 2009, prior to Applicant's filing date of April 24, 2010, Cargill filed an application to register the FONTINA FOODS mark in connection with edible oils and fats in International Class 29. Since at least as early as November 2, 2010, Cargill began using the mark FONTINA FOODS and derivatives of that mark on or in connection with edible oils and fats, which has been continuously used and marketed in interstate commerce by Cargill.

Application Serial No. 77-652,218 is presently pending registration before the United States Patent and Trademark Office. Pursuant to 37 C.F.R § 2.122(d), Opposer hereby attaches a current printout of information from the TARR database related to Application Serial No. 77-652,218.

7. On January 19, 2009, prior to Applicant's filing date of April 24, 2010, Cargill filed an application to register the FONTINA FOODS & Design mark in connection with edible oils and fats and shortening in International Class 29. Since at least as early as November 2, 2010, Cargill began using the mark FONTINA FOODS and derivatives of that mark on or in connection with edible oils and fats and shortening, which has been continuously used and marketed in interstate commerce by Cargill. Application Serial No. 77-652,216 is presently pending registration before the United States Patent and Trademark Office. Pursuant to 37 C.F.R § 2.122(d), Opposer hereby attaches a current printout of information from the TARR database related to Application Serial No. 77-652,216.

8. The products sold under Cargill's FONTINA FOODS marks can be sold in connection with or as an additive for salad dressings.

9. Cargill has expended substantial amounts of money in marketing, advertising and promoting the FONTINA FOODS marks on or in connection with food sauces, edible oils and fats in the United States.

10. Cargill has enjoyed substantial sales of goods in the United States in connection with the use of the FONTINA FOODS marks.

11. By reason of the extensive marketing, advertising, and promotion of goods in connection with the FONTINA FOODS marks and because of the high quality of those goods, these marks have extremely valuable goodwill that inures to the benefit of Cargill.

12. Applicant is a California corporation with a mailing address at 16831 Knott Avenue, La Mirada, California 90638.

13. Applicant is seeking to obtain registration on the Principal Register of the mark FONTANA & Design, Application Serial No. 85-022,361, for use on or in connection with vegetable oils and fats in International Class 29 and salad dressings in International Class 30.

14. There is no issue of priority concerning Application Ser. No. 85-022,361 because Cargill has use and registration of its FONTINA FOODS marks prior to April 24, 2010, Applicant's filing date.

15. Cargill's FONTINA FOODS marks were highly distinctive and recognized by the public as identifying the goods of Cargill prior to April 24, 2010.

COUNT I — LIKELIHOOD OF CONFUSION

16. Paragraphs 1-15 are incorporated by reference herein.

17. Cargill enjoys substantial and exclusive goodwill and good reputation in connection with its FONTINA FOODS marks. This goodwill and reputation will be harmed by the use and registration of the mark FONTANA & Design sought to be registered by Applicant.

18. Applicant was on constructive notice of Cargill's prior rights to the FONTINA FOODS marks when it filed its application based on Cargill's U.S. Trademark Registration Nos. 3,648,878 and 3,587,701 and Application Serial Nos. 77-652,218 and 77-652,216 for the FONTINA FOODS marks.

19. On information and belief, Applicant's intended adoption and use of its FONTANA & Design mark has been with knowledge of Cargill's prior use of its FONTINA FOODS marks on its goods.



20. Applicant's intended adoption and use of the FONTANA & Design trademark has been without Cargill's consent or permission.

21. The FONTANA & Design mark for which Applicant seeks registration is nearly identical in appearance, sound, connotation, and commercial impression to the FONTINA FOODS marks.

22. Applicant's FONTANA & Design mark so resembles Cargill's FONTINA FOODS marks as to be likely, when applied to Applicant's goods, to cause confusion, mistake, or deception as to the source of origin of Applicant's goods by creating the erroneous impression that Applicant's goods originate with, are sponsored by, approved or endorsed by, licensed by, affiliated or associated with, or in some other way legitimately connected to Cargill.

23. The goods under which Cargill has used its FONTINA FOODS marks are similar to and used in connection with the goods which Applicant seeks registration of the FONTANA & Design mark.

24. The goods for which the Applicant seeks registration of the FONTANA & Design mark are likely to be sold to or used by the same customers to whom Cargill sells its goods under the FONTINA FOODS marks. The goods of Cargill and Applicant will travel in the same or similar channels of trade.

25. Applicant's FONTANA & Design mark is confusingly similar to Cargill's FONTINA FOODS marks and derivatives of that mark and use thereof by the Applicant on the goods specified in Application No. 85-022,361 is likely to cause confusion, mistake, or deception that Applicant's goods are those of Cargill or are otherwise endorsed, sponsored, or approved by Cargill, whereby Cargill will be damaged by registration of Applicant's FONTANA & Design mark on the Principal Register of the United States Patent and Trademark Office.

26. Granting a federal trademark registration to Applicant for its claimed FONTANA & Design mark as shown in Application Serial No. 85-022,361 would be contrary to 15 U.S.C. § 1052(d) and would violate or diminish the prior and superior rights of Cargill in its FONTINA FOODS marks, causing irreparable damage and injury to Cargill.

**PRAYER FOR RELIEF**

WHEREFORE, Cargill asks that its opposition to Application No. 85-022,361 be sustained and that the registration of the FONTANA & Design set forth therein be refused. Please direct all correspondence to the attention of William D. Schultz:

Merchant & Gould P.C.  
PO Box 2910  
Minneapolis, MN 55402  
612-332-5300

Cargill hereby appoints William D. Schultz; Allen W. Hinderaker; Danielle Mattessich; Andrew Ehard; John A. Clifford, Reg. No. 30,247; Brent E. Routman; Scott W. Johnston, Reg. No. 39,721; Gregory C. Golla and other attorneys of the firm of Merchant & Gould P.C. as attorneys with the full power to represent Cargill, to receive all correspondence related thereto and to represent it in all proceedings affecting the potential opposition of the mark.

Accompanying the duplicate signed copies of this Notice of Opposition is the required fee of \$600.00. Please charge any excess fees or credit any overpayment to Deposit Account No. 13-2725 of Cargill's counsel noted above.

Dated: February 25, 2011

Respectfully submitted,

CARGILL, INCORPORATED

By its attorneys,

A handwritten signature in black ink, appearing to read "Allen W. Hinderaker", written over a horizontal line.

Allen W. Hinderaker

William D. Schultz

Merchant & Gould P.C.

PO Box 2910

Minneapolis, MN 55402

(612) 332-5300

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing NOTICE OF OPPOSITION has been served

by First Class Mail this 25th day of February, 2011 upon the following:

Frederic M. Douglas  
15333 Culver Dr Ste 340 PMB 114  
Irvine, CA 92604-3051

Sempio Food Service, Inc.  
16831 Knott Avenue  
La Mirada, CA 90638

  
Abigail Ries

Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2011-02-25 18:12:29 ET

Serial Number: [78770428](#) [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: [3648878](#)

**Mark**



(words only): [FONTINA FOODS](#)

**Standard Character claim:** [No](#)

**Current Status:** [Registered](#). The registration date is used to determine when post-registration maintenance documents are due.

**Date of Status:** [2009-06-30](#)

**Filing Date:** [2005-12-09](#)

**Transformed into a National Application:** [No](#)

**Registration Date:** [2009-06-30](#)

**Register:** [Principal](#)

**Law Office Assigned:** [LAW OFFICE 113](#)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

**Current Location:** [650 -Publication And Issue Section](#)

**Date In Location:** [2009-05-26](#)

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. [Cargill, Incorporated](#)

**Address:**

Cargill, Incorporated  
15407 McGinty Road West  
Wayzata, MN 55391  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Delaware  
**Phone Number:** 952-742-6334  
**Fax Number:** 952-404-6367

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### GOODS AND/OR SERVICES

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**International Class:** 030  
**Class Status:** Active  
food sauces, excluding cheese and cheese-based sauces  
**Basis:** 1(a)  
**First Use Date:** 2005-05-06  
**First Use in Commerce Date:** 2005-05-06

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### ADDITIONAL INFORMATION

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**Color(s) Claimed:** Color is not claimed as a feature of the mark.

**Disclaimer:** "FOODS"

**Design Search Code(s):**  
**26.11.21** - Rectangles that are completely or partially shaded  
**26.17.10** - Lines, zig-zag; Zig-zag line(s)

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### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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### PROSECUTION HISTORY

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2009-06-30 - Registered - Principal Register

2009-05-26 - Law Office Registration Review Completed

2009-05-19 - Allowed for Registration - Principal Register (SOU accepted)

2009-05-18 - Statement Of Use Processing Complete

2009-04-30 - Use Amendment Filed

2009-05-18 - Case Assigned To Intent To Use Paralegal

2009-04-30 - TEAS Statement of Use Received

2008-10-30 - Extension 3 granted

2008-10-30 - Extension 3 filed

2008-10-30 - TEAS Extension Received

2008-03-14 - Extension 2 granted

2008-03-14 - Extension 2 filed

2008-03-14 - TEAS Extension Received

2007-10-31 - Extension 1 granted

2007-10-31 - Extension 1 filed

2007-10-31 - TEAS Extension Received

2007-09-07 - Attorney Revoked And/Or Appointed

2007-09-07 - TEAS Revoke/Appoint Attorney Received

2007-05-01 - NOA Mailed - SOU Required From Applicant

2007-02-06 - Published for opposition

2007-01-17 - Notice of publication

2006-12-19 - Law Office Publication Review Completed

2006-12-19 - Assigned To LIE

2006-12-04 - Approved For Pub - Principal Register

2006-11-13 - Teas/Email Correspondence Entered

2006-11-09 - Communication received from applicant

2006-11-09 - TEAS Response to Office Action Received

2006-05-11 - Non-final action e-mailed

2006-05-11 - Non-Final Action Written

2006-05-04 - Assigned To Examiner

2005-12-15 - Notice Of Design Search Code Mailed

2005-12-14 - New Application Entered In Tram

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Carrie L. Johnson

**Correspondent**

CARRIE L. JOHNSON

CARGILL, INCORPORATED

PO BOX 5624

LAW DEPARTMENT/MS 24

MINNEAPOLIS, MN 55440

Phone Number: 952-742-6334

Fax Number: 952-404-6367

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Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2011-02-25 18:13:56 ET

Serial Number: [77083449 Assignment Information](#)      [Trademark Document Retrieval](#)

Registration Number: [3587701](#)

Mark

# FONTINA FOODS

(words only): [FONTINA FOODS](#)

Standard Character claim: [Yes](#)

Current Status: [Registered](#). The registration date is used to determine when post-registration maintenance documents are due.

Date of Status: [2009-03-10](#)

Filing Date: [2007-01-16](#)

Transformed into a National Application: [No](#)

Registration Date: [2009-03-10](#)

Register: [Principal](#)

Law Office Assigned: [LAW OFFICE 103](#)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at [TrademarkAssistanceCenter@uspto.gov](mailto:TrademarkAssistanceCenter@uspto.gov)

Current Location: [650 -Publication And Issue Section](#)

Date In Location: [2009-02-04](#)

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## LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. [Cargill, Incorporated](#)

Address:

Cargill, Incorporated  
15407 McGinty Road West  
Wayzata, MN 55391  
United States  
**Legal Entity Type:** Corporation  
**State or Country of Incorporation:** Delaware  
**Phone Number:** 952-742-6334  
**Fax Number:** 952-404-6367

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### GOODS AND/OR SERVICES

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**International Class:** 030  
**Class Status:** Active  
food sauces, excluding cheese and cheese-based sauces  
**Basis:** 1(a)  
**First Use Date:** 2005-05-06  
**First Use in Commerce Date:** 2005-05-06

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### ADDITIONAL INFORMATION

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**Disclaimer:** "FOODS"

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### MADRID PROTOCOL INFORMATION

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(NOT AVAILABLE)

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### PROSECUTION HISTORY

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

2009-03-10 - Registered - Principal Register  
2009-02-04 - Law Office Registration Review Completed  
2009-02-02 - Allowed for Registration - Principal Register (SOU accepted)  
2009-01-15 - Statement Of Use Processing Complete  
2008-12-30 - Use Amendment Filed  
2009-01-15 - Case Assigned To Intent To Use Paralegal  
2008-12-30 - TEAS Statement of Use Received  
2008-03-14 - Extension 1 granted

2008-03-14 - Extension 1 filed

2008-03-14 - TEAS Extension Received

2008-01-01 - NOA Mailed - SOU Required From Applicant

2007-10-09 - Published for opposition

2007-09-19 - Notice of publication

2007-09-07 - Attorney Revoked And/Or Appointed

2007-09-07 - TEAS Revoke/Appoint Attorney Received

2007-09-05 - Law Office Publication Review Completed

2007-09-05 - Assigned To LIE

2007-07-28 - Approved For Pub - Principal Register

2007-07-12 - Teas/Email Correspondence Entered

2007-07-12 - Communication received from applicant

2007-07-12 - TEAS Response to Office Action Received

2007-03-27 - Non-final action e-mailed

2007-03-27 - Non-Final Action Written

2007-03-22 - Assigned To Examiner

2007-01-22 - New Application Entered In Tram

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**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

Carrie L. Johnson

**Correspondent**

Carrie L. Johnson

Cargill, Incorporated

Law Department/MS 24

PO BOX 5624

Minneapolis MN 55440

Phone Number: 952-742-6334

Fax Number: 952-404-6367

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Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2011-02-25 18:14:39 ET

Serial Number: 77652216 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark



(words only): [FONTINA FOODS](#)

Standard Character claim: No

Current Status: [A Statement of Use has been forwarded to the examining attorney for examination.](#)

Date of Status: [2011-02-18](#)

Filing Date: [2009-01-19](#)

Filed as TEAS Plus Application: [Yes](#)

Currently TEAS Plus Application: [Yes](#)

Transformed into a National Application: [No](#)

Registration Date: (DATE NOT AVAILABLE)

Register: [Principal](#)

Law Office Assigned: [LAW OFFICE 116](#)

Attorney Assigned:  
[BROWN BARBARA TROFFKIN](#)

Current Location: [M70 -TMO Law Office 116](#)

Date In Location: [2011-02-18](#)

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**LAST APPLICANT(S)/OWNER(S) OF RECORD**

---

1. [Cargill, Incorporated](#)

**Address:**

Cargill, Incorporated  
15407 McGinty Road West  
Wayzata, MN 55391  
United States

**Legal Entity Type:** Corporation**State or Country of Incorporation:** Delaware

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**GOODS AND/OR SERVICES**

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**International Class:** 029**Class Status:** Active

Edible oils and fats; Shortening

**Basis:** 1(b)**First Use Date:** 2010-11-02**First Use in Commerce Date:** 2010-11-02

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**ADDITIONAL INFORMATION**

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**Color(s) Claimed:** Color is not claimed as a feature of the mark.**Disclaimer:** "FOODS"**Description of Mark:** The mark consists of a rectangle containing the words "Fontina Foods" above a zig zag design.**Design Search Code(s):**

26.11.21 - Rectangles that are completely or partially shaded

26.17.10 - Lines, zig-zag; Zig-zag line(s)

**Prior Registration Number(s):**

3587701

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**MADRID PROTOCOL INFORMATION**

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(NOT AVAILABLE)

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**PROSECUTION HISTORY**

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**NOTE:** To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2011-02-18 - Statement Of Use Processing Complete

2011-01-28 - Use Amendment Filed

2011-02-18 - Case Assigned To Intent To Use Paralegal

2011-01-28 - TEAS Statement of Use Received

2010-12-21 - Attorney Revoked And/Or Appointed

2010-12-21 - TEAS Revoke/Appoint Attorney Received

2010-07-22 - Notice Of Approval Of Extension Request E-Mailed

2010-07-20 - Extension 2 granted

2010-07-20 - Extension 2 filed

2010-07-20 - TEAS Extension Received

2010-01-27 - Extension 1 granted

2010-01-27 - Extension 1 filed

2010-01-27 - TEAS Extension Received

2009-07-28 - NOA Mailed - SOU Required From Applicant

2009-05-05 - Published for opposition

2009-04-15 - Notice of publication

2009-04-02 - Law Office Publication Review Completed

2009-03-31 - Assigned To LIE

2009-03-31 - Approved For Pub - Principal Register

2009-03-31 - Examiner's Amendment Entered

2009-03-31 - Notification Of Examiners Amendment E-Mailed

2009-03-31 - Examiners amendment e-mailed

2009-03-31 - Examiners Amendment -Written

2009-03-29 - Assigned To Examiner

2009-01-23 - Notice Of Design Search Code Mailed

2009-01-22 - New Application Entered In Tram

---

**ATTORNEY/CORRESPONDENT INFORMATION**

---

**Attorney of Record**

[Heather J. Kliebenstein](#)

**Correspondent**

[Heather J. Kliebenstein](#)

[Cargill, Incorporated](#)

[Law Department MS24](#)

[PO Box 5624](#)

[Minneapolis MN 55440-5624](#)

[Phone Number: 952-742-6334](#)

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Thank you for your request. Here are the latest results from the [TARR web server](#).

This page was generated by the TARR system on 2011-02-25 18:14:20 ET

Serial Number: 77652218 [Assignment Information](#) [Trademark Document Retrieval](#)

Registration Number: (NOT AVAILABLE)

Mark

FONTINA FOODS

(words only): [FONTINA FOODS](#)

Standard Character claim: [Yes](#)

Current Status: [A Statement of Use has been forwarded to the examining attorney for examination.](#)

Date of Status: [2011-02-18](#)

Filing Date: [2009-01-19](#)

Filed as TEAS Plus Application: [Yes](#)

Currently TEAS Plus Application: [Yes](#)

Transformed into a National Application: [No](#)

Registration Date: (DATE NOT AVAILABLE)

Register: [Principal](#)

Law Office Assigned: [LAW OFFICE 116](#)

Attorney Assigned:  
[BROWN BARBARA TROFFKIN](#)

Current Location: [M70 -TMO Law Office 116](#)

Date In Location: [2011-02-18](#)

---

LAST APPLICANT(S)/OWNER(S) OF RECORD

---

1. [Cargill, Incorporated](#)



**Address:**

[Cargill, Incorporated](#)  
[15407 McGinty Road West](#)  
[Wayzata, MN 55391](#)  
[United States](#)

**Legal Entity Type:** [Corporation](#)**State or Country of Incorporation:** [Delaware](#)

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**GOODS AND/OR SERVICES**

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**International Class:** [029](#)**Class Status:** [Active](#)[Edible oils and fats](#)**Basis:** [1\(b\)](#)**First Use Date:** [2010-11-02](#)**First Use in Commerce Date:** [2010-11-02](#)

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**ADDITIONAL INFORMATION**

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**Disclaimer:** ["FOODS"](#)**Prior Registration Number(s):**[3587701](#)

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**MADRID PROTOCOL INFORMATION**

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[\(NOT AVAILABLE\)](#)

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**PROSECUTION HISTORY**

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**NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.**

[2011-02-18 - Statement Of Use Processing Complete](#)[2011-01-28 - Use Amendment Filed](#)[2011-02-18 - Case Assigned To Intent To Use Paralegal](#)[2011-01-28 - TEAS Statement of Use Received](#)[2010-12-21 - Attorney Revoked And/Or Appointed](#)[2010-12-21 - TEAS Revoke/Appoint Attorney Received](#)[2010-07-22 - Notice Of Approval Of Extension Request E-Mailed](#)

2010-07-20 - Extension 2 granted  
2010-07-20 - Extension 2 filed  
2010-07-20 - TEAS Extension Received  
2010-01-27 - Extension 1 granted  
2010-01-27 - Extension 1 filed  
2010-01-27 - TEAS Extension Received  
2009-07-28 - NOA Mailed - SOU Required From Applicant  
2009-05-05 - Published for opposition  
2009-04-15 - Notice of publication  
2009-04-02 - Law Office Publication Review Completed  
2009-03-31 - Assigned To LIE  
2009-03-31 - Approved For Pub - Principal Register  
2009-03-31 - Examiner's Amendment Entered  
2009-03-31 - Notification Of Examiners Amendment E-Mailed  
2009-03-31 - Examiners amendment e-mailed  
2009-03-31 - Examiners Amendment -Written  
2009-03-29 - Assigned To Examiner  
2009-01-22 - New Application Entered In Tram

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**ATTORNEY/CORRESPONDENT INFORMATION**

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**Attorney of Record**

Heather J. Kliebenstein

**Correspondent**

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