

TTAB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
TRADemark TRAIL AND APPEAL BOARD

*Future SM TM  
Future Visionaries  
988 N. Griffin  
Bismarck, ND 58501*

APPLICANT KENT G ANDERSON

MARK FUTURE

APPLICATION NO 76133905

FUTURE AD LLC

Opposition no 91203191

VS

VS Kent G Anderson

And Global people individual rights ideas FUTURE -FUTURE COUNTRY

in response to deopo sition -On July 11 2013

And The Oppoer Notice Of Reliance . On July 9 2013

Applicant denies any Fraud . And prays for Default Judgment -Should not be entered .

And Applicant – Denies Each of the Pursuant to 3 C.F.R. 2 122 the following opposition proceedings

Prays for

The default judgments should not be entered in response to a motion for discovery sanctions against Applicant . Prays for the evidence not relevant -to show Facts applicant did nouthing wrong -.

Applicant denies willful disregard of discovery obligations and lack of documentary evidence to prove actual use and continued bona fied intent to use the FUTURE mark in interstate commerce commerce

The default Judgment form the TTAAB should not be entered . Also applicant denies any wrong doing .

Denies that applicant materially misrepresented the genuine use of mark . Applicant denies committed fraud and lacked actual use of FUTURE -related

marks on identical goods or services. Denies are material issues in the case .

Applicant brings into evidence Geo cities 1998 . followed by [www.futurevisionaries.com](http://www.futurevisionaries.com) . And over a decade of applicants work ideas FUTURE before the opposer even was Created -

Applicant denies Applicants inability to actually or genuinely use the mark on or in connection with goods /services in interstate commerce and denies Applicant intent to ware house the mark FUTURE

applicant prays for USA Gov to save Global people FUTURE -FUTURE COUNTRY

Also applicant calls upon Applicant Office action -of April 9 2012 -over a decade of applicats and Global people rights ideas threw applicant

To save Global people FUTURE -FUTURE COUNTRY

Applicant Forced into -With no legal Council discovery phone call with FUTURE ADS Lawyer

Christopher j. Palermo . Do to the threat – Of Going to Trail -which applicant Cant afford

.Applicant wants to save Global people FUTURE -FUTURE COUNTRY with over a decade of ideas and rights of Global individual people . Applicant asked for Trademark Brief To Complete To Give




\*07-16-2013\*

Global people FUTURE a chance .But was denied . Facts years FUTURE ADS Never allowed a Applicant a Trademark Brief CHANCE .And FUTURE Ads - said only thing that applicant can do is Expressly abandoned 76133905 . which will destroy -the Applicant -global -people- FUTURE COUNTRY . .

Applicants and Global people FUTURE COUNTRY . Pray for relief . ...And an opportunity To Answer a Trademark B ref . To save Global people FUTURE -FUTURE COUNTRY

and Applicant prays for judgment -be entered for Global people FUTURE -FUTURE COUNTRY and applicant-  
Applicant prays for legal council . And the Trademark Trial and appeal Board , USA.Gov... Trademark director please advise – applicant . Prays for save Global people FUTURE -FUTURE COUNTRY created from the USA -

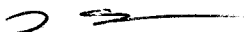
Respectfully Submitted By

  
Kent G Anderson  
FUTURE sm/tm  
925 N Griffin  
Bismarck, ND  
58501  
USA Home 1-701-223-0639  
[www.futurevisionaries.com](http://www.futurevisionaries.com)  
[milmntec@btinet.net](mailto:milmntec@btinet.net)

#### CERTIFICATE OF SERVICE BY MAIL

I hereby certify That a True and complete copy of applicants response -to the -Opposer- of -July 9 2013 -July 11 -2013 -  
B sending The same Via First Class mail . To the TTAB on July 12 2013 First Class mail Postage prepaid to

Served by

  
Kent G Anderson  
FUTURE sm/tm  
925 N Griffin  
Bismarck ,ND  
58501

Served on Commissioner for Trademarks Trial and appeal board .  
P.O. Box 1451 Alexandria ,VA  
22313 -1451

CERTIFICATE OF SERVICE BY MAIL

I hereby certify That a True and complete copy of applicants response -to the Op-poser-  
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prepaid to

Served by



Kent G Anderson  
FUTURE sm/tm  
925 N Griffin  
Bismarck ,ND  
58501

Served on

Christopher J Palermo -  
Hickman -  
1 Almaden Boulevard -Floor 12  
San Jose CA 95113

served by



Kent G Anderson  
FUTURE sm/tm  
925 N Griffin  
Bismarck ,ND  
58501

also served on

USA -Gov all people And President Obama  
The white House 1600 Pennsylvania  
Ave .N.W .  
Washington ,DC  
20500

Future sm™  
Future Visionaries  
925 N. Griffin  
Bismarck, ND 58501

July 4 2012  
President Obama  
and the Global people innovation economic and dev  
The white house  
1600 Pennsylvania  
Ave .NW .  
Washington ,DC  
20500

Dear mr president ,  
I voted for you a people president I call you .  
I see so much of myself in you .  
USA was created from am idea and people who believed in Freedom for all .  
Great country we live in . I created FUTURE COUNTRY from our country . In IP . Hopes to help all  
people all countries . I am way ahead of my time. FUTURE COUNTRY is all people all countries  
people work together share own the brand FUTURE for there own ideas . 1998-2012 . I wish FUTURE  
COUNTRY can be saved . No one is showing me how to organize FUTURE into a country and global  
people and countries own have the liberties as a country offers them . Mr president you know people .  
Like I am being covered up no one do story on global people FUTURE . And I am fighting all I am  
doing is fighting USA Corp monopolizes trademark cancellations my life's work ideas being stolen the  
people the countries ideas rights threw me are being stolen . I will never give up on the people  
FUTURE rights ideas . And my passion love for our country USA . .  
Here is update on wars . Share freely . You know people . Also thank you for your phone call from the  
white house . You can not Visit with me . And or I cant visit with others .you wish me the best . I have  
reached out to our USA Gov sense year 2000 . Thank you for all your doing ahead of time . Believing  
in me and global people FUTURE . Wish you and your Family all the best .and Hope next year I can  
visit with you . And A happy independence day

Best regards ,

  
Kent G Anderson

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925 N Griffin  
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58501  
USA Home 1-701-223-0639  
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[milmntec@btinet.net](mailto:milmntec@btinet.net)

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

FUTURE ADS LLC	)	
Opposer,	)	
	)	
v.	)	Opposition No.: 91203191
	)	
Kent G. Anderson	)	Serial No. 76/133,905
Applicant	)	
	)	

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**OPPOSER'S NOTICE OF RELIANCE**

NOTICE IS HEREBY GIVEN pursuant to 37 C.F.R. § 2.122 that Opposer Future Ads LLC ("Opposer") shall rely at trial upon the following documents and information:

**1. REGISTRATIONS**

Pursuant to 37 C.F.R. § 2.122(d)(1), Opposer hereby submits and introduces into evidence United States ("US") Registration No. 3,560,478, registered January 13, 2009, for the mark FUTURE ADS. A copy of current printouts of information from the electronic database records of the United States Patent and Trademark Office showing current status and title of the registration is attached as Exhibit A.

**2. OFFICIAL RECORDS – APPLICATION FILES OF OPPOSER**

Pursuant to 37 C.F.R. § 2.122(e), Opposer submits and introduces into evidence the application files of the following US trademark applications of Opposer:

- US Trademark Application No. 77/484,135, filed May 27, 2008, for the mark FUTURE ADS.
- US Trademark Application No. 77/484,102, filed May 27, 2008, for the mark FUTURE ADS.
- US Trademark Application No. 77/484,077, filed May 27, 2008, for the mark FUTURE ADS.

Copies of current printouts of information from the electronic database records of the United States Patent and Trademark Office showing current status and ownership of the listed above trademark applications are attached thereto as Exhibit B.

### **3. OFFICIAL RECORDS – APPLICATION FILES OF KENT G. ANDERSON**

Pursuant to 37 C.F.R. § 2.122(e), Opposer submits and introduces into evidence the following US trademark application files of Applicant Kent G. Anderson:

- US Trademark Application No. 76/537,316, filed August 14, 2003, for the mark FUTURE. In particular, Opposer relies upon the identification of services, including the Class 35 recitation, and papers filed by Applicant with the USPTO on February 10, 2005 and February 17, 2006.
- US Trademark Application No. 76/188,809, filed January 2, 2001, for the mark FUTURE. In particular, Opposer relies on the Notice of Abandonment mailed October 27, 2011.
- US Trademark Application No. 76/312,587 registered May 20, 2008, under Registration No. 343164 for the mark FUTURE. Opposer relies upon the cancellation status of the registration, and upon the recitation of services including the recitation in Class 35.
- US Trademark Application No. 76/437,630, filed August 2, 2002, for the mark FUTURE. In particular, Opposer relies upon the abandoned status and identification of services in Class 35.
- US Trademark Application No. 76/634,950, filed April 4, 2005, for the mark FUTURE. In particular, Opposer relies upon the identification of goods and services, including the recitation of services in Class 35. Opposer also relies upon the paper titled “Trademark Application/Principal Register” signed by Applicant and dated March 29, 2005.
- US Trademark Application No. 76/687,670, filed March 13, 2008, for the mark FUTURE. In particular, Opposer relies upon the identification of services that covers Class 35. Opposer also relies upon the paper titled Response to Office Action signed by Applicant August 2, 2008.

Each of the documents relied upon is considered relevant to show a lack of bona fide intent to use the subject trademarks, which is a material issue in the present case. Copies of current printouts of information from the electronic database records of the United States Patent and Trademark Office showing current status and ownership of the listed above trademark applications are attached thereto as Exhibit C.

#### **4. OFFICIAL RECORDS – JUDGMENTS**

Pursuant to 37 C.F.R. §2.122(e), Opposer submits and introduces into evidence the default judgments entered by the Trademark Trial and Appeal Board (TTAB) in the following opposition proceedings:

- TTAB Opposition No. 91195950, *Future Ads, LLC v. Kent G. Anderson*, dated July 13, 2011.
- TTAB Opposition No. 91184059, *Lincoln National Corporation v. Kent G Anderson*, dated November 17, 2009.
- TTAB Opposition No. 92050325, *Lincoln National Corporation v. Kent G. Anderson*, dated July 14, 2010.
- TTAB Opposition No. 92050700, *Future Ads v. Kent G. Anderson*, dated March 19, 2010.

The default judgments were entered in response to a motion for discovery sanctions against Applicant. The evidence is relevant to show Applicant's willful disregard of discovery obligations and lack of documentary evidence to prove actual use and continued bone fide intent to use the FUTURE mark in interstate commerce. Copies of the default judgments from TTAB records are attached thereto as Exhibit D.

#### **5. APPLICATION FILES**

Pursuant to 37 C.F.R. §2.122(b) (2), Opposer submits and introduces into evidence specimens of the following application files of Applicant:

- U.S. Application No. 76/229,536 – Exhibit E-1
- U.S. Application No. 75/618,703 – Exhibit E-2
- U.S. Application No. 75/646,500 - Exhibit E-3
- U.S. Application No. 76/188,809 - Exhibit E-4
- U.S. Application No. 75/619,419 – Exhibit E-5
- U.S. Application No. 76/101,024 – Exhibit E-6
- U.S. Application No. 76/073,356 – Exhibit E-7
- U.S. Application No. 76/027,774 – Exhibit E-8
- U.S. Application No. 76/045,282 – Exhibit E-9

- U.S. Application No. 76/324,919 – Exhibit E-10

Each of the specimens of the aforesaid applications is relevant in that each shows that Applicant materially misrepresented the genuine use of the mark, committed fraud and lacked actual use of FUTURE-related marks on the identified goods or services, which are material issues in the present case. Copies of the specimens of the USPTO records of the aforesaid applications are attached thereto as Exhibit E.

**6. PRINTED PUBLICATIONS**

Pursuant to 37 C.F.R. § 2.122(e), Opposer submits and introduces into evidence printed copies of pages from Applicant's website. Attached hereto as Exhibit F are certain excerpted pages from <http://www.futurevisionaries.com/>. These pages are relevant in that they show Applicant's inability to actually or genuinely use the mark on or in connection with goods/services in interstate commerce and Applicant's intent to "warehouse" the mark FUTURE. The attached print-outs are submitted as printed publications under Trademark Rule 2.122(e) and *Safer Inc. v. OMS Investments, Inc.*, 94 U.S.P.Q.2d 1031, (T.T.A.B. 2010) ("if a document obtained from the Internet identifies its date of publication or date that it was accessed and printed, and its source (e.g., the URL), it may be admitted into evidence pursuant to notice of reliance in the same manner as a printed publication").

Dated: July 9, 2013

Respectfully submitted,

FUTURE ADS LLC

By: \_\_\_\_\_



Christopher J. Palermo

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1 Almaden Boulevard – Floor 12  
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Tel. (408) 414-1080  
Fax (408) 414-1076  
ATTORNEYS FOR OPPOSER

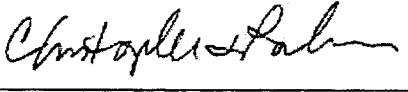
/cjp  
60227-0022



CERTIFICATE OF SERVICE BY MAIL

I hereby certify that a true and complete copy of the foregoing Opposer's Notice of Reliance has been served on Applicant, Kent G. Anderson, unrepresented/pro se, by United States First Class Mail with postage affixed thereon and fully prepaid, on July 9, 2013 to:

Kent G. Anderson  
925 N. Griffin  
Bismarck, ND 58501

By   
\_\_\_\_\_  
Christopher J. Palermo