

HARVEY SISKIND LLP  
IAN K. BOYD (Calif. SBN 191434)  
DONALD A. THOMPSON (Calif. SBN 260076)  
Four Embarcadero Center, 39<sup>th</sup> Floor  
San Francisco, CA 94111  
Telephone: (415) 354-0100  
Facsimile: (415) 391-7124

Attorneys for Opposer,  
E.ON AG

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

E.ON AG,  
a Germany corporation,

Opposer,

v.

COOPER TECHNOLOGIES COMPANY,  
a Delaware corporation,

Applicant.

**NOTICE OF OPPOSITION**

Opposition No.

Application Serial No. 85/589720

Published for Opposition: July 3, 2012

01/04/2013 SWILSON1 00000004 85589720

01 FC:6402

300.00 OP

E.ON AG (“Opposer”) believes it will be damaged by registration of the mark shown in Serial No. 85/589720 (“Applied-For Mark”) by Cooper Technologies Company (“Applicant”) and hereby opposes the same. As grounds for opposition, Opposer alleges:

**DESCRIPTION OF THE APPLIED-FOR MARK**

1. Applicant filed the Applied-For Mark with the United States Patent and Trademark Office (“USPTO”) on April 9, 2012, and it published for opposition on July 3, 2012. Opposer has requested two extensions of time to oppose the Applied-For Mark, which the Board granted on August 1, 2012 and October 31, 2012.

2. The Applied-For Mark consists of the mark EON in Class 11 for “Electric lighting fixtures.”

1  **GROUNDS FOR OPPOSITION**

2 3. Opposer owns numerous U.S. Trademark Registrations for E.ON and EON-formative  
3 marks (“Registered Marks”), including the following:

- 4 • E.ON, U.S. Trademark Registration No. 3,197,817 in in Classes 1, 4, 35, 36, 37, 38,  
5 39, and 40, filed on June 27, 2000 and registered on January 16, 2007, for the goods  
6 and services listed therein.
- 7 • E-ON (stylized), U.S. Trademark Registration No. 3,195,387 in in Classes 1, 4, 35, 36,  
8 37, 38, 39, and 40, filed on June 27, 2000 and registered on January 9, 2007, for the  
9 goods and services listed therein.
- 10 • EON, U.S. Trademark Registration No. 3,245,701 in Classes 1, 4, 35, 36, 37, 38, 39,  
11 and 40, filed on June 29, 2000 and registered on May 29, 2007, for the goods and  
12 services listed therein.
- 13 • E.ON (stylized), U.S. Trademark Registration No. 3,209,862 in Classes 1, 4, 35, 36,  
14 37, 38, 39, and 40, filed on June 29, 2000 and registered on February 20, 2007, for the  
15 goods and services listed therein.
- 16 • E.ON, U.S. Trademark Registration No. 3,211,691 in Class 40, filed on June 29, 2000  
17 and registered on February 20, 2007, for the services listed therein.
- 18 • E.ON, U.S. Trademark Registration No. 3,130,154 in Class 42, filed on May 12, 2005  
19 and registered on August 15, 2006, for the services listed therein.
- 20 • E.ON, U.S. Trademark Registration No. 3,436,383 in Classes 9, 11, and 35, filed on  
21 February 22, 2007 and registered on May 27, 2008, for the goods and services listed  
22 therein.
- 23 • E.ON, U.S. Trademark Registration No. 3,651,406 in Classes 37 and 40, filed on  
24 March 14, 2008 and registered on July 7, 2009, for the services listed therein.

25 4. Opposer’s Registered Marks were based upon applications filed with the USPTO on  
26 dates prior to Applicant’s filing of the Applied-For Mark.

27 5. Opposer’s Registered Marks are valid and constitute *prima facie* evidence of  
28 Opposer’s exclusive right to use such marks in commerce on the goods specified when registered.



**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service, via Express Mail, Tracking Number ED 6739623346 US, with sufficient postage in an envelope addressed to:

ATTN: Trademark Trial and Appeal Board  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451



---

Ian K. Boyd

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the attached Notice of Opposition (Serial No. 85/589720) was served on Applicant via first-class mail on December 31, 2012, postage prepaid, addressed to:

COOPER TECHNOLOGIES COMPANY  
600 TRAVIS STREET  
SUITE 5600  
HOUSTON, TEXAS 77002-2909



---

Ian K. Boyd

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1 HARVEY SISKIND LLP  
IAN K. BOYD (Calif. SBN 191434)  
2 DONALD A. THOMPSON (Calif. SBN 260076)  
3 Four Embarcadero Center, 39<sup>th</sup> Floor  
San Francisco, CA 94111  
4 Telephone: (415) 354-0100  
Facsimile: (415) 391-7124

5 Attorneys for Opposer,  
6 E.ON AG

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

9  
10 E.ON AG,  
a Germany corporation,

11  
12 Opposer,

13 v.

14 COOPER TECHNOLOGIES COMPANY,  
a Delaware corporation,

15  
16 Applicant.

**NOTICE OF OPPOSITION**

Opposition No.

Application Serial No. 85/589720

Published for Opposition: July 3, 2012

17  
18 E.ON AG (“Opposer”) believes it will be damaged by registration of the mark shown in Serial  
19 No. 85/589720 (“Applied-For Mark”) by Cooper Technologies Company (“Applicant”) and hereby  
20 opposes the same. As grounds for opposition, Opposer alleges:

21 **DESCRIPTION OF THE APPLIED-FOR MARK**

22 1. Applicant filed the Applied-For Mark with the United States Patent and Trademark  
23 Office (“USPTO”) on April 9, 2012, and it published for opposition on July 3, 2012. Opposer has  
24 requested two extensions of time to oppose the Applied-For Mark, which the Board granted on  
25 August 1, 2012 and October 31, 2012.

26 2. The Applied-For Mark consists of the mark EON in Class 11 for “Electric lighting  
27 fixtures.”







**CERTIFICATE OF MAILING**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

I hereby certify that this correspondence is being deposited with the United States Postal Service, via Express Mail, Tracking Number ED 6739623346 US, with sufficient postage in an envelope addressed to:

ATTN: Trademark Trial and Appeal Board  
Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451



---

Ian K. Boyd

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the attached Notice of Opposition (Serial No. 85/589720) was served on Applicant via first-class mail on December 31, 2012, postage prepaid, addressed to:

COOPER TECHNOLOGIES COMPANY  
600 TRAVIS STREET  
SUITE 5600  
HOUSTON, TEXAS 77002-2909



---

Ian K. Boyd

1 HARVEY SISKIND LLP  
2 IAN K. BOYD (Calif. SBN 191434)  
3 DONALD A. THOMPSON (Calif. SBN 260076)  
4 Four Embarcadero Center, 39<sup>th</sup> Floor  
5 San Francisco, CA 94111  
6 Telephone: (415) 354-0100  
7 Facsimile: (415) 391-7124

8 Attorneys for Opposer,  
9 E.ON AG

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

12 E.ON AG,  
13 a Germany corporation,

14 Opposer,

15 v.

16 COOPER TECHNOLOGIES COMPANY,  
17 a Delaware corporation,

18 Applicant.

19 **NOTICE OF OPPOSITION**

20 Opposition No.

21 Application Serial No. 85/589720

22 Published for Opposition: July 3, 2012

23 E.ON AG ("Opposer") believes it will be damaged by registration of the mark shown in Serial  
24 No. 85/589720 ("Applied-For Mark") by Cooper Technologies Company ("Applicant") and hereby  
25 opposes the same. As grounds for opposition, Opposer alleges:

26 **DESCRIPTION OF THE APPLIED-FOR MARK**

27 1. Applicant filed the Applied-For Mark with the United States Patent and Trademark  
28 Office ("USPTO") on April 9, 2012, and it published for opposition on July 3, 2012. Opposer has  
requested two extensions of time to oppose the Applied-For Mark, which the Board granted on  
August 1, 2012 and October 31, 2012.

2. The Applied-For Mark consists of the mark EON in Class 11 for "Electric lighting  
fixtures."

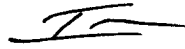




1 **CERTIFICATE OF MAILING**

2  
3 I hereby certify that this correspondence is being deposited with the United States Postal  
4 Service, via Express Mail, Tracking Number ED 6739623346 US, with sufficient postage in an  
5 envelope addressed to:

6 ATTN: Trademark Trial and Appeal Board  
7 Commissioner for Trademarks  
8 P.O. Box 1451  
9 Alexandria, VA 22313-1451

10 

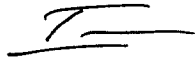
11 \_\_\_\_\_  
12 Ian K. Boyd

**CERTIFICATE OF SERVICE**

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

I hereby certify that a true and correct copy of the attached Notice of Opposition (Serial No. 85/589720) was served on Applicant via first-class mail on December 31, 2012, postage prepaid, addressed to:

COOPER TECHNOLOGIES COMPANY  
600 TRAVIS STREET  
SUITE 5600  
HOUSTON, TEXAS 77002-2909

  
\_\_\_\_\_  
Ian K. Boyd