

ESTTA Tracking number: **ESTTA530948**

Filing date: **04/08/2013**

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

Proceeding	91209512
Party	Defendant RedRockOne, Inc.
Correspondence Address	RYAN GILE WEIDE & MILLER, LTD. 7251 W LAKE MEAD BLVD STE 530 LAS VEGAS, NV 89128-8373 RGile@WeideMiller.com
Submission	Answer
Filer's Name	Ryan Gile
Filer's e-mail	RGile@WeideMiller.com, NLittlejohn@WeideMiller.com
Signature	/Ryan Gile/
Date	04/08/2013
Attachments	ONELIVE-TTAB-Answer.pdf (10 pages)(150547 bytes)

1. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 1 and therefore denies the same.

2. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 2 and therefore denies the same.

3. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 3 and therefore denies the same.

4. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 4 and therefore denies the same.

5. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 5 and therefore denies the same.

6. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 6 and therefore denies the same.

7. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 7 and therefore denies the same.

8. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 8 and therefore denies the same.

9. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 9 and therefore denies the same.

10. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 10 and therefore denies the same.

11. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 11 and therefore denies the same.

12. Applicant admits the allegations of paragraph 12.

13. Applicant admits that the ONELIVE applications were filed on an intent-to-use basis on May 25, 2012. Applicant further admits that it has not yet commenced use of Applicant's Mark in commerce in connection with the goods and services identified in the ONELIVE Applications. Applicant is without knowledge or information sufficient to form a belief as to the remaining allegations of paragraph 13 and therefore denies the same.

14. Applicant admits the allegations of paragraph 14.

15. Applicant denies the allegations of paragraph 15.

16. Without admitting or denying any of the allegations of paragraph 16, Applicant does not object to Opposer's consolidation of the opposition proceedings against Applicant's two ONELIVE Applications.

FIRST CLAIM FOR RELIEF

(Likelihood of Confusion - 2(d))

17. Applicant repeats, realleges and incorporates by reference its responses contained in Paragraphs 1 through 16 as if set forth in full herein.

18. Applicant is without knowledge or information sufficient to form a belief as to the allegations of paragraph 18 and therefore denies the same.

19. Applicant denies the allegations of paragraph 19.

AFFIRMATIVE DEFENSES

A. Applicant's use of Applicant's Mark will not mistakenly be thought by the public to derive from the same source as Opposer's goods or services, nor will such use be thought by the public to be a use by Opposer or with Opposer's authorization or approval.

B. Applicant's Mark, when used on Applicant's goods and services, is not likely to cause confusion, or to cause mistake, or to deceive as to the affiliation, connection or association of Applicant with Opposer, or as to the origin, sponsorship, or approval of Applicant's goods and services by Opposer.

WHEREFORE, Applicant, having answered Opposer's Consolidated Notice of Opposition, respectfully requests that the Consolidated Notice of Opposition be denied and dismissed with prejudice, that Applicant's ONELIVE Applications be allowed to move forward for issuance of Notices of Allowance, costs and disbursements incurred herein, and such other further relief as may be deemed just and proper.

Respectfully submitted,

Dated: April 8, 2013

/Ryan Gile/

Ryan Gile, Esq.

Kendele L. Works, Esq.

Weide & Miller, Ltd.

7251 W. Lake Mead Blvd., Ste. 530

Las Vegas, NV 89128

Tel.: (702) 382-4804

Fax: (702) 382-4805

Attorney for Applicant

CERTIFICATE OF SERVICE

I hereby by certify that I am an employee of Weide & Miller, Ltd. and that on April 8, 2013, I served a full, true and correct copy of the foregoing **CONSOLIDATED ANSWER TO NOTICE OF OPPOSITION** on **OL2, Inc.** by mailing in a sealed, first class mail, postage prepaid envelope and depositing with the United States Postal Service in Las Vegas, Nevada upon the following:

Jennifer Lee Taylor, Esq.
Rosemary S. Tarlton, Esq.
Morrison & Foerster LLP
425 Markey Street
San Francisco, CA 94105-2482
jtaylor@mofocom
rtarlton@mofocom

Attorneys for OL2, Inc.

/Ryan Gile/

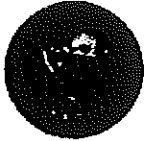
An employee of WEIDE & MILLER, LTD

EXHIBIT A

EXHIBIT A




090201



ROSS MILLER
Secretary of State
204 North Carson Street, Suite 1
Carson City, Nevada 89701-4520
(775) 684-5708
Website: www.nvsos.gov

Certificate of Amendment
(PURSUANT TO NRS 78.385 AND 78.390)

Filed in the office of  Ross Miller Secretary of State State of Nevada	Document Number 20120641236-97 Filing Date and Time 09/17/2012 8:08 AM Entity Number E0632842010-0
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USE BLACK INK ONLY - DO NOT HIGHLIGHT

ABOVE SPACE IS FOR OFFICE USE ONLY

Certificate of Amendment to Articles of Incorporation
For Nevada Profit Corporations
(Pursuant to NRS 78.385 and 78.390 - After Issuance of Stock)

1. Name of corporation:

RedRockone, Inc.

2. The articles have been amended as follows: (provide article numbers, if available)

Name change to oneLIVE inc

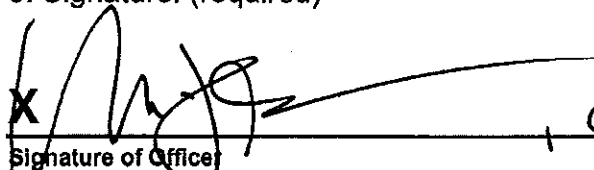
3. The vote by which the stockholders holding shares in the corporation entitling them to exercise a least a majority of the voting power, or such greater proportion of the voting power as may be required in the case of a vote by classes or series, or as may be required by the provisions of the articles of incorporation* have voted in favor of the amendment is:

100%

4. Effective date and time of filing: (optional) Date: 9/15/12 Time: 12:00am

(must not be later than 90 days after the certificate is filed)

5. Signature: (required)

by  CEO
Signature of Officer

If any proposed amendment would alter or change any preference or any relative or other right given to any class or series of outstanding shares, then the amendment must be approved by the vote, in addition to the affirmative vote otherwise required, of the holders of shares representing a majority of the voting power of each class or series affected by the amendment regardless to limitations or restrictions on the voting power thereof.

IMPORTANT: Failure to include any of the above information and submit with the appropriate fee...



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

APRIL 8, 2013

PTAS

WEIDE & MILLER, LTD.
7251 WEST LAKE MEAD BLVD. STE. 530
LAS VEGAS, NV 89128

900251467

UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT RECORDATION BRANCH OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE ASSIGNMENT RECORDATION BRANCH AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT RECORDATION BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 04/04/2013

REEL/FRAME: 4998/0679
NUMBER OF PAGES: 2

BRIEF: CHANGE OF NAME

DOCKET NUMBER: ONELIVE3T/4T

ASSIGNOR:
REDROCKONE, INC.

DOC DATE: 09/15/2012
CITIZENSHIP: NEVADA
ENTITY: CORPORATION

ASSIGNEE:
ONELIVE INC

2709 PINTO LANE
LAS VEGAS, NEVADA 89107

CITIZENSHIP: NEVADA
ENTITY: CORPORATION

SERIAL NUMBER: 85636246
REGISTRATION NUMBER:
MARK: ONELIVE
DRAWING TYPE: STANDARD CHARACTER MARK

FILING DATE: 05/25/2012
REGISTRATION DATE:

SERIAL NUMBER: 85636248
REGISTRATION NUMBER:
MARK: ONELIVE
DRAWING TYPE: STANDARD CHARACTER MARK

FILING DATE: 05/25/2012
REGISTRATION DATE:

ASSIGNMENT RECORDATION BRANCH
PUBLIC RECORDS DIVISION

TRADEMARK ASSIGNMENT

Electronic Version v1.1

Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	CHANGE OF NAME		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
RedRockOne, Inc.		09/15/2012	CORPORATION: NEVADA
RECEIVING PARTY DATA			
Name:	oneLIVE inc		
Street Address:	2709 Pinto Lane		
City:	Las Vegas		
State/Country:	NEVADA		
Postal Code:	89107		
Entity Type:	CORPORATION: NEVADA		
PROPERTY NUMBERS Total: 2			
Property Type	Number	Word Mark	
Serial Number:	85636248	ONELIVE	
Serial Number:	85636246	ONELIVE	
CORRESPONDENCE DATA			
Fax Number:	7023824805		
	<i>Correspondence will be sent to the e-mail address first; if that is unsuccessful, it will be sent via US Mail.</i>		
Phone:	702-382-4804		
Email:	RGile@WeideMiller.com		
Correspondent Name:	Weide & Miller, Ltd.		
Address Line 1:	7251 West Lake Mead Blvd. Ste. 530		
Address Line 4:	Las Vegas, NEVADA 89128		
ATTORNEY DOCKET NUMBER:	ONELIVE3T/4T		
NAME OF SUBMITTER:	Ryan Gile		
Signature:	/Ryan Gile/		
Date:	04/04/2013		
Total Attachments: 1 source=ONELIVE-NameChange#page1.tif			

CH \$65.00 85636248