

ESTTA Tracking number: **ESTTA581529**

Filing date: **01/13/2014**

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	Little, Brown Book Group Limited
Granted to Date of previous extension	01/12/2014
Address	100 Victoria Embankment London, EC4Y 0DY UNITED KINGDOM

Attorney information	Matt Schneller Bracewell & Giuliani LLP 701 Fifth Avenue, Suite 6200 Seattle, WA 98104 UNITED STATES docketing@bgllp.com, matt.schneller@bgllp.com, erin.hennessy@bgllp.com, jennifer.ashton@bgllp.com, lily.hadley@bgllp.com Phone:206-204-6200
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**Applicant Information**

Application No	85676155	Publication date	07/16/2013
Opposition Filing Date	01/13/2014	Opposition Period Ends	01/12/2014
Applicant	ORBIT, LLC 6 Highmeadow Road Weston, MA 02493 MOROCCO		

**Goods/Services Affected by Opposition**

<p>Class 041. First Use: 2012/06/18 First Use In Commerce: 2012/06/18 All goods and services in the class are opposed, namely: Educational and instructional services, namely, providing lectures, classes, seminars, retreats, workshops, webinars, and webcasts in the fields of business development, marketing, communication, promotion, advertising and social media; providing a blog featuring information, news, discussion, and forums about business development, marketing, communication, promotion, advertising and social media; providing electronic publications; Entertainment services, namely, live speaking performances and speaking engagements featuring information in the fields of development, marketing, communication, promotion, advertising and social media; providing webcasts and podcasts featuring information and news in the fields of development, marketing, communication, promotion, advertising and social media</p>
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**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. Application No.	86045280	Application Date	08/22/2013
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	ORBIT		
Design Mark			
Description of Mark	NONE		
Goods/Services	<p>Class 009. First use: First Use: 2007/09/00 First Use In Commerce: 2007/09/00            Electronic publications on the subject of science fiction and fantasy fiction; printed publications in electronically readable forms on the subject of science fiction and fantasy fiction; electronic books on the subject of science fiction and fantasy fiction; sound, video and data recordings, all downloadable from the Internet, containing multimedia entertainment in the science fiction and fantasy genre, including audio books and podcasts; texts encoded in film/fiche form</p> <p>Class 016. First use: First Use: 2007/09/00 First Use In Commerce: 2007/09/00            Books on the subject of science fiction and fantasy fiction; printed matter on the subject of science fiction and fantasy fiction; printed publications on the subject of science fiction and fantasy fiction; magazines and comics on the subject of science fiction and fantasy fiction; stationery, pens, pencils, markers and crayons, pictures, photographs and prints, posters, instructional and teaching materials, decalcomanias and stickers, greeting cards and postcards, calendars and diaries, book plates and book marks</p> <p>Class 041. First use: First Use: 2007/09/00 First Use In Commerce: 2007/09/00            Publication of texts and books, including online publishing, on the subject of science fiction and fantasy fiction; information services relating to books and printed publications; providing online electronic publications (not downloadable) on the subject of science fiction and fantasy fiction; rental and hire of video and audio cassettes and tapes; book club services; arranging and conducting book exhibitions for educational purposes; organisation of competitions</p>		
U.S. Application/Registration No.	NONE	Application Date	NONE
Registration Date	NONE		
Word Mark	ORBIT		
Goods/Services	<p>Used since at least as early as 2007. Class 9: Electronic publications on the subject of science fiction and fantasy fiction; printed publications in electronically readable forms on the subject of science fiction and fantasy fiction; electronic books on the subject of science fiction and fantasy fiction; sound, video and data recordings, all</p>		

	<p>downloadable from the Internet, containing multimedia entertainment in the science fiction and fantasy genre, including audio books and podcasts; texts encoded in film/fiche form Class 16: Books on the subject of science fiction and fantasy fiction; printed matter on the subject of science fiction and fantasy fiction; printed publications on the subject of science fiction and fantasy fiction; magazines and comics on the subject of science fiction and fantasy fiction; stationery, pens, pencils, markers and crayons, pictures, photographs and prints, posters, instructional and teaching materials, decalcomanias and stickers, greeting cards and postcards, calendars and diaries, book plates and book marks Class 41: Publication of texts and books, including online publishing, on the subject of science fiction and fantasy fiction; information services relating to books and printed publications; providing online electronic publications (not downloadable) on the subject of science fiction and fantasy fiction; book club services; arranging and conducting book exhibitions for educational purposes; organisation of competitions</p>
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Attachments	<p>86045280#TMSN.jpeg( bytes ) Orbit NOO.pdf(694973 bytes )</p>
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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	/Matt Schneller/
Name	Matt Schneller
Date	01/13/2014